

TITLE 4: ECONOMIC RESOURCES
DIVISION 5: BUSINESS REGULATION

§ 53067. Use of Marijuana While Driving; Penalty.

(a) A person commits the offense of use of marijuana items while driving if the person consumes any marijuana items while driving a motor vehicle upon a highway or operating a boat, vessel, aircraft, or other motorized device used for transportation.

(b) “Consumes” includes the inhalation of smoke from a marijuana item by a driver or operator of a motor vehicle, boat, vessel, aircraft, or other motorized device used for transportation.

(c) “Marijuana item” has the meaning given that term in 4 CMC § 53005.

(d) The offense described in this section, use of marijuana items while driving, may be fined of up to \$500,* or have his or her driver’s license suspended for up to six (6) months, or both, for the first violation.

(e) Any person found in violation of this section may be fined not more than \$1,000 or have his or her driver’s license suspended for up to one (1) year, or both, for each second or subsequent violation.

(f) A prosecution for using marijuana items while driving a motor vehicle does not preclude a prosecution for driving under the influence of marijuana items while driving a motor vehicle.

* So in original.

Source: PL 20-66 § 2(167) (Sept. 21, 2018), modified.

Commission Comment: The Commission changed “Section 105 of this chapter” to “4 CMC § 53005” in (c) pursuant to 1 CMC § 3806(c) and (g). The Commission inserted a comma after “both” in (e) pursuant to 1 CMC § 3806(g).