

**HB2585**



**104TH GENERAL ASSEMBLY**

**State of Illinois**

**2025 and 2026**

**HB2585**

Introduced 2/6/2025, by Rep. Curtis J. Tarver, II

**SYNOPSIS AS INTRODUCED:**

625 ILCS 5/11-502.1  
625 ILCS 5/11-502.15

Amends the Illinois Vehicle Code. Removes the requirement that cannabis within any area of a motor vehicle must be in an odor-proof container. Provides that if a motor vehicle is driven or occupied by an individual 21 years of age or over, a law enforcement officer may not stop or detain the motor vehicle or its driver nor inspect or search the motor vehicle, the contents of the motor vehicle, or the operator or passenger of the motor vehicle solely based on the odor of burnt or raw cannabis.

LRB104 10603 LNS 20679 b

**A BILL FOR**

1           AN ACT concerning transportation.

2           **Be it enacted by the People of the State of Illinois,**  
3           **represented in the General Assembly:**

4           Section 5. The Illinois Vehicle Code is amended by  
5           changing Sections 11-502.1 and 11-502.15 as follows:

6           (625 ILCS 5/11-502.1)

7           Sec. 11-502.1. Possession of medical cannabis in a motor  
8           vehicle.

9           (a) No driver, who is a medical cannabis cardholder, may  
10           use medical cannabis within the passenger area of any motor  
11           vehicle upon a highway in this State.

12           (b) No driver, who is a medical cannabis cardholder, a  
13           medical cannabis designated caregiver, medical cannabis  
14           cultivation center agent, or dispensing organization agent may  
15           possess medical cannabis within any area of any motor vehicle  
16           upon a highway in this State except in a secured, sealed or  
17           resealable, ~~odor proof~~, and child-resistant ~~medical cannabis~~  
18           container that is inaccessible.

19           (c) No passenger, who is a medical cannabis card holder, a  
20           medical cannabis designated caregiver, or medical cannabis  
21           dispensing organization agent may possess medical cannabis  
22           within any passenger area of any motor vehicle upon a highway  
23           in this State except in a secured, sealed or resealable,

1       ~~odor proof~~, and child-resistant ~~medical cannabis~~ container  
2       that is inaccessible.

3           (d) Any person who violates subsections (a) through (c) of  
4       this Section:

5               (1) commits a Class A misdemeanor;

6               (2) shall be subject to revocation of his or her  
7       medical cannabis card for a period of 2 years from the end  
8       of the sentence imposed; and

9               (3) shall be subject to revocation of his or her  
10       status as a medical cannabis caregiver, medical cannabis  
11       cultivation center agent, or medical cannabis dispensing  
12       organization agent for a period of 2 years from the end of  
13       the sentence imposed.

14       (Source: P.A. 101-27, eff. 6-25-19; 102-98, eff. 7-15-21;  
15       102-558, eff. 8-20-21.)

16           (625 ILCS 5/11-502.15)

17       Sec. 11-502.15. Possession of adult use cannabis in a  
18       motor vehicle.

19           (a) No driver may use cannabis within the passenger area  
20       of any motor vehicle upon a highway in this State.

21           (b) No driver may possess cannabis within any area of any  
22       motor vehicle upon a highway in this State except in a secured,  
23       sealed or resealable, ~~odor proof~~, child-resistant ~~cannabis~~  
24       container that is inaccessible.

25           (c) No passenger may possess cannabis within any passenger

1 area of any motor vehicle upon a highway in this State except  
2 in a secured, sealed or resealable, ~~odor proof~~,  
3 child-resistant ~~cannabis~~ container that is inaccessible.

4 (d) Any person who knowingly violates subsection (a), (b),  
5 or (c) of this Section commits a Class A misdemeanor.

6 (e) If a motor vehicle is driven or occupied by an  
7 individual 21 years of age or over, a law enforcement officer  
8 may not stop or detain the motor vehicle or its driver nor  
9 inspect or search the motor vehicle, the contents of the motor  
10 vehicle, or the operator or passenger of the motor vehicle  
11 solely based on the odor of burnt or raw cannabis.

12 (Source: P.A. 101-27, eff. 6-25-19; 102-98, eff. 7-15-21.)