

**DEPARTMENT TRAFFIC COORDINATOR
COUNTER-TERRORISM AND SPECIAL OPERATIONS BUREAU**

NOTICE
16.2

January 2, 2018

TO: All Sworn Personnel

FROM: Department Traffic Coordinator

SUBJECT: ALCOHOL AND MARIJUANA LAWS - REVISED

PURPOSE

Effective January 1, 2018, the California State Legislature has revised Sections 23200 and 23221 of the California Vehicle Code (CVC).

PROCEDURE

The revision adds new provisions that prohibit a driver or passenger from drinking an alcoholic beverage, or smoking or ingesting marijuana or any marijuana product when a vehicle is being driven. When it is determined that an individual is under the influence and driving a motor vehicle, officers shall be guided by the standardized field sobriety test protocols. The revised sections are considered infractions and should be cited on a Traffic Notice to Appear, LAPD Form 04.50.00. The CVC is revised as follows:

- **Section 23220(a) CVC:** Prohibits a person from drinking alcohol or smoking or ingesting marijuana or any marijuana product while driving a vehicle on off-highway lands, as described in Section 23220(c) VC.
- **Section 23220(b) CVC:** Prohibits a person from drinking alcohol or smoking or ingesting marijuana or any marijuana product while riding as a passenger in a vehicle being driven on off-highway lands, as described in Section 23220(c) VC.
- **Section 23221(a) CVC:** Prohibits a person from drinking alcohol or smoking or ingesting marijuana or any marijuana product while driving a vehicle upon a highway.
- **Section 23221(b) CVC:** Prohibit a person from drinking alcohol or smoking or ingesting marijuana or any marijuana product while riding as a passenger in a vehicle being driving upon a highway.

If you have any questions regarding this Notice, please contact Traffic Coordination Section, Emergency Operations Division, at (213) 486-0690.

APPROVED:



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