CITY OF JOPLIN
COUNCIL AGENDA ITEM

ITEM
Council Bill 2023-005 – amending Chapter 82 – Offenses and Miscellaneous Provisions, Article V – Offenses Against Health and Safety, by changing offenses related to marijuana as a result of November 8, 2022 general election ballot measure Amendment 3.

MEETING DATE
March 20, 2023

ORIGINATING DEPARTMENT
Legal

ATTACHMENTS
Council Bill No. 2023-005

REVIEWED BY
City Attorney: Peter Edwards; Police Chief: Sloan Rowland; City Manager: Nicholas Edwards.

SUMMARY
This Council Bill amends Sections 82-196 and 197 of the City Code by changing offenses related to marijuana as a result of November 8, 2022 general election ballot measure Amendment 3.

BACKGROUND
On November 8, 2022, Missouri voters approved an amendment to the Missouri Constitution to amend Article XIV ("Amendment 3"). Article XIV covers adult marijuana use, cultivation, and possession, and business location, and Amendment 3 changes certain medical marijuana provisions. Amendment 3 went into effect on December 8, 2022, with certain changes rolling into effect over the course of 2023-2025.

Among other changes, Amendment 3 revised the criminalization of marijuana. Now, a person 21 years of age or older may possess up to 3 ounces of unprocessed marijuana or its equivalent. Amendment 3 specified that the fine for smoking marijuana in unauthorized public places is $100.00. Amendment 3 further specified that other marijuana offenses and fines are capped at $250.00 for the first, $500.00 for the second, and $1,000.00 for the third and subsequent violations.

Importantly, individuals may not operate a motor vehicle, aircraft, or motorboat while under the influence of marijuana. Similarly, individuals may not smoke marijuana within a motor vehicle, train, aircraft, motorboat, or other motorized form of transport while it is being operated.

Council Bill 2023-005 makes City Code compliant with Amendment 3.

FUNDING SOURCE
N/A

RECOMMENDATION
Staff recommends adoption of this Council Bill on First Reading.