

**9.51.030 – Possession, Use, and Consumption unlawful**

- A. It is unlawful for any person under 21 years of age to knowingly possess any quantity of any substance containing cannabis, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Program Act.
- B. It shall be unlawful for any person who is a resident of this State to knowingly possess cannabis in excess of the following amounts:
  - 1. 30 grams, but less than 100 grams, of cannabis flower;
  - 2. 500 milligrams tetrahydrocannabinol (THC) in cannabis-infused products; and
  - 3. 5 grams cannabis concentrate.

The possession limits contained herein are to be considered cumulative.

- C. It shall be unlawful for any person who is not a resident of this State to knowingly possess cannabis in excess of the following amounts:
  - 1. 15 grams, but less than 100 grams, of cannabis flower;
  - 2. 25 milligrams tetrahydrocannabinol (THC) in cannabis-infused products; and
  - 3. 2.5 grams cannabis concentrate.

The possession limits contained herein are to be considered cumulative.

- D. It shall be unlawful for any person to possess or use cannabis in a school bus, or on the grounds of any preschool or primary or secondary school, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Program Act.
- E. It shall be unlawful for any person to possess cannabis in a vehicle not open to the public unless the cannabis is in a reasonably secured, sealed container and reasonably inaccessible while the vehicle is moving.
- F. It shall be unlawful for any person to possess or use cannabis in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises;
- G. It shall be unlawful for any person to use cannabis in any public place or motor vehicle; or smoke cannabis in any place where smoking is prohibited under the Smoke Free Illinois Act; or smoke cannabis in retail tobacco stores as defined in the Smoke Free Illinois Act.
- H. It shall be unlawful for any person to use cannabis knowingly in close physical proximity to anyone under 21 years of age who is not a registered medical cannabis patient under the Compassionate Use of Medical Cannabis Program Act;
  - I. It shall be unlawful for any person to facilitate the use of cannabis by any person who is not allowed to use cannabis under the City of St. Charles Municipal Code, the Cannabis Regulation and Tax Act or the Compassionate Use of Medical Cannabis Program Act.
- J. It shall be unlawful for any person to transfer cannabis to any person contrary to the City of St. Charles Municipal Code, the Cannabis Regulation and Tax Act or the Compassionate Use of Medical Cannabis Program Act.
- K. It shall be unlawful for any person to knowingly permit his or her residence, any other private property under his or her control, or any vehicle under his or her control, to be used by a person under the age of 21, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Program Act.
- L. It shall be unlawful for any person to cultivate cannabis unless permitted pursuant to the Compassionate Use of Medical Cannabis Program Act, except that the effect of this subsection shall be limited to persons cultivating less than six (6) cannabis plants.
- M. It shall be unlawful for any person permitted to cultivate cannabis pursuant to the Compassionate Use of Medical Cannabis Program Act to cultivate more than five (5) cannabis plants in excess of five (5) inches tall; to cultivate cannabis in a place that is not an enclosed, locked space; or to store cannabis plants in a location that is subject to ordinary public view.

(2020-M-5 : § 8)