

**CITY OF NORMAN  
ORDINANCE O-2526-22**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN AMENDING  
SECTION 32-426 TO INCLUDE CONSUMPTION OF MARIJUANA; INHALING  
SECONDHAND MARIJUANA SMOKE AND OPEN CONTAINER THAT  
CONTAINS MARIJUANA IN PASSENGER AREA OF MOTOR VEHICLE**

**WHEREAS**, public consumption of marijuana and exposure to secondhand marijuana smoke present health risks and regulatory challenges similar to those associated with public tobacco use; and

**WHEREAS**, alcohol, marijuana, and other drugs can affect driving by slowing coordination, reaction time, and judgment; and

**WHEREAS**, each year thousands of Americans die in traffic crashes, with impairment being the second leading factor after speeding; these facts highlight the need for policies that promote responsible use and safe driving, ensuring public safety without discouraging lawful marijuana consumption; and

**WHEREAS**, a recent state law, Oklahoma Senate Bill 786, will take effect on November 1, 2025, and specifically addresses these concerns within the context of motor vehicle operations; and

**WHEREAS**, under SB 786, it will be unlawful for a person operating a motor vehicle on a public highway, street or alley to consume marijuana, including medical marijuana; prohibits inhaling secondhand marijuana smoke from another person's consumption while operating a vehicle; and prohibits possession of an open container of marijuana within the passenger area of a motor vehicle; and

**WHEREAS**, adoption of this ordinance ensures the City's municipal code remains consistent with state law.

**NOW THEREFORE**, be it ordained by the City Council of the City of Norman, in the State of Oklahoma, as follows:

**SECTION 1:**        **AMENDMENT** “32-426 Driving--Transportation Of Alcoholic Beverages” of the City of Norman Municipal Code is hereby *amended* as follows:

**BEFORE AMENDMENT**

32-426 Driving--Transportation Of Alcoholic Beverages

No person shall transport in any vehicle upon any public street or alley any alcoholic beverage

unless such is:

- (a) In an unopened original container with seal unbroken and the original cap or cork not removed from the container; or
- (b) The container is in the trunk or other closed compartment out of public view and inaccessible to the driver or any other occupant while the vehicle is in motion or while the driver is in actual physical control.

(Code 1976, § 20-527; Ord. No. O-9394-48; Ord. No. O-9697-26; Ord. No. O-1819-8, § 11)

## AFTER AMENDMENT

### 32-426 Driving--Transportation ~~of~~ Alcoholic Beverages and Consumption of Marijuana

1. No person shall transport in any vehicle upon any public street or alley any alcoholic beverage unless such is:

- (a) In an unopened original container with seal unbroken and the original cap or cork not removed from the container; or
- (b) The container is in the trunk or other closed compartment out of public view and inaccessible to the driver or any other occupant while the vehicle is in motion or while the driver is in actual physical control.

2. It shall be unlawful to consume marijuana or inhale secondhand marijuana smoke due to another person's consumption of marijuana while operating a motor vehicle on a public highway, street, or alley. A person operating a motor vehicle on a public highway, street, or alley shall not possess any open container that contains marijuana in the passenger area of the motor vehicle.

(Code 1976, § 20-527; Ord. No. O-9394-48; Ord. No. O-9697-26; Ord. No. O-1819-8, § 11)

**SECTION 2: REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

PASSED AND ADOPTED BY THE CITY OF NORMAN CITY COUNCIL

**AYE**

**NAY**

**ABSENT**

**ABSTAIN**

\_\_\_\_\_  
Presiding Officer

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Attest

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Stephen T. Holman, Mayor, City of  
Norman

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Jamie Meyer, City Clerk, City of  
Norman