

ORDINANCE

By: Chavez, Chowdhury, Wonsley, Payne, and Stevenson

Amending Title 11, Chapter 223 of the Minneapolis Code of Ordinances relating to Health and Sanitation: Drugs.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Article 1 of the above-entitled ordinance be and is hereby repealed.

ARTICLE I. GENERALLY

~~**223.10. Possession of injection implements.** No person, except dealers in surgical instruments, apothecaries, physicians, dentists, veterinarians, nurses, attendants and interns of hospitals, sanatoriums or any other institution in which persons are treated for disability or disease, shall at any time have or possess any hypodermic syringe or needle or any instrument or implement adapted for subcutaneous injections, unless such possession is authorized by the certificate of a physician issued within a period of six (6) months prior to any time of such possession; provided, that such certificate shall not be required of any person under a physician's care for a diabetic condition.~~

~~**223.20. Possession of opium smoking paraphernalia.** No person shall use, possess or have under his control for use any stem, bowl, lamp, yen hock or other opium smoking paraphernalia or accessories used for the smoking or inhalation of opium.~~

Section 2. That Sections 223.230 and 223.235 of the above-entitled ordinance be and are hereby repealed.

~~**223.230. Possession of drug paraphernalia prohibited.** It is unlawful for any person knowingly or intentionally to use or to possess drug paraphernalia. Any violation of this section is a petty misdemeanor.~~

~~**223.235. Possession of drug paraphernalia in a public place prohibited.** It is unlawful for any person knowingly or intentionally to use or to possess drug paraphernalia in a public place. As used in this section, "public place" shall include streets, alleys and sidewalks dedicated to public use, and shall also include such parts of buildings and other premises whether publicly or privately owned which are used by the general public or to which the general public is invited commercially, for a fee, or otherwise, or in or on which the general public is permitted without specific invitation. Any violation of this section is a misdemeanor.~~

Section 3. That Section 223.240 of the above-entitled ordinance be amended to read as follows:

223.240. Manufacture or delivery of drug paraphernalia prohibited. It is unlawful for any person knowingly or intentionally to deliver drug paraphernalia or to knowingly or intentionally to possess or manufacture drug paraphernalia for delivery. Any violation of this section is a misdemeanor.