



SPONSOR: Rep. Dukes

HOUSE OF REPRESENTATIVES
152nd GENERAL ASSEMBLY

HOUSE AMENDMENT NO. 1
TO
HOUSE BILL NO. 119

1 AMEND House Bill No. 119 by inserting at the end of line 13 the following:

2 “The person liable for a violation of this section shall be the operator of the motor vehicle, regardless of who is in
3 possession of the open or unsealed receptacle.”

4 FURTHER AMEND House Bill No. 119 by striking on line 27 the phrase “Whoever violates this section” as it
5 appears therein and inserting in lieu thereof the following phrase “Any operator of a motor vehicle found in violation of this
6 section”.

7 FURTHER AMEND House Bill No. 119 by striking on line 39 the phrase “of the person committing the
8 violation” as it appears therein and inserting in lieu thereof the following phrase “of the operator found to be in violation”.

SYNOPSIS

This amendment clarifies that only the operator of a motor vehicle may be found in violation of the open container law. Passengers are not liable for violations under this section.