

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1512 Session of
1999

INTRODUCED BY SERAFINI, GEIST, KIRKLAND, MAITLAND, MELIO,
PLATTS, RAMOS, ROSS, STABACK, SURRA, E. Z. TAYLOR, WILLIAMS
AND WOGAN, MAY 12, 1999

REFERRED TO COMMITTEE ON JUDICIARY, MAY 12, 1999

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, prohibiting the possession or use of
3 tobacco by minors; and imposing penalties.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 18 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 6306.2. Possession or use of tobacco by minor prohibited.

9 (a) Offense defined.--Any minor under 18 years of age who
10 possesses or uses tobacco in any form commits a summary offense.

11 (b) Seizure.--Any law enforcement officer may seize, take,
12 remove or cause to be removed, any tobacco from a minor found to
13 be in violation of this section.

14 (c) Penalty.--A person who violates this section shall, upon
15 conviction, be sentenced to pay a fine of not more than \$50.

16 (d) Nature of offense.--A summary offense under this section
17 shall not be a criminal offense of record, shall not be
18 reportable as a criminal act and shall not be placed on the

1 criminal record of the offending minor if any such record
2 exists.

3 (e) Definitions.--As used in this section, the following
4 words and phrases shall have the meaning given to them in this
5 subsection:

6 "Minor." Any person under 18 years of age.

7 "Tobacco." A lighted or unlighted cigarette, cigar, pipe or
8 other lighted smoking product and smokeless tobacco in any form.

9 Section 2. This act shall take effect in 60 days.