

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1963 Session of
2005

INTRODUCED BY CAWLEY, TIGUE, CORRIGAN, CURRY, JAMES, FRANKEL,
WALKO, LEACH AND SCAVELLO, SEPTEMBER 26, 2005

REFERRED TO COMMITTEE ON TRANSPORTATION, SEPTEMBER 26, 2005

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, providing for protection of children from
3 secondhand smoke.

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

6 Section 1. Title 75 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 4587. Secondhand smoke.

9 (a) Scope.--This section applies to all of the following:

10 (1) Passenger cars.

11 (2) Class I trucks.

12 (3) Class II trucks.

13 (4) Classic motor vehicles.

14 (5) Antique motor vehicles.

15 (6) Motor homes.

16 (b) Prohibition.--If a child under eight years of age is in
17 a motor vehicle designated in subsection (a), an individual may
18 not smoke or carry a lighted cigarette, cigar or pipe in that

1 motor vehicle.

2 (c) Offense.--An individual who violates this section
3 commits a summary offense and shall, upon conviction, be
4 sentenced to pay a fine of \$25. The court imposing the fine
5 shall transfer the fine to the State Treasurer for deposit in
6 the fund under section 4582 (relating to Child Passenger
7 Restraint Fund).

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