AN ACT

Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in miscellaneous provisions relating to operation of vehicles, providing for protection of children from second-hand smoke in vehicles; and imposing a penalty.

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

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

§ 3701.2. Protection of children from second-hand smoke in vehicles.

(a) General rule.--No individual may smoke in a vehicle that is transporting a child under 12 years of age.

(b) Penalty.--

(1) An individual who violates subsection (a) commits a summary offense and shall, upon conviction, be sentenced to pay a fine of $100.

(2) An individual who commits a second or subsequent offense after being convicted under paragraph (1) commits a summary offense and shall, upon conviction, be sentenced to

...
pay a fine of $250.

(c) Definition.--As used in this section, the term "smoke"
means to carry a lighted cigar, cigarette, pipe or other smoking
device.

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