

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 359 Session of 2009

INTRODUCED BY CRUZ, YOUNGBLOOD, BRENNAN, READSHAW, MELIO,  
SIPTROTH, JOSEPHS, K. SMITH, MAHONEY AND HORNAMAN,  
FEBRUARY 11, 2009

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 11, 2009

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in offenses in general, prohibiting persons from  
3 smoking in motor vehicles occupied by minors; and prescribing  
4 a penalty.

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

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

9 § 3721. Smoking in motor vehicle occupied by minor.

10 No person may smoke a cigarette, pipe or cigar in a motor  
11 vehicle that is occupied by a minor. An operator of a motor  
12 vehicle who violates this section or permits a person in the  
13 motor vehicle to violate this section commits a summary offense  
14 with a maximum fine of \$25. A conviction under this section  
15 shall occur only as a secondary action when the operator of a  
16 motor vehicle has been convicted of violating any other  
17 provision of this title.

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