

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1032 Session of 2015

INTRODUCED BY YAW, RAFFERTY, HAYWOOD AND FONTANA,
OCTOBER 21, 2015

REFERRED TO TRANSPORTATION, OCTOBER 21, 2015

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in miscellaneous provisions, providing for
3 protection of children from second-hand smoke in vehicles;
4 and imposing 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 § 3701.2. Protection of children from second-hand smoke in
10 vehicles.

11 (a) Offense.--An individual may not smoke in a vehicle which
12 is transporting a child under 12 years of age.

13 (b) Grading.--

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

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

1 pay a fine of \$250.

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

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