

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 332 Session of 2017

INTRODUCED BY YAW, HAYWOOD, BREWSTER, WARD AND HUGHES, FEBRUARY 15, 2017

AS AMENDED ON THIRD CONSIDERATION, JUNE 12, 2017

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in miscellaneous provisions relating to operation
3 of vehicles, providing for protection of children from
4 second-hand smoke in vehicles; 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) General rule.--No individual may smoke in a vehicle that
12 is transporting a child under 12 years of age.

13 (b) Penalty.--

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. THE TERM DOES NOT INCLUDE AN ELECTRONIC CIGARETTE. <--

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