
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2191 Session of
2021

INTRODUCED BY CRUZ, SANCHEZ, R. MACKENZIE AND N. NELSON,
DECEMBER 22, 2021

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 22, 2021

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in miscellaneous provisions relating to offenses in
3 general, providing for the offense of smoking in motor
4 vehicles occupied by child under 18 years of age; and
5 prescribing a penalty.

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

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

10 § 3721. Smoking in motor vehicle occupied by child under 18
11 years of age.

12 (a) Offense defined.--No person may smoke in a motor vehicle
13 that is occupied by a child under 18 years of age.

14 (b) Penalty.--

15 (1) An operator of a motor vehicle who violates this
16 section or permits a person in the motor vehicle to violate
17 this section commits a summary offense and shall, upon
18 conviction, be sentenced to pay a fine of not more than \$350.

19 (2) A conviction under this section shall occur only as

1 a secondary action when the operator of a motor vehicle has
2 been convicted of violating any other provision of this
3 title.

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