

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 332 Session of 2017

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

REFERRED TO TRANSPORTATION, FEBRUARY 15, 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.

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