

2009 SESSION

INTRODUCED

090669286

SENATE BILL NO. 1106

Offered January 14, 2009

Prefiled January 13, 2009

A BILL to amend the Code of Virginia by adding a section numbered 46.2-112.1, relating to smoking in cars in which a minor is present; civil penalty.

Patron—Northam

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 46.2-112.1 as follows:

§ 46.2-112.1. Smoking in vehicle with a minor present; civil penalty.

A. It shall be unlawful for a person to smoke in a motor vehicle, whether in motion or at rest, in which a minor is present.

For the purposes of this section, "smoke" means the carrying or holding of any lighted pipe, cigar, or cigarette of any kind, or any other lighted smoking equipment, or the lighting, inhaling, or exhaling of smoke from a pipe, cigar, or cigarette of any kind.

B. A violation of this section shall be punishable by a fine not to exceed \$100.

C. A law-enforcement officer shall not stop a vehicle for the sole purpose of determining whether the driver is in violation of this section.

INTRODUCED

SB1106