

# MAINE STATE LEGISLATURE

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# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

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Legislative Document

No. 1704

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H.P. 1194

House of Representatives, March 9, 1999

**An Act to Protect Children from Secondhand Smoke in Motor Vehicles.**

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Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative GERRY of Auburn. (By Request)

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 22 MRSA §1580-E is enacted to read:**

6 **§1580-E. Smoking prohibited in motor vehicles with children present**

8 **1. Definitions.** As used in this section, unless the  
10 context otherwise indicates, the following terms have the  
following meanings.

12 **A. "Child" means a person under 18 years of age.**

14 **B. "Smoking" means carrying or having in one's possession a**  
16 **lighted cigarette, cigar, pipe or other object giving off**  
**smoke or containing any substance giving off smoke.**

18 **2. Smoking prohibited.** A person may not smoke tobacco or  
20 any other substance in a motor vehicle when a child is in the  
motor vehicle.

22 **3. Violation.** A person who smokes in a motor vehicle when  
24 a child is in the motor vehicle commits a civil violation for  
which a forfeiture of not more than \$100 may be adjudged.

26 **SUMMARY**

28 This bill prohibits smoking in a motor vehicle when children  
30 are in the motor vehicle.