

House Bill 2385

Sponsored by Representative RILEY; Representatives HOLVEY, KOMP, Senator BURDICK (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Creates offense of smoking in motor vehicle while person under age of 17 is in motor vehicle. Punishes by maximum fine of \$90 for first offense, \$180 for second offense and \$360 for third or subsequent offense.

A BILL FOR AN ACT

1
2 Relating to smoking in a motor vehicle.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of the Oregon Vehicle**
5 **Code.**

6 **SECTION 2. (1) A person commits the offense of smoking in a motor vehicle if the person**
7 **smokes cigars, cigarettes or tobacco in any form in a motor vehicle while a person under 17**
8 **years of age is in the motor vehicle.**

9 **(2) The offense described in this section, smoking in a motor vehicle, is a:**

10 **(a) Class D traffic violation for a first offense.**

11 **(b) Class C traffic violation for a second offense.**

12 **(c) Class B traffic violation for a third or subsequent offense.**
13

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.