

HB2939



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2939

by Rep. Marcus C. Evans, Jr.

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1432 new

Amends the Illinois Vehicle Code. Provides that no person may smoke cigarettes, cigars, or pipes of any kind in a motor vehicle containing a minor under 13 years of age. Provides that a violation of this Section is a petty offense subject to a fine not to exceed \$100. Provides that a violation of this Section is not cause to stop or search a motor vehicle or the driver of a motor vehicle.

LRB098 09318 MLW 39458 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by adding
5 Section 11-1432 as follows:

6 (625 ILCS 5/11-1432 new)

7 Sec. 11-1432. Smoking in a motor vehicle with a minor
8 present.

9 (a) For the purposes of this Section, "smoke" means the
10 possession of any lighted pipe, cigar, or cigarette of any kind
11 or any other lighted smoking equipment or the lighting,
12 inhaling, or exhaling of smoke from a pipe, cigar, or cigarette
13 of any kind.

14 (b) It shall be unlawful for a person to smoke in a motor
15 vehicle, whether in motion or at rest, that contains a person
16 younger than 13 years of age.

17 (c) A person that violates this Section shall be guilty of
18 a petty offense and subject to a fine not to exceed \$100.

19 (d) A law enforcement officer may not stop or search a
20 motor vehicle, its contents, the driver, or a passenger solely
21 because of a violation or suspected violation of this Section.