

HB 971

2011

1                   A bill to be entitled  
2           An act relating to motor vehicle operation; prohibiting  
3           smoking in a motor vehicle in which certain minors are  
4           passengers; providing for secondary enforcement; providing  
5           penalties; providing an effective date.

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7   Be It Enacted by the Legislature of the State of Florida:

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9           Section 1. (1) A person who smokes or possesses any  
10 lighted tobacco product in a motor vehicle in which a minor who  
11 is younger than 7 years of age or weighs less than 60 pounds is  
12 a passenger commits a nonmoving violation, punishable as  
13 provided in chapter 318, Florida Statutes.

14           (2) Enforcement of this section must be accomplished only  
15 as a secondary action when a driver has been detained for a  
16 suspected violation of another offense.

17           Section 2. This act shall take effect July 1, 2011.