

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 747

By: Bass

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6 AS INTRODUCED

7 An Act relating to motor vehicles; making it unlawful
8 to smoke in a vehicle with a minor in the vehicle;
9 providing definitions; providing penalty; providing
for codification; providing an effective date; and
declaring an emergency.

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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 11-907 of Title 47, unless there
15 is created a duplication in numbering, reads as follows:

16 A. For purpose of this section, "smoke" means to carry or hold
17 any lighted pipe, cigar or cigarette of any kind or any other
18 lighted smoking equipment or to light or inhale or exhale smoke from
19 a pipe, cigar or cigarette of any kind or any other lighted smoking
20 equipment.

21 B. It is unlawful for a person to smoke in a motor vehicle,
22 whether in motion or at rest, when a person under eighteen (18)
23 years of age is present in the motor vehicle.

1 C. A person who violates the provisions of this section shall
2 be fined One Hundred Dollars (\$100.00). In no case shall motor
3 vehicle points or automobile insurance points or surcharge be
4 assessed against any person for a violation of this section.

5 D. Notwithstanding any provision of law, a law enforcement
6 officer may enforce this section only if the officer has already
7 stopped and detained the driver operating the motor vehicle for a
8 separate traffic violation or other offense.

9 SECTION 2. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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