

1 **SENATE FLOOR VERSION**

2 February 19, 2015

3 **AS AMENDED**

4 SENATE BILL NO. 747

5 By: Bass

6 **[ motor vehicles - to smoke - codification -**  
7 **effective date -**  
8 **emergency ]**

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

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

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

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

21 C. A person who violates the provisions of this section shall  
22 be fined One Hundred Dollars (\$100.00). In no case shall motor  
23

1 vehicle points or automobile insurance points or surcharge be  
2 assessed against any person for a violation of this section.

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

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

11 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY  
12 February 19, 2015 - DO PASS AS AMENDED

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24