

1                                   A bill to be entitled  
 2           An act relating to use of tobacco products in motor  
 3           vehicles; creating s. 316.6136, F.S.; prohibiting smoking  
 4           a tobacco product in a motor vehicle in which another  
 5           person who is a minor is present; providing penalties;  
 6           providing for secondary enforcement; providing an  
 7           effective date.

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

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 11           Section 1.   Section 316.6136, Florida Statutes, is created  
 12   to read:

13           316.6136   Smoking in vehicle in which minor present;  
 14   prohibition.-

15           (1)   A person smoking a tobacco product in a motor vehicle  
 16   in which another person who is minor is present commits a  
 17   nonmoving violation, punishable as provided in chapter 318. As  
 18   used in this subsection, the term "smoking" has the same meaning  
 19   as provided in s. 386.203.

20           (2)   Enforcement of this section may only be accomplished  
 21   as a secondary action after a driver has been detained for a  
 22   suspected violation of another offense.

23           Section 2.   This act shall take effect October 1, 2014.

CODING: Words ~~stricken~~ are deletions; words underlined are additions.