
HOUSE BILL 1114

State of Washington

53rd Legislature

1993 Regular Session

By Representatives King, Valle, Dellwo, Campbell, Franklin, Brough, J. Kohl, Appelwick and Quall

Read first time 1/14/93. Referred to Committee on Health Care.

1 AN ACT Relating to the health of child motor vehicle passengers
2 exposed to secondhand smoke; adding a new section to chapter 46.61 RCW;
3 and prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.61 RCW
6 to read as follows:

7 (1) No person may smoke any kind of lighted pipe, cigar, cigarette,
8 or any other lighted smoking equipment within a motor vehicle if the
9 motor vehicle contains any passengers under the age of sixteen years.

10 (2) A person violating this section shall be issued a notice of
11 traffic infraction under chapter 46.63 RCW. A finding that a person
12 has committed a traffic infraction under this section shall be
13 contained in the driver's abstract but shall not be available to
14 insurance companies or employers.

15 (3) Failure to comply with the requirements of this section does
16 not constitute negligence per se.

17 (4) Enforcement of this section by law enforcement officers may be
18 accomplished only as a secondary action when a driver of a motor

1 vehicle has been detained for a suspected violation of Title 46 RCW or
2 an equivalent local ordinance or some other offense.

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