

House Bill 1423

By: Representatives Gordon of the 162nd, Glanton of the 76th, Mayo of the 91st, Long of the 61st, Stephens of the 161st, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated,
2 relating to general provisions for offenses against public health and morals, so as to provide
3 for the crime of smoking in a motor vehicle while a child is restrained in a child passenger
4 restraining system; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to
9 general provisions for offenses against public health and morals, is amended by adding a new
10 Code section to read as follows:

11 "16-12-2.1.

12 (a) It shall be unlawful for any person to smoke tobacco in any form in the presence of a
13 child who is in a child passenger restraining system in a passenger automobile, van, or
14 pickup truck.

15 (b) A person who violates subsection (a) of this Code section shall be guilty of a
16 misdemeanor."

17 **SECTION 2.**

18 All laws and parts of laws in conflict with this Act are repealed.