

Article 2.5. Smoking in Motor Vehicles

Section 118947.

This act shall be known, and may be cited, as the Marco Firebaugh Memorial Children's Health and Safety Act of 2007.

Section 118948.

(a) It is unlawful for a person to smoke a pipe, cigar, or cigarette in a motor vehicle, whether in motion or at rest, in which there is a minor.

(b) For the purposes of this section, "to smoke" means to have in one's immediate possession a lighted pipe, cigar, or cigarette containing tobacco or any other plant.

(c) A violation of this section is an infraction punishable by a fine not exceeding one hundred dollars (\$100) for each violation.

Section 118949.

A law enforcement officer shall not stop a vehicle for the sole purpose of determining whether the driver is in violation of this article.