

**§2120. Smoking in vehicles when minor is present**

**1. Definition.** As used in this section, unless the context otherwise indicates, "smoking" means inhaling, exhaling, burning or carrying a lighted cigarette, cigar, pipe, weed, plant, regulated narcotic or other combustible substance.

[PL 2017, c. 165, §9 (NEW).]

**2. Prohibition.** Smoking is prohibited in a motor vehicle by the operator or a passenger when a minor is present in that motor vehicle, regardless of whether the motor vehicle's windows are open.

[PL 2019, c. 623, §1 (AMD).]

**3. Prohibition on inspection or search.** A motor vehicle, the contents of the motor vehicle or the operator or a passenger in the motor vehicle may not be inspected or searched solely because of a violation of this section.

[PL 2017, c. 165, §9 (NEW).]

**4. Penalty.** A person who violates subsection 2 commits a traffic infraction for which a fine of \$50 must be adjudged.

[PL 2017, c. 165, §9 (NEW).]

**SECTION HISTORY**

PL 2017, c. 165, §9 (NEW). PL 2019, c. 623, §1 (AMD).

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