

1 (1) The possession of any lighted or heated tobacco product in
2 any form; or

3 (2) Inhaling, exhaling, burning, or heating a substance
4 containing tobacco or nicotine intended for inhalation through a
5 cigar, cigarette, pipe or hookah.

6 (c) Any person violating the provisions of subsection (a) of
7 this section is guilty of a misdemeanor and, upon conviction
8 thereof, shall be fined not more than \$50; upon a second conviction
9 within one year thereafter, shall be fined not more than \$100; and
10 upon a third or subsequent conviction, shall be fined not more than
11 \$250.

NOTE: The purpose of this bill is to prohibit smoking in a motor vehicle when a child is present.

§17C-14-16 is new; therefore, it has been completely underscored.