**South Carolina General Assembly**

118th Session, 2009-2010

**H. 3445**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Clyburn, Sellers, Brantley, Frye, Allen, Allison, Anderson, R.L. Brown, Cobb‑Hunter, Daning, Dillard, Hosey, Howard, Hutto, Limehouse, D.C. Moss, J.H. Neal, Parker, Rice and Spires

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Companion/Similar bill(s): 3082

Introduced in the House on February 5, 2009

Currently residing in the House Committee on **Judiciary**

Summary: Smoking

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/5/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\02-05-09.docx)‑4

2/5/2009 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\02-05-09.docx)‑4

**VERSIONS OF THIS BILL**

[2/5/2009](file:///p:\pprever\2009-10\3445_20090205.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑5‑3910 SO AS TO PROVIDE THAT IT IS UNLAWFUL FOR A DRIVER OR OCCUPANT OF A MOTOR VEHICLE TO SMOKE A TOBACCO PRODUCT WHILE A CHILD OF PRESCHOOL AGE IS ALSO AN OCCUPANT OF THE MOTOR VEHICLE, AND TO PROVIDE A PENALTY.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 31, Chapter 5, Title 56 of the 1976 Code is amended by adding:

“Section 56‑5‑3910. (A) It is unlawful for a driver or occupant of a private or public passenger motor vehicle to smoke a tobacco product while a child of preschool age is also an occupant of the motor vehicle.

(B) A person who violates this provision is guilty of a misdemeanor and, upon conviction, must be fined not more than one hundred dollars or imprisoned for not more than ten days.”

SECTION 2. This act takes effect upon approval by the Governor.

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