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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

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Office

S.B. 82  
134<sup>th</sup> General Assembly

## Bill Analysis

**Version:** As Introduced

**Primary Sponsor:** Sen. Maharath

Margaret E. Marcy, Attorney

### SUMMARY

- Prohibits smoking in a motor vehicle in which a child under six is a passenger.

### DETAILED ANALYSIS

#### Smoking in motor vehicles with young children

The bill prohibits a person from smoking (inhaling, exhaling, burning, or carrying any lighted cigar, cigarette, pipe, or other lighted smoking device for burning tobacco or any other plant) in any motor vehicle in which a child under six is a passenger.<sup>1</sup> A person who violates this prohibition generally is subject to a \$500 fine. However, if the person previously has been convicted of, or pleaded guilty to, a violation of the prohibition, the person must be fined \$500 plus \$250 for each subsequent violation. The bill specifies that smoking in a motor vehicle in which a child under six is a passenger is a strict liability offense.<sup>2</sup>

### HISTORY

Action	Date
Introduced	02-23-21

S0082-I-134/ar

<sup>1</sup> R.C. 4511.80(A) and (B).

<sup>2</sup> R.C. 4511.80(C) and (D).