



Legislation Details (With Text)

File #: Int 0021-2018 **Version:** * **Name:** Prohibiting smoking and using electronic cigarettes in vehicles when a child under the age of eight is present.

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In control: Committee on Health

On agenda: 1/31/2018

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Title: A Local Law to amend the administrative code of the city of New York, in relation to prohibiting smoking and using electronic cigarettes in vehicles when a child under the age of eight is present, and to repeal subdivision f of section 17-505

Sponsors: Fernando Cabrera

Indexes: Agency Rule-making Required

Attachments: 1. Summary of Int. No. 21, 2. Int. No. 21, 3. January 31, 2018 - Stated Meeting Agenda, 4. Hearing Transcript - Stated Meeting 01-31-2018, 5. Minutes of the Stated Meeting - January 31, 2018

Date	Ver.	Action By	Action	Result
1/31/2018	*	City Council	Introduced by Council	
1/31/2018	*	City Council	Referred to Comm by Council	
12/31/2021	*	City Council	Filed (End of Session)	

Int. No. 21

By Council Member Cabrera

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting smoking and using electronic cigarettes in vehicles when a child under the age of eight is present, and to repeal subdivision f of section 17-505

Be it enacted by the Council as follows:

Section 1. Subdivision f of section 17-505 of the administrative code of the city of New York is REPEALED.

§ 2. Section 17-502 of the administrative code of the city of New York is amended by adding new subdivision zz to read as follows:

zz. "Vehicle" means any device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

§ 3. Section 17-503 of the administrative code of the city of New York is amended by adding a new subdivision e to read as follows:

e. It shall be unlawful for the operator or any passenger in a vehicle to be smoking or using electronic cigarettes when a child under the age of eight is present within such vehicle.

§ 4. Subdivision d of section 17-508 of the administrative code of the city of New York is amended to read as follows:

d. It shall be unlawful for any person to smoke, use an electronic cigarette, or use smokeless tobacco in any area or vehicle where such activity is prohibited under section 17-503, section 17-503.1 or section 17-504.

§ 5. This local law takes effect 90 days after its enactment into law, provided that the commissioner of health and mental hygiene, in consultation with the police commissioner, shall promulgate any rules necessary for implementing and carrying out the provisions of this local law prior to its effective date.

AV
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12/12/17