

HOUSE BILL NO. 229

INTRODUCED BY D. ZOLNIKOV

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A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT TEMPORARY ROADBLOCKS MAY BE USED BY LAW ENFORCEMENT AGENCIES ONLY DURING AN ACTIVE EMERGENCY; AND AMENDING SECTION 46-5-502, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 46-5-502, MCA, is amended to read:

"46-5-502. Authority to establish roadblocks. (1) When responding to an active emergency, Any a law enforcement agency of this state is authorized to establish, within its jurisdiction, temporary roadblocks on the highways of this state for the purpose of apprehending persons wanted for violation of the laws of this state, of any other state, or of the United States who are using the highways of this state, ~~identifying drivers, or checking for driver's licenses, vehicle registration, and insurance.~~ Temporary roadblocks are not authorized for any other purpose.

(2) "Active emergency" means an incident that threatens public safety, health, or welfare and requires immediate action."

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