HOUSE BILL NO. 581

INTRODUCED BY STRIZICH

IN THE HOUSE

	IN THE HOUSE
FEBRUARY 4, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
FEBRUARY 19, 1991	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 20, 1991	PRINTING REPORT.
FEBRUARY 21, 1991	POSTED ON ALTERNATE CONSENT CALENDAR.
FEBRUARY 23, 1991	THIRD READING, PASSED. AYES, 96; NOES, 2.
	TRANSMITTED TO SENATE.
	IN THE SENATE
FEBRUARY 25, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
MARCH 16, 1991	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 18, 1991	SECOND READING, CONCURRED IN.
MARCH 19, 1991	THIRD READING, CONCURRED IN. AYES, 48; NOES, 0.
	RETURNED TO HOUSE.
	IN THE HOUSE
MARCH 20, 1991	RECEIVED FROM SENATE.
	SENT TO ENROLLING.
	REPORTED CORRECTLY ENROLLED.

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1	THEUSE BILL NO.	. <u>58/</u>
2	INTRODUCED BY	

AMENDING SECTION 41-5-304, MCA."

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A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING ANY LAW ENFORCEMENT AGENCY IN A JUDICIAL DISTRICT TO USE FINGERPRINT RECORDS AND PHOTOGRAPHS OF YOUTHS FOR CERTAIN PURPOSES; AND

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24 25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 41-5-304, MCA, is amended to read:

11 "41-5-304. Investigation, fingerprints, and 12 photographs. (1) All law enforcement investigations relating 13 to a delinquent youth or youth in need of supervision must 14 be conducted in accordance with this chapter and Title 46.

- 15 (2) A youth may be fingerprinted or photographed for criminal identification purposes:
 - (a) if arrested for conduct alleged to be unlawful that would be a felony if committed by an adult;
- 19 (b) pursuant to a search warrant, supported by probable
 20 cause, issued by a judge, justice of the peace, or
 21 magistrate; or
 - (c) upon the order of the youth court judge, after a petition alleging delinquency has been filed in which the unlawful act alleged would constitute a felony if the act had been committed by an adult.

Montana Legislative Council

1 (3) Fingerprint records and photographs may be used by
2 the—originating any law enforcement agency in the judicial
3 district for comparison and identification purposes in any
4 other investigation."

-End-

APPROVED BY COMMITTEE ON JUDICIARY

1 Seuse BILL NO. 58/

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-End-

SECOND READING
2- MB 581

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Montanu Legislative Council

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-End-

THIRD READING

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2	INTRODUCED BY STRIZICH
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6	RECORDS AND PHOTOGRAPHS OF YOUTHS FOR CERTAIN PURPOSES; AND
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criminal	identi	fication	purpos	ses:			
(a)	if arr	ested fo	r condu	ict allege	d to be	unlawf	ul that
would be	a felo	ny if co	mmitte	d by an ad	ult;		
(b)	pursua	nt to a	search	warrant,	support	ed by p	robable
cause, i	ssued	by a	judge,	justice	of th	ne peac	e, or
magistra	e; or						
(c)	upon	the ord	der of	the youth	court	judge,	after a
petition	allegi	ng deli	quency	has been	filed	in whi	ch the
unlawful	act	alleged	would	constitut	e a fe	lony if	the act
had been	commit	ted by a	n adul	t.			

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