LC 1030

INTRODUCED BY W. Boeth - Mandath Josephin 1 2 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 5 31-188, R.C.M. 1947, CHANGING THE METHOD OF DETERMINATION BY THE COURTS OF AN HABITUAL TRAFFIC OFFENDER." 6 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 31-188, R.C.M. 1947, is amended to 9 read as follows: 10 11 *31-188. When defendant certified for trial. For the purpose of enforcing the provisions of this act, in any case 12 in which the defendant is charged with, -and-found-quilty-of; 13 operating a motor vehicle while his license to do so is 14 suspended or revoked, or is charged with -- and -- found -- quilty 15 ofy driving without a license, the court, after before 16 hearing such charge, shall ascertain whether the defendant 17 has been adjudged an habitual traffic offender and by reason 18 of that judgment is prohibited from operating a motor 19 vehicle in this state. If the court determines that the 20 defendant has been so adjudged and that that judgment 21 remains in effect, the court shall certify the case to the 22 district court of its jurisdiction for trial." 23

-End-

INTRODUCED BILL

HB283

44th Legislature

LC 1030

Approved by Committee on Judiciary

House BILL NO. 283 1 the Mindelle Jourham INTRODUCED BY W. Bac 2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
5 31-188, R.C.M. 1947, CHANGING THE METHOD OF DETERMINATION BY
6 THE COURTS OF AN HABITUAL TRAFFIC OFFENDER."

7

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

9 Section 1. Section 31-188, R.C.M. 1947, is amended to 10 read as follows:

11 "31-188. When defendant certified for trial. For the 12 purpose of enforcing the provisions of this act, in any case 13 in which the defendant is charged with, -and-found-quilty-of, operating a motor vehicle while his license to do so is ì4 15 suspended or revoked, or is charged with -and -found -- guilty of, driving without a license, the court, after before 16 hearing such charge, shall ascertain whether the defendant 17 18 has been adjudged an habitual traffic offender and by reason 19 of that judgment is prohibited from operating a motor 20 vehicle in this state. If the court determines that the 21 defendant has been so adjudged and that that judgment 22 remains in effect, the court shall certify the case to the 23 district court of its jurisdiction for trial."

-End-

HB283

LC 1030

INTRODUCED BY W. Bath Tundal Grahm 1 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 4 31-188, R.C.M. 1947, CHANGING THE METHOD OF DETERMINATION BY 5 THE COURTS OF AN HABITUAL TRAFFIC OFFENDER." 6 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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-End-

THIRD READING

- 18 7 d t

HB 0283/02

1	HOUSE BILL NO. 283
2	INTRODUCED BY W. BAETH, KENDALL, JACOBSEN
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
5	31-188, R.C.M. 1947, CHANGING THE METHOD OF DETERMINATION BY
6	THE COURTS OF AN HABITUAL TRAFFIC OFFENDER."
7	
8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Э	Section 1. Section 31-188, R.C.M. 1947, is amended to
10	read as follows:
11	"31-188. When defendant certified for trial. For the
12	purpose of enforcing the provisions of this act, in any case
13	in which the defendant is charged with , and found guilty of,
14	operating a motor vehicle while his license to do so is
15	suspended or revoked, or is charged with;-andfoundguilty
16	of, driving without a license, the court, after <u>before</u>
17	hearing such charge, shall ascertain whether the defendant
18	has been adjudged an habitual traffic offender and by reason
19	of that judgment is prohibited from operating a motor
20	vehicle in this state. If the court determines that the
21	defendant has been so adjudged and that that judgment
22	remains in effect, the court shall certify the case to the
23	district court of its jurisdiction for trial."
	-End-

and the second second

REFERENCE BILL