

HOUSE BILL NO. 551

Introduced: 01/28/83

Referred to Committee on Local Government: 01/28/83

Hearing: 2/8/83

Report: 02/9/83, Do Not Pass

Bill Killed: 2/10/83

1 House BILL NO. 551

2 INTRODUCED BY J. Jensen *Ally*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A LOCAL
5 GOVERNMENT MAY NOT IMPOUND A MOTOR VEHICLE FOR NONPAYMENT OF
6 A PARKING VIOLATION UNLESS IT CAN PROVE THE VEHICLE WAS
7 UNDER THE CONTROL OF THE OWNER WHEN IT WAS PARKED; AND
8 LIMITING THE CHARGE FOR STORAGE OF AN IMPOUNDED VEHICLE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Limitation on impounding vehicles.
12 Notwithstanding the provisions of 7-14-4628 and 61-12-101, a
13 local government, including a self-governing local
14 government, may not impound a motor vehicle for nonpayment
15 of a parking violation unless the local government can prove
16 in a judicial proceeding that the vehicle was under the
17 physical control of the owner when the vehicle was parked.

18 Section 2. Charges for impounded vehicle. A local
19 government impounding a vehicle for nonpayment of parking
20 violations pursuant to [section 1] may charge the owner of
21 the vehicle an amount not greater than the actual cost of
22 towing plus \$5 per day in storage fees for each day of the
23 impoundment.

-End-

INTRODUCED BILL

H.B. 551