

2011 Legislative Changes



Changes to DUI laws



Note: We previously provided training on this topic.

Changes include designation of a new crime entitled “Aggravated DUI,” Increased Penalties for DUI convictions, provisions for obtaining warrants for blood/ breath, and establishment of 24/7 Sobriety projects.

<http://www.publicdefender.mt.gov/training/2011DUI.pdf>

These bills are already effective

Senate Bill 210



Provide Penalties for
Certain
Communications for
Dangerous Drugs
Prescriptions.

This bill amends 26-1-
805 and 45-9-104

This bill is effective
October 1, 2011

House Bill 250



Repeal 46-13-109 to
Conform with *State v.*
District Court of the
18th District

This bill amends 46-13-
110 and repeals 46-13-
109

This bill is effective
April 7, 2011

House Bill 548



Revising 46-18-203
Regarding Revocation
of a Suspended or
Deferred Sentence

This bill amends 46-18-
203

This bill is effective
**April 20, 2011, and retroactively to
all past revocations, in accordance
with 1-2-109**

Senate Bill 76

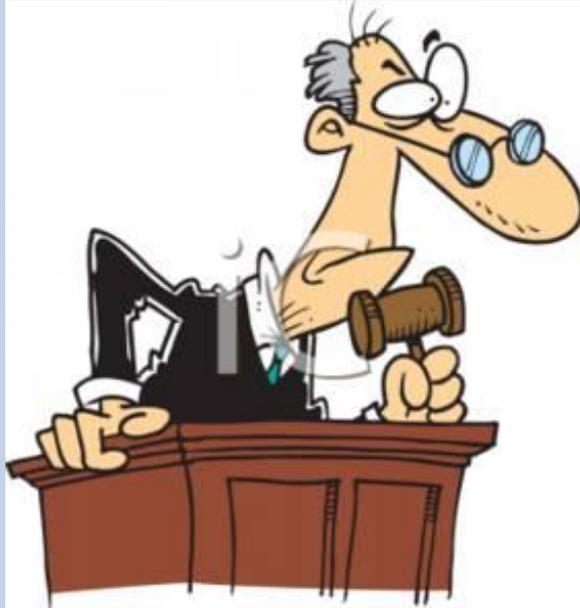


Provide Parole for
Those Sentenced to
Custody of DPHHS
and in State Facility

This bill amends 46-23-
201

This bill is effective
October 1, 2011

House Bill 126



Amend Youth Court
Act to Clarify District
Court Sentencing
Authority.

This bill amends 41-5-
206

This bill is effective
October 1, 2011

Senate Bill 149



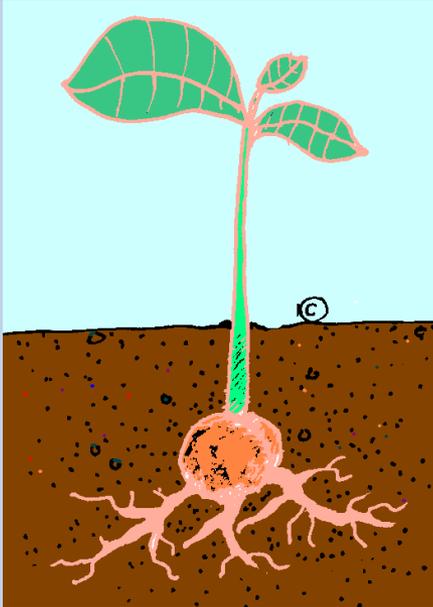
Create the Crime of
Predatory Loitering
for Convicted Sex
Offenders

This bill is codified at
Title 45, chapter 8, part

2

This bill is effective
October 1, 2011

House Bill 185



Ban Synthetic Marijuana and Salvia

This bill amends 44-12-102,
45-9-101, 45-9-102, 45-9-
110, 50-31-306, 50-31-310,
and 50-32-222

This bill is effective
April 8, 2011

Senate Bill 152



Increase Penalty for
Second and
Subsequent Offenses
of Sexual Assault

This bill amends 45-5-
502

This bill is effective
October 1, 2011

Senate Bill 68

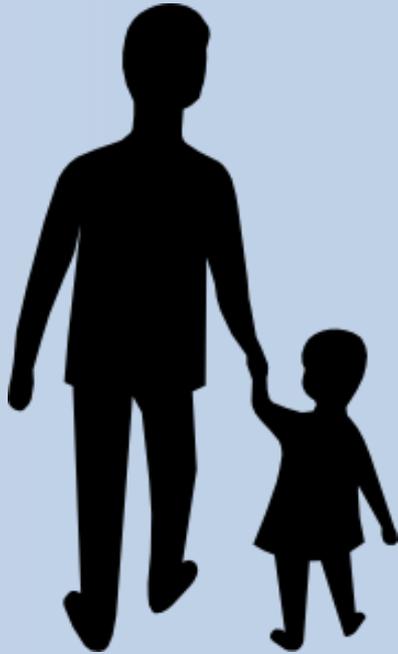


Clarify the Duty of
Driver in an Accident
to Remain at Scene

This bill amends 61-5-405,
61-7-101, 61-7-103, 61-7-
105, 61-7-108, 61-7-118,
and repeals 61-7-104

This bill is effective
October 1, 2011

Senate Bill 153



Revise the
Appointment of
Counsel in Child
Abuse and Neglect
Cases

This bill amends 41-3-
425

This bill is effective
October 1, 2011

Senate Bill 304



Generally Revise
Dependency and
Neglect Laws

This bill amends 41-3-
103, 41-3-201, 41-3-
301, 41-3-427, and 41-
3-432

This bill is effective
October 1, 2011

Senate Bill 187



Generally Revise Public Defender Laws

This bill amends 46-8-101, 46-8-113, 46-8-114, 47-1-102, 47-1-105, 47-1-111, 47-1-202, 47-1-205, 47-1-215, and 47-1-216

This bill is effective
July 1, 2011

House Bill 96



Allow Recovery of
Public Defender Costs
in Involuntary
Commitment Cases

This bill amends 47-1-
110

This bill is effective
October 1, 2011