

FIRST REGULAR SESSION

# SENATE BILL NO. 73

97TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR SCHAEFER.

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Pre-filed December 13, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To amend chapter 304, RSMo, by adding thereto one new section relating to the prohibition of establishing roadside checkpoint patterns based on vehicle types.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

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Section A. Chapter 304, RSMo, is amended by adding thereto one new  
2 section, to be known as section 304.152, to read as follows:

**304.152. 1. Notwithstanding any provision of the law to the  
2 contrary, no law enforcement agency may establish a roadside  
3 checkpoint or road block pattern based upon a particular vehicle type,  
4 including the establishment of motorcycle-only checkpoints.**

**5 2. Notwithstanding subsection 1 of this section, a law  
6 enforcement agency may establish a roadside checkpoint pattern that  
7 only stops and checks commercial motor vehicles, as defined in section  
8 301.010.**

**9 3. The provisions of this section shall not be construed to restrict  
10 any other type of checkpoint or road block which is lawful and is  
11 established and operated in accordance with the provisions of the  
12 United States Constitution and the Constitution of Missouri.**

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