
HOUSE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to
Original House Bill No. 424 by Representative Havard

1 AMENDMENT NO. 1

2 On page 2, line 18, after "officer" and before "using" insert a comma "," and insert
3 "judicial officer, probation or parole officer, or employee of the Department of Public
4 Safety and Corrections using a cellular tracking device when that person is engaged in
5 the lawful performance of official duties and in accordance with other state or federal
6 law, including"

7 AMENDMENT NO. 2

8 On page 3, between lines 4 and 5 insert the following:

9 "(4) The owner of a motor vehicle, including the owner of a vehicle
10 available for rent, who has consented to the use of the tracking device with
11 respect to that vehicle.

12 (5) The lessor or lessee of a motor vehicle and the person operating the
13 motor vehicle who have consented to the use of a tracking device with respect to
14 that vehicle.

15 (6) An automobile manufacturer, its affiliates, subsidiaries, or a related
16 telematics provider installing a feature that could be considered a tracking device
17 with respect to that vehicle.

18 (7)(a) A parent or legal guardian of a minor child whose location or
19 movements are being tracked by the parent or legal guardian.

20 (b) When the parents of the minor child are living separate and apart or
21 are divorced from one another, this exception shall apply only if both parents
22 consent to the tracking of the minor child's location and movements, unless one
23 parent has been granted sole custody, in which case consent of the noncustodial
24 parent shall not be required.

25 (8) The Department of Public Safety and Corrections tracking an offender
26 who is under its custody or supervision.

27 (9) Any provider of a commercial mobile radio service (CMRS), such as
28 a mobile telephone service or vehicle safety or security service, which allows the
29 provider of CMRS to determine the location or movement of a device provided to
30 a customer of such service.

31 (10) Any commercial motor carrier operation."