



24-LS0457I.6  
Luckhaupt  
5/9/05

AMENDMENT

#6

OFFERED IN THE HOUSE  
TO: HCS SB 87(JUD)

by Reps. McGuire  
Gruenberg

1 Page 2, lines 8 - 13:

2 Delete all material and insert:

3 **\*\* Sec. 3. AS 28.05.095(e) is amended to read:**

4 (e) Notwithstanding any other provision of law, a peace officer may not stop  
5 or detain a motor vehicle being operated in a rural area to determine compliance  
6 with (a) of this section, or issue a citation for a violation of (a) of this section, unless  
7 the peace officer has probable cause to stop or detain the motor vehicle other than for  
8 a violation of (a) of this section or the violation occurred within a rural area that is  
9 a municipality and that municipality has enacted an ordinance providing that a  
10 violation of (a) of this section is a primary offense. In this subsection, "rural  
11 area" means a community

12 (1) with a population of 5,000 or less; and

13 (2) that is not connected by road to Anchorage or Fairbanks."