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3 AMENDMENT TO HB34
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8 On page 5 at the end of line 24, delete the
9 quotation mark, and after line 24, insert the following new
10 subdivision (3):

11 "(3) Any person who was arrested for a violation of
12 this section, and whose vehicle was towed and impounded
13 pursuant to this section, may petition the court to determine
14 whether the law enforcement officer had a reasonable belief
15 that the driver was in violation of this section. If the judge
16 determines the law enforcement officer did not have a
17 reasonable belief that the driver was in violation of this
18 section, the judge may order that the law enforcement agency
19 be liable for all towing and storage fees."