

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 123

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

1 RELATING TO MOTORCYCLES; AMENDING CHAPTER 14, TITLE 49, IDAHO CODE, BY THE
2 ADDITION OF A NEW SECTION 49-1431, IDAHO CODE, TO PROVIDE THAT LAW EN-
3 FORCEMENT SHALL NOT ENGAGE IN MOTORCYCLE PROFILING AND TO DEFINE A TERM.
4

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Chapter 14, Title 49, Idaho Code, be, and the same is
7 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
8 ignated as Section 49-1431, Idaho Code, and to read as follows:

9 49-1431. MOTORCYCLE PROFILING. (1) No state or local law enforcement
10 agent or law enforcement agency shall engage in motorcycle profiling.

11 (2) For purposes of this section, "motorcycle profiling" means the ar-
12 bitrary use of the fact that a person rides a motorcycle or wears motorcy-
13 cle-related paraphernalia as a factor in deciding to stop and question, take
14 enforcement action, arrest or search a person or vehicle under the constitu-
15 tion of the United States or the constitution of the state of Idaho.