



Blood Warrant and Agg. DUI Quick Cards for LEO (1.19.23)

A Montana TSRP Training Document

Quick Cards:

On the two pages below, you will find an easily printable “Quick Card” for law enforcement. These Quick Cards are intended to be printed double-sided, laminated, and kept for easy reference in the field.

Topics in this Quick Card:

One side displays the requirements for a DUI Blood Search Warrant. The reverse side displays the circumstances when law enforcement may charge Aggravated DUI or a DUI with Enhanced Penalties (Previously Agg. DUI 61-8-465(1)(e)(2019)).

Note: When charging Aggravated DUI or DUI with Enhanced Penalties, LEO should be mindful to cite both the specific DUI subsection and the Aggravated or Enhanced Penalty statutes.

For example:

Suspect committed the offense of Driving Under the Influence, 1st offense, in violation of MCA § 61-8-1002(1)(a), Aggravated, MCA § 61-8-1001(1).

Suspect committed the offense of Driving Under the Influence, 1st offense, in violation of MCA § 61-8-1002(1)(c), with enhanced penalties, per MCA § 61-8-1007(1)(c).

Contact for Additional Details:

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