From: Jim Nugent
To: Sandra Vasecka
Cc: Grp. City Council and City Web Site; Ian Ortlieb
Subject: RE: Could you clarify for me what your second question t parking commission was? Thank you.
Date: Wednesday, July 20, 2022 12:27:34 PM

SANDRA:

Thanks for the clarification of the topic of interest.

Of course if anyone ever observes a license plate or suspicious license plate circumstance they may inform law enforcement of their observations and concerns.

Montana state law section 46-5-117 MCA entitled "USE OF LICENSE PLATE READER PROHIBITED-EXCEPTIONS-DEFINITION". However, there is more than a full codified page of statutory exceptions that potentially includes what you inquire about.

The statutory exceptions focus on the Montana Department of Transportation and city law enforcement gathering data. In subsection 46-5-117(2) MCA one of the statutory exceptions pertaining to operation of license plate reader by a law enforcement agency includes for the purpose of identifying a vehicle that is stolen; associated with a wanted, missing or endangered person; there is an outstanding warrant; criminal investigative surveillance; etc. etc..

If the motor vehicle is moving in traffic the law enforcement agency must have an independent reason for stopping the vehicle and may not solely rely on the license plate reader information.

JIM NUGENT

From: Sandra Vasecka <VaseckaS@ci.missoula.mt.us>
Sent: Wednesday, July 20, 2022 10:53 AM
To: Jim Nugent <NugentJ@ci.missoula.mt.us>
Subject: RE: Could you clarify for me what your second question t parking commission was? Thank you.

Let's say someone stole my vehicle and parked with it downtown and entered my license plate in the parking meter to pay for parking. If I had reported my vehicle stolen, is there a way that the stolen vehicle would be flagged and a notice would go to the police department that the stolen vehicle is in that area?

I'm unsure if I want to pursue this because of privacy laws.

Sandra Vasecka
Ward 6
Missoula City Councilwoman

From: Jim Nugent <NugentJ@ci.missoula.mt.us>

Sent: Wednesday, July 20, 2022 10:23 AM
To: Sandra Vasecka <VaseckaS@ci.missoula.mt.us>
Subject: Could you clarify for me what your second question t parking commission was? Thank you.