

March 27, 1967
Passed on File

Safety and Law Enforcement 4/3

By LEGISLATIVE RESEARCH COMMITTEE
(Steffen, Allen, Nelson,
Fisher of Greene, Millen,
Hanson of Howard-Mitchell
and Dunton)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

An Act relating to careless driving, reckless driving, and death of a human being caused by means of a motor vehicle.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Section three hundred twenty-one point two
2 hundred eighty-three (321.283), Code 1966, is hereby repealed
3 and the following enacted in lieu thereof:

4 "No person shall operate a motor vehicle in such a careless
5 manner as to endanger the safety of persons or property."

1 Sec. 2. Chapter three hundred twenty-one (321), Code 1966,
2 is hereby amended by adding thereto the following new sections:

3 1. "Any person who operates or drives a motor vehicle in a
4 willful or wanton disregard for the safety of persons or
5 property is guilty of reckless driving.

6 "Reckless driving includes, but is not limited to, the fol-
7 lowing offenses:

8 a. "Driving a motor vehicle while under the influence of
9 intoxicating liquor or any drug which would impair the normal
10 faculties of the driver.

11 b. "Driving a motor vehicle to the left side of the roadway
12 at any time where official signs are in place directing that
13 traffic keep to the right or a distinctive center line or off-
14 center line is marked which distinctive line also so directs
15 traffic as declared in the sign manual adopted by the state

16 highway commission.

17 "Any person convicted of reckless driving shall be punished
18 upon a first conviction by a fine of not more than five hun-
19 dred (500) dollars or by imprisonment in the county jail for
20 a period of not more than ninety (90) days or by both such
21 fine and imprisonment, and upon a second and subsequent con-
22 viction shall be punished by a fine of not more than one
23 thousand (1,000) dollars or by imprisonment in the county jail
24 for a period of not more than six (6) months or by both such
25 fine and imprisonment."

26 2. "Any person who operates or drives any vehicle in a
27 reckless manner whereby a human being is killed or dies as a
28 result thereof is guilty of reckless homicide by means of a
29 motor vehicle.

30 "Any person guilty of reckless homicide by means of a motor
31 vehicle shall be punished upon conviction by a fine of not more
32 than one thousand (1,000) dollars or by imprisonment in the
33 county jail for a period of not more than one (1) year or by
34 both such fine and imprisonment."

1 Sec. 3. Section three hundred twenty-one point three hundred
2 four (321.304), Code 1966, is hereby amended by striking sub-
3 section three (3) of such section.

1 Sec. 4. Section three hundred twenty-one point two hundred
2 nine (321.209), Code 1966, is hereby amended by striking sub-
3 section two (2) of such section and inserting the following in
4 lieu thereof:

5 "Driving a motor vehicle in violation of section three hun-
6 dred twenty-one point two hundred eighty-one (321.281) of the
7 Code."