

Senate amendment to
House File 524

H-1435

1 Amend House File 524, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 321.209, subsection 3, Code 2021, is
5 amended to read as follows:

6 3. Failure to stop and render aid as required under the laws
7 of this state or to otherwise comply with section 321.261 in
8 the event of a motor vehicle accident resulting in the death
9 or personal injury of another.

10 Sec. 2. Section 321.261, subsection 1, Code 2021, is amended
11 to read as follows:

12 1. a. The driver of any vehicle who knows or has reason to
13 believe that the driver's vehicle was involved in an accident
14 resulting in injury to or death of any person shall immediately
15 stop the vehicle at the scene of the accident or as close as
16 possible and if able, shall then return to and remain at the
17 scene of the accident in accordance with [section 321.263](#).
18 Every such stop shall be made without obstructing traffic more
19 than is necessary.

20 b. If the driver of a vehicle leaves the scene of an
21 accident resulting in injury to or death of a person without
22 knowledge or reason to believe that the driver's vehicle was
23 involved in the accident, and later discovers that the driver's
24 vehicle may have been involved in an accident that resulted in
25 injury to or death of a person, the driver shall, as soon as
26 reasonably possible, make a good-faith effort to immediately
27 contact emergency services or make a 911 call and provide the
28 dispatcher with any requested information described in section
29 321.263 and the location and possible time of the accident.

30 Sec. 3. Section 321.261, subsections 3 and 4, Code 2021, are
31 amended to read as follows:

32 3. a. Notwithstanding [subsection 2](#), any person failing to
33 stop or to comply with the requirements in [subsection 1](#), in
34 the event of an accident resulting in a serious injury to any
35 person, is guilty upon conviction of an aggravated misdemeanor.

1 b. Notwithstanding paragraph "a", the driver of a vehicle
2 who knows or has reason to believe that the driver's vehicle
3 caused an accident resulting in a serious injury to one or more
4 persons, and who fails to stop or comply with the requirements
5 of subsection 1, is guilty upon conviction of a class "D"
6 felony.

7 c. For purposes of this section subsection, "serious injury"
8 means as defined in section 702.18.

9 4. a. A person failing to stop or to comply with the
10 requirements in subsection 1, in the event of an accident
11 resulting in the death of a person, is guilty upon conviction
12 of a class "D" felony.

13 b. Notwithstanding paragraph "a", the driver of a vehicle
14 who knows or has reason to believe that the driver's vehicle
15 caused an accident resulting in the death of one or more
16 persons, and who fails to stop or comply with the requirements
17 of subsection 1, is guilty upon conviction of a class "C"
18 felony.

19 Sec. 4. Section 321.261, Code 2021, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 6. Notwithstanding any other provision
22 of law to the contrary, any person who has suffered physical,
23 emotional, or financial harm as the result of a motor vehicle
24 accident from which another person who caused the accident
25 failed to stop or to comply with the requirements of subsection
26 1, as described in subsection 3, paragraph "b", and subsection
27 4, paragraph "b", shall be considered a victim pursuant to
28 chapter 915, subchapter II, for purposes of any related
29 proceedings against the other person.

30 Sec. 5. Section 321.555, subsection 1, paragraph f, Code
31 2021, is amended to read as follows:

32 f. Failure to stop and leave information, or to render aid as
33 required by, or to otherwise comply with sections 321.261 and
34 321.263.>

35 2. Title page, line 2, after <death,> by inserting

1 <providing penalties,>