

House File 2398 - Enrolled

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HOUSE FILE 2398

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1 3 AN ACT
1 4 RELATING TO CRIMINAL PENALTIES FOR A DRIVER CONVICTED
1 5 OF FAILURE TO STOP AND RENDER AID AT THE SCENE OF A
1 6 MOTOR VEHICLE ACCIDENT.
1 7
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 10 Section 1. Section 321.261, Code 2005, is amended by
1 11 adding the following new subsection:
1 12 NEW SUBSECTION. 3. Notwithstanding subsection 2, any
1 13 person failing to stop or to comply with the requirements in
1 14 subsection 1, in the event of an accident resulting in a
1 15 serious injury to any person, is guilty upon conviction of an
1 16 aggravated misdemeanor. For purposes of this section,
1 17 "serious injury" means as defined in section 702.18.
1 18 Sec. 2. Section 321.261, subsection 3, Code 2005, is
1 19 amended to read as follows:
1 20 ~~3- 4.~~ A person failing to stop or to comply with the
1 21 requirements in subsection 1, in the event of an accident
1 22 resulting in the death of a person, is guilty upon conviction
1 23 of ~~an aggravated misdemeanor~~ a class "D" felony.
1 24 Sec. 3. Section 902.12, subsection 6, Code 2005, is
1 25 amended to read as follows:
1 26 6. Vehicular homicide in violation of section 707.6A,
1 27 subsection 1 or 2, if the person was also convicted under
1 28 section 321.261, subsection ~~3~~ 4, based on the same facts or
1 29 event that resulted in the conviction under section 707.6A,
1 30 subsection 1 or 2.

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1 34 _____
1 35 CHRISTOPHER C. RANTS
1 36 Speaker of the House

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2 4 _____
2 5 JEFFREY M. LAMBERTI
2 6 President of the Senate

2 7 I hereby certify that this bill originated in the House and
2 8 is known as House File 2398, Eighty-first General Assembly.
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2 12 _____
2 13 MARGARET THOMSON
2 14 Chief Clerk of the House

2 14 Approved _____, 2006

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2 17 _____
2 18 THOMAS J. VILSACK
2 19 Governor