

House File 313 - Enrolled

House File 313

AN ACT

REQUIRING THE REMOVAL OF MOTOR VEHICLES INVOLVED IN CERTAIN ACCIDENTS FROM THE ROADWAY, AND PROVIDING A PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 321.262, Code 2017, is amended to read as follows:

**321.262 Leaving scene of traffic accident prohibited — vehicle damage only — removal of vehicles.**

1. a. The driver of any vehicle involved in an accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately ~~stop such~~ remove the driver's vehicle at the scene of such accident or as close thereto as possible but shall forthwith return to and in every event from the traveled portion of the roadway if the vehicle is operable and the removal can be achieved in a safe manner. The driver shall remove the vehicle to the shoulder, emergency lane, or median nearest to the scene of the accident such that the vehicle is completely off the traveled portion of the roadway, and shall then stop the vehicle. The driver shall remove the vehicle without obstructing traffic more than is necessary.

b. Another person at the scene of the accident may remove a vehicle involved in the accident in accordance with this subsection to reduce the risk of a subsequent accident or to ensure the safety of persons at the scene of the accident.

2. The driver shall remain at the scene of such the accident

until the driver has fulfilled the requirements of section 321.263. ~~Every such stop shall be made without obstructing traffic more than is necessary.~~ Any person failing to ~~stop or comply with said~~ remain at the scene of the accident or fulfill the requirements of section 321.263 under such circumstances shall be guilty of a misdemeanor and punished as provided in section 321.482.

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LINDA UPMEYER  
Speaker of the House

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JACK WHITVER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 313, Eighty-seventh General Assembly.

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CARMINE BOAL  
Chief Clerk of the House

Approved \_\_\_\_\_, 2017

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TERRY E. BRANSTAD  
Governor