

JAN 24 1997
JUDICIARY

HOUSE FILE 78

BY RICHARDSON and VEENSTRA

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act to increase the penalties for vehicular homicide.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 78

1 Section 1. Section 707.6A, subsection 1, unnumbered
2 paragraph 1, Code 1997, is amended to read as follows:

3 A person commits a class "e" "B" felony when the person
4 unintentionally causes the death of another by any of the
5 following means:

6 Sec. 2. Section 707.6A, subsections 2 and 3, Code 1997,
7 are amended to read as follows:

8 2. A person commits a class "D" "C" felony when the person
9 unintentionally causes the death of another while drag racing,
10 in violation of section 321.278.

11 3. A person commits ~~an aggravated misdemeanor~~ a class "D"
12 felony when the person unintentionally causes a serious
13 injury, as defined in section 321J.1, subsection 8, by any of
14 the means described in subsection 1 of this section.

15 EXPLANATION

16 This bill increases the penalties applicable to vehicular
17 homicide. The penalty for unintentionally causing the death
18 of another by operating a motor vehicle while intoxicated,
19 driving recklessly, or eluding or attempting to elude a law
20 enforcement vehicle is increased from a class "C" felony to a
21 class "B" felony. The penalty for unintentionally causing the
22 death of another while drag racing is increased from a class
23 "D" felony to a class "C" felony. The penalty for
24 unintentionally causing a serious injury by operating a motor
25 vehicle while intoxicated, driving recklessly, or eluding or
26 attempting to elude a law enforcement vehicle is increased
27 from an aggravated misdemeanor to a class "D" felony.

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