

# House Study Bill 777

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
PUBLIC SAFETY BILL BY  
CHAIRPERSON LYKAM)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to eluding or attempting to elude a pursuing law  
2 enforcement vehicle operated by a special security officer  
3 employed by a board of regents institution.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 6515YC 82  
6 jm/rj/8

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1 1 Section 1. Section 321.279, subsection 1, Code 2007, is  
1 2 amended to read as follows:  
1 3 1. The driver of a motor vehicle commits a serious  
1 4 misdemeanor if the driver willfully fails to bring the motor  
1 5 vehicle to a stop or otherwise eludes or attempts to elude a  
1 6 marked official law enforcement vehicle driven by a uniformed  
1 7 peace officer after being given a visual and audible signal to  
1 8 stop. The signal given by the peace officer shall be by  
1 9 flashing red light, or by flashing red and blue lights, and  
1 10 siren. For purposes of this section, "peace officer" means  
1 11 those officers designated under section 801.4, subsection 11,  
1 12 paragraphs "a", "b", "c", "f", "g", and "h".

### 1 13 EXPLANATION

1 14 This bill relates to eluding or attempting to elude a  
1 15 pursuing law enforcement vehicle operated by a special  
1 16 security officer employed by a board of regents institution.  
1 17 The bill adds "special security officers employed by board  
1 18 of regents institutions" to the definition of "peace officer"  
1 19 in Code section 321.279. Under the bill, by adding a special  
1 20 security officer employed by a board of regents institution to  
1 21 the definition of peace officer, a person who eludes or  
1 22 attempts to elude a special security officer commits eluding  
1 23 or attempting to elude a pursuing law enforcement vehicle in  
1 24 violation of Code section 321.279.  
1 25 A person who commits eluding or attempting to elude a  
1 26 pursuing law enforcement vehicle commits a serious or  
1 27 aggravated misdemeanor, or a class "D" felony depending on the  
1 28 severity of the offense.  
1 29 LSB 6515YC 82  
1 30 jm/rj/8