

House File 278 - Introduced

HOUSE FILE 278

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 60)

A BILL FOR

1 An Act relating to eluding or attempting to elude a marked law
2 enforcement vehicle, and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.279, subsection 2, Code 2011, is
2 amended to read as follows:

3 2. a. The driver of a motor vehicle commits an aggravated
4 misdemeanor if the driver willfully fails to bring the motor
5 vehicle to a stop or otherwise eludes or attempts to elude a
6 marked official law enforcement vehicle that is driven by a
7 uniformed peace officer after being given a visual and audible
8 signal as provided in this section and in doing so exceeds the
9 speed limit by twenty-five miles per hour or more.

10 b. The driver of a motor vehicle commits an aggravated
11 misdemeanor if the driver willfully fails to bring the motor
12 vehicle to a stop or otherwise eludes or attempts to elude a
13 marked official law enforcement vehicle that is driven by a
14 uniformed peace officer after being given a visual and audible
15 signal as provided in this section and in doing so endangers
16 the safety or property of another driver of a motor vehicle,
17 pedestrian, bicyclist, or real property owner or lessee, other
18 than a peace officer acting within the official capacity of the
19 officer.

20 EXPLANATION

21 This bill relates to eluding or attempting to elude a marked
22 law enforcement vehicle.

23 The bill provides that a driver of a motor vehicle commits an
24 aggravated misdemeanor if the driver willfully fails to bring
25 the motor vehicle to a stop or otherwise eludes or attempts to
26 elude a marked official law enforcement vehicle that is driven
27 by a uniformed peace officer after being given a visual and
28 audible signal and in doing so endangers the safety or property
29 of another driver of a motor vehicle, pedestrian, bicyclist,
30 or real property owner or lessee, other than a peace officer
31 acting within the official capacity of the officer.

32 An aggravated misdemeanor is punishable by confinement for
33 no more than two years and a fine of at least \$625 but not more
34 than \$6,250.