

House File 422 - Introduced

HOUSE FILE 422

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HF 63)

(COMPANION TO SF 16 BY LOFGREN)

A BILL FOR

- 1 An Act relating to additional penalties for certain violations
- 2 against bicyclists causing serious injury or death committed
- 3 by a person operating a motor vehicle.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.482A, unnumbered paragraph 1, Code
2 2023, is amended to read as follows:

3 Notwithstanding [section 321.482](#), a person who is convicted
4 of operating a motor vehicle in violation of section 321.178,
5 subsection 2, paragraph "a", subparagraph (2), section
6 321.180B, subsection 6, [section 321.194, subsection 2](#),
7 paragraph "b", subparagraph (2), [section 321.256, 321.257](#),
8 section 321.275, subsection 4, [section 321.276](#), section
9 321.281, subsection 1, section 321.297, 321.298, 321.299,
10 [321.302, 321.303, 321.304, 321.305, 321.306, 321.307, 321.311](#),
11 [321.319, 321.320, 321.321, 321.322, 321.323, 321.324, 321.324A](#),
12 [321.327, 321.329, 321.333, section 321.372, subsection 3](#), or
13 section 321.449B, causing serious injury to or the death of
14 another person may be subject to the following penalties in
15 addition to the penalty provided for a scheduled violation in
16 section 805.8A or any other penalty provided by law:

17 EXPLANATION

18 The inclusion of this explanation does not constitute agreement with
19 the explanation's substance by the members of the general assembly.

20 Under current law, Code section 321.281(1) prohibits a
21 person operating a motor vehicle from steering the vehicle
22 unreasonably close to or toward a person riding a bicycle on
23 a highway, including the roadway or the shoulder adjacent
24 to the roadway. The scheduled fine for a violation of Code
25 section 321.281(1) is \$325. Code section 321.482A sets forth
26 additional penalties applicable when a person is convicted of
27 operating a motor vehicle in violation of certain Code sections
28 in Code chapter 321 (motor vehicles and law of the road) if
29 such violation causes serious injury to or the death of another
30 person.

31 This bill adds Code section 321.281(1) to the list of
32 violations subject to additional penalties under Code section
33 321.482A. For a violation causing serious injury, the
34 additional penalties include a fine of \$500 or suspension of
35 the violator's driver's license or operating privileges for not

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1 more than 90 days, or both. For a violation causing death, the
2 additional penalties include a fine of \$1,000 or suspension of
3 the violator's driver's license or operating privileges for not
4 more than 180 days, or both.