

CHAPTER 31**ELUDING A LAW ENFORCEMENT VEHICLE**

H.F. 209

AN ACT relating to increasing the penalty for eluding or attempting to elude an official law enforcement vehicle.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 321.279, Code 1999, is amended to read as follows:

321.279 ELUDING OR ATTEMPTING TO ELUDE PURSUING LAW ENFORCEMENT VEHICLE.

1. The driver of a motor vehicle commits a serious misdemeanor if the driver willfully fails to bring the motor vehicle to a stop or otherwise eludes or attempts to elude a marked official law enforcement vehicle driven by a uniformed peace officer after being given a visual ~~or~~ and audible signal to stop ~~and in doing so exceeds the speed limit by twenty-five miles per hour or more~~. The signal given by the peace officer shall be by flashing red light ~~or~~ and siren. For purposes of this section, "peace officer" means those officers designated under section 801.4, subsection 11, paragraphs "a," "b," "c," "g," and "h".

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

3. The driver of a motor vehicle commits ~~an aggravated misdemeanor~~ a class "D" felony if, ~~while participating in a public offense, as defined in section 702.13, that is a felony,~~ the driver willfully fails to bring the motor vehicle to a stop or otherwise eludes or attempts to elude a marked official law enforcement vehicle that is driven by a uniformed peace officer after being given a visual ~~or~~ and audible signal as provided in this section, and in doing so exceeds the speed limit by twenty-five miles per hour or more, and if any of the following occurs:

a. The driver is participating in a public offense, as defined in section 702.13, that is a felony.

b. The driver is in violation of section 321J.2 or 124.401.

c. The offense results in bodily injury to a person other than the driver.

Approved April 15, 1999

CHAPTER 32**FIRE SAFETY — BED AND BREAKFAST INNS**

H.F. 518

AN ACT relating to the fire safety provisions applicable to a bed and breakfast inn.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 137C.35, unnumbered paragraph 2, Code 1999, is amended to read as follows: