

FEB 13 2006
PUBLIC SAFETY

HOUSE FILE 2352
BY STRUYK, J.R. VAN FOSSEN,
HUSER, and DANDEKAR

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the criminal offense of leaving the scene of a
2 motor vehicle accident, and providing penalties.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

HF 2352

1 Section 1. Section 321.261, subsections 2 and 3, Code
2 2005, are amended to read as follows:

3 2. Any person failing to stop or to comply with the
4 requirements in subsection 1 of this section, in the event of
5 an accident resulting in an injury to any person is guilty
6 upon conviction of a serious aggravated misdemeanor.

7 3. A person failing to stop or to comply with the
8 requirements in subsection 1, in the event of an accident
9 resulting in the death of a person, is guilty upon conviction
10 of an-aggravated-misdemeanor a class "D" felony.

11 EXPLANATION

12 This bill relates to the criminal offense of leaving the
13 scene of a motor vehicle accident.

14 The bill provides that a driver commits an aggravated
15 misdemeanor if the driver involved in an accident causing
16 injuries fails to stop and remain at the scene of that
17 accident. Current law provides that a driver commits a
18 serious misdemeanor for such a violation.

19 The bill also provides that a driver commits a class "D"
20 felony if the driver involved in an accident causing the death
21 of another fails to stop and remain at the scene of that
22 accident. Current law provides that a driver commits an
23 aggravated misdemeanor for such a violation.

24 A serious misdemeanor is punishable by confinement for no
25 more than one year and a fine of at least \$250 but not more
26 than \$1,500. An aggravated misdemeanor is punishable by
27 confinement for no more than two years and a fine of at least
28 \$500 but not more than \$5,000. A class "D" felony is
29 punishable by confinement for no more than five years and a
30 fine of at least \$750 but not more than \$7,500.

31
32
33
34
35