



To: Interested Parties

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RE: Fleeing a peace officer bill comparison

Comparison of S.F. Nos. 191, 323, and 1224 (Fleeing a Peace Officer in a Motor Vehicle)

All three bills establish a new felony offense for fleeing a peace officer in a motor vehicle if the offender operates the vehicle in a culpably negligent manner. The bills differ on the statutory maximum penalty and the length of the driver's license revocation period upon a conviction. **S.F. Nos. 191** and **323** are identical in this regard and provide for a statutory maximum sentence of four years/\$8k fine and a revocation period of not less than four years. **S.F. No. 1224** provides for a statutory maximum sentence of three years/\$5k fine and a revocation of not less than two years.

S.F. No. 1224 also (1) lowers the penalty for the basic fleeing crime from a three year/\$5k felony to a gross misdemeanor and eliminates the driver's license revocation for this (currently the revocation period is for not less than a year), (2) reduces the revocation period for a repeat violation of the basic fleeing crime from not less than three years to not less than one year, and (3) eliminates the current prohibition on a person convicted of any fleeing a peace officer in a motor vehicle crime from receiving a limited driver's license during the first half of the revocation period. Neither **S.F. Nos. 191** nor **323** address these issues.

S.F. No. 191 also (1) establishes a new felony offense for when, during the course of the fleeing, the offender fails to obey certain road signs, signals, or markings, or fails to keep on the proper side of the road (statutory maximum sentence of five years/\$10k fine; driver's license revocation of not less than an unspecified period), and (2) provides an exception to the general prohibition on the use of mobile tracking devices without a court order when used on a fleeing motor vehicle. Neither **S.F. Nos. 323** nor **1224** address these issues.

