



**Department of Public Safety**  
Eugene T. Meyer, Commissioner  
215 East 7<sup>th</sup> Street  
Des Moines, Iowa 50319  
Telephone Number: (515) 725-6182  
Facsimile Number: (515) 725-6195



Colonel Patrick J. Hoye, Chief

For immediate release  
Friday, April 4, 2008  
Des Moines, Iowa

James J. Saunders, SAC  
Public Information Officer  
(515) 725-6196

## **SECTIONS PULLED FROM THE 2007 IOWA CODE**

### **321.323A APPROACHING CERTAIN STATIONARY VEHICLES.**

1. The operator of a motor vehicle approaching a stationary authorized emergency vehicle that is displaying flashing yellow, amber, white, red, or red and blue lights shall approach the authorized emergency vehicle with due caution and shall proceed in one of the following manners, absent any other direction by a peace officer:
  - a.* Make a lane change into a lane not adjacent to the authorized emergency vehicle if possible in the existing safety and traffic conditions.
  - b.* If a lane change under paragraph "*a*" would be impossible, prohibited by law, or unsafe, reduce the speed of the motor vehicle to a reasonable and proper speed for the existing road and traffic conditions, which speed shall be less than the posted speed limit, and be prepared to stop.
  
2. The operator of a motor vehicle approaching a stationary towing or recovery vehicle, a stationary utility maintenance vehicle, a stationary municipal maintenance vehicle, or a stationary highway maintenance vehicle, that is displaying flashing yellow, amber, or red lights, shall approach the vehicle with due caution and shall proceed in one of the following manners, absent any other direction by a peace officer:
  - a.* Make a lane change into a lane not adjacent to the towing, recovery, utility maintenance, municipal maintenance, or highway maintenance vehicle if possible in the existing safety and traffic conditions.



**Department of Public Safety**  
Eugene T. Meyer, Commissioner  
215 East 7<sup>th</sup> Street  
Des Moines, Iowa 50319  
Telephone Number: (515) 725-6182  
Facsimile Number: (515) 725-6195



Colonel Patrick J. Hoye, Chief

- b.* If a lane change under paragraph "*a*" would be impossible, prohibited by law, or unsafe, reduce the speed of the motor vehicle to a reasonable and proper speed for the existing road and traffic conditions, which speed shall be less than the posted speed limit, and be prepared to stop.

### **805.8A MOTOR VEHICLE AND TRANSPORTATION SCHEDULED VIOLATIONS.**

#### 11. *Emergency vehicle violations.*

- a.* For violations under sections 321.231, 321.367, and 321.368, the scheduled fine is thirty-five dollars.
- b.* For a violation under section **321.323A** or 321.324, the scheduled fine is fifty dollars.

### **321.482A VIOLATIONS RESULTING IN INJURY OR DEATH -- ADDITIONAL PENALTIES.**

Notwithstanding section 321.482, a person who is convicted of operating a motor vehicle in violation of section 321.275, subsection 4, section 321.297, 321.298, 321.299, 321.302, 321.303, 321.304, 321.305, 321.306, 321.307, 321.308, section 321.309, subsection 2, or section 321.311, 321.319, 321.320, 321.321, 321.322, 321.323, **321.323A**, 321.324, 321.324A, 321.327, 321.329, or 321.333 causing serious injury to or the death of another person may be subject to the following penalties in addition to the penalty provided for a scheduled violation in section 805.8A or any other penalty provided by law:

1. For a violation causing serious injury, a fine of five hundred dollars or suspension of the violator's driver's license or operating privileges for not more than ninety days, or both. For purposes of this subsection, "*serious injury*" means the same as defined in section 702.18.
2. For a violation causing death, a fine of one thousand dollars or suspension of the violator's driver's license or operating privileges for not more than one hundred eighty days, or both.