

Fleeing and Eluding Police—Special Sentencing Rule, Previous Convictions; Sub. for HB 2442

Sub. for HB 2442 establishes a special sentencing rule for a third or subsequent violation of fleeing or eluding police. The sentence for such violation shall be presumptive imprisonment and shall be served consecutively to any prison sentence. This sentence is not considered a departure and is not subject to appeal.

The bill also amends the fleeing and eluding statute to clarify, within the definition of “conviction,” that it is irrelevant when determining whether a conviction is a first, second, third, or subsequent conviction for sentencing purposes whether an offense occurred before or after conviction for a previous offense.

Finally, the bill makes non-substantive amendments reorganizing the fleeing and eluding penalty provisions.