

Regular Session, 2014

HOUSE BILL NO. 308

BY REPRESENTATIVE SEABAUGH

CRIME: Increases the possible term of imprisonment for the crime of aggravated flight from an officer

1 AN ACT

2 To amend and reenact R.S. 14:108.1(E), relative to the crime of flight from an officer; to  
3 increase the possible term of imprisonment for the crime of aggravated flight from  
4 an officer; to provide for increased penalties when the crime results in serious bodily  
5 injury; to provide for a definition of "serious bodily injury"; and to provide for  
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 14:108.1(E) is hereby amended and reenacted to read as follows:

9 §108.1. Flight from an officer; aggravated flight from an officer

10 \* \* \*

11 E.(1) Whoever commits aggravated flight from an officer shall be  
12 imprisoned at hard labor for not more than ~~two~~ five years and may be fined not more  
13 than two thousand dollars.

14 (2)(a) Whoever commits the crime of aggravated flight from an officer that  
15 results in serious bodily injury shall be imprisoned at hard labor for not more than  
16 ten years and may be fined not more than two thousand dollars.

17 (b) For purposes of this Section, "serious bodily injury" means bodily injury  
18 which involves unconsciousness, extreme physical pain or protracted and obvious

1 disfigurement, or protracted loss or impairment of the function of a bodily member,

2 organ, or mental faculty, or a substantial risk of death.

3 \* \* \*

# DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Seabaugh

HB No. 308

**Abstract:** Increases the possible term of imprisonment for the crime of aggravated flight from an officer to not more than five years and not more than ten years if the crime results in serious bodily injury.

Present law defines the crime of aggravated flight from an officer as the intentional refusal of a driver to bring a vehicle to a stop or of an operator to bring a watercraft to a stop, under circumstances wherein human life is endangered, knowing that he has been given a visual and audible signal to stop by a police officer when the officer has reasonable grounds to believe that the driver or operator has committed an offense.

Present law provides that any person who commits such offense may be fined not more than \$2,000 and shall be imprisoned for not more than two years.

Proposed law increases the possible term of imprisonment for the commission of aggravated flight from an officer from not more than two years to not more than five years and, if the crime results in serious bodily injury, up to 10 years.

Proposed law defines "serious bodily injury".

(Amends R.S. 14:108.1(E))

### Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Amended proposed law changes to the penalty provisions for the commission of aggravated flight from an officer from not more than two years to not more than five years and, if the crime results in serious bodily injury, up to 10 years.