

1998 SESSION

INTRODUCED

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HOUSE BILL NO. 1309

Offered January 26, 1998

A BILL to amend the Code of Virginia by adding a section numbered 46.2-868.1, relating to aggressive driving; penalty.

Patron—Rust

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 46.2-868.1 as follows:

§ 46.2-868.1. Aggressive driving; penalty.

A. Any person who operates a vehicle in reckless disregard for the rights of others, or in a manner that endangers or is likely to endanger any property or any person, including himself or any passenger in his vehicle, is guilty of aggressive driving.

B. For the purposes of this section, "aggressive driving" means committing any two or more of the following violations in a single act or series of acts in close proximity to another motor vehicle: (i) an unsafe lane change; (ii) following too closely; (iii) failure to yield to an overtaking vehicle; (iv) speeding; (v) driving too fast for traffic conditions; (vi) failing to give an adequate signal; and (vii) racing.

C. The penalty for aggressive driving shall be a Class 1 misdemeanor which shall include a mandatory, minimum fine of \$250 not subject to suspension by the court. In addition, a driver convicted of a violation of this section shall have his privilege to operate a motor vehicle suspended for a minimum of 10 days and shall be ordered to attend a remedial driving program. A person convicted of a second or subsequent conviction of this section within twenty-four months following the first conviction shall be punished by the suspension of his privilege to operate a motor vehicle for a minimum of ninety days.

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