

**Adopted
AMENDMENT NO 1 PROPOSED TO**

House Bill No. 402

BY: Representative Bell (65th)

1 **AMEND** by inserting the following language after line 43:

2 (6) In determining whether a police was reckless in his or
3 her pursuit of a suspect, a court shall consider the following
4 factors:

5 (a) The length of the chase;

6 (b) The characteristics of the streets;

7 (c) The type of neighborhood;

8 (d) The seriousness of the suspect's offense;

9 (e) The experience and training of the officer;

10 (f) Whether the officer had available alternatives
11 which would lead to the apprehension of the suspect besides the
12 pursuit;



13 (g) The existence of police policy which prohibits
14 pursuit under the circumstances;
15 (h) The presence of vehicular or pedestrian traffic;
16 (i) The weather conditions and visibility;
17 (j) Whether the officer proceeded with sirens and blue
18 lights; and
19 (k) The rate of speed of the officer in comparison to
20 the posted speed limit.

21 **Further, amend the title to conform.**

