

HOUSE BILL 249

Introduced by Harper, et al.

1/17	Introduced
1/17	Referred to Highways & Transportation
1/18	First Reading
1/29	Hearing
2/05	Tabled in Committee

1 *HOUSE* BILL NO. *249*
 2 INTRODUCED BY *John Simpson*
 3 *Salvin* *Knox*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE CONDITIONS
 5 UNDER WHICH A LAW ENFORCEMENT OFFICER SHALL MAKE A WRITTEN
 6 REPORT OF A MOTOR VEHICLE ACCIDENT; AND AMENDING SECTION
 7 61-7-109, MCA."
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 61-7-109, MCA, is amended to read:

11 "61-7-109. Written reports of accidents -- additional
 12 information -- form of report. (1) The operator of any motor
 13 vehicle which is in any manner involved in an accident
 14 within this state in which any person is killed or injured
 15 or in which damage to the property of any one person in
 16 excess of \$400 is sustained shall, within 10 days after such
 17 accident, report the matter in writing to the department
 18 unless the accident was investigated and reported by a law
 19 enforcement officer as provided in subsection (3).

20 (2) The department may require any driver of a vehicle
 21 involved in an accident of which report must be made as
 22 provided in this section to file supplemental reports
 23 whenever the original report is insufficient and may require
 24 witnesses of accidents to render reports.

25 (3) Every law enforcement officer who in the regular

1 course of duty investigates a motor vehicle accident in
 2 which any person is killed or injured, or in which damage to
 3 the property of any person exceeds ~~\$400~~ \$1,000, or in which
 4 a motor vehicle must be towed from the scene of the
 5 accident, either at the time of and at the scene of the
 6 accident or thereafter by interviewing participants or
 7 witnesses, shall within 10 days after completing the
 8 investigation forward a written report of the accident to
 9 the department.

10 (4) The form of the accident report required under this
 11 section shall contain information sufficient to enable the
 12 department to determine whether the requirements for the
 13 deposit of security for safety responsibility are
 14 inapplicable by reason of the existence of insurance or
 15 other exemptions specified in chapter 6 of this title.

16 (5) A report required by subsection (1) or (2) may not
 17 be used as evidence in any trial, civil or criminal, arising
 18 out of an accident."

-End-

-2- INTRODUCED BILL
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