

MOTOR VEHICLE ACCIDENT REPORT

AMENDMENTS

1999 GENERAL SESSION

STATE OF UTAH

Sponsor: Rebecca D. Lockhart

AN ACT RELATING TO MOTOR VEHICLES; ALLOWING PEACE OFFICERS TO FILE COPIES OF ACCIDENT REPORTS TO THE DEPARTMENT OF PUBLIC SAFETY.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

41-6-35, as last amended by Chapter 174, Laws of Utah 1996

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-6-35** is amended to read:

41-6-35. Accident reports -- Duty of operator and investigative officer to forward or render.

(1) The department may require any operator of a vehicle involved in an accident resulting in injury to or death of any person or total property damage to the apparent extent of \$1,000 or more to forward within ten days after the request:

(a) a written report of the accident to the department; and

(b) a supplemental report when the original report is insufficient in the opinion of the department.

(2) The department may require witnesses of accidents to render reports to the department.

(3) A written accident report is not required under this section from any person who is physically incapable of making a report, during his period of incapacity.

(4) (a) Every peace officer who in the regular course of duty investigates a motor vehicle accident described under Subsection (1) shall file the original ~~h [;]~~ **OR** ~~h~~ an electronic copy ~~h [;or~~ **photocopy]** ~~h~~

of the report of the accident with the department within ten days after completing the investigation.

(b) The report shall be made either at the time of and at the scene of the accident or later

28 by interviewing participants or witnesses.

29 (5) The written reports required to be filed with the department by peace officers and the
30 information in them are not privileged or confidential.

Legislative Review Note
as of 12-3-98 2:03 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel