

MOTOR VEHICLE ACCIDENT REPORTS

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Dennis E. Stowell

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies the Traffic Code by amending provisions relating to motor vehicle accident reports.

Highlighted Provisions:

This bill:

▸ requires a peace officer investigating a motor vehicle accident to ~~§~~ :

• ~~§~~ provide the owner

of livestock injured or killed in the motor vehicle accident a copy of the motor

vehicle accident report; ~~§~~ or

• notify the owner of livestock injured or killed in the motor vehicle accident where

a copy of the motor vehicle accident report can be obtained; ~~§~~

▸ provides that a fee may not be charged to an owner of livestock injured or killed in a motor vehicle accident who is provided a copy of the motor vehicle accident report;

and

▸ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-6a-408, as renumbered and amended by Laws of Utah 2005, Chapter 2



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

29 Section 1. Section **41-6a-408** is amended to read:

30 **41-6a-408. Peace officer investigating accident to notify owner if livestock or**
31 **broken fence involved -- Exempt from liability.**

32 (1) (a) A peace officer investigating an accident resulting in injury or death of any
33 livestock shall make reasonable efforts as soon as possible to:

34 (i) locate the owner of the livestock [~~and~~];

35 (ii) inform the owner of the injured or dead animal[-]; and

36 (iii) ~~§~~ → (A) ← ~~§~~ provide the owner of the livestock a copy of the accident report prepared in
37 accordance with Section 41-6a-404 ~~§~~ → ; or

37a **(B) notify the owner of the livestock where a copy of the accident report prepared in**
37b **accordance with Section 41-6a-404 can be obtained** ← ~~§~~ .

38 (b) Notwithstanding Subsection 41-6a-404(6), a fee may not be charged to an owner of
39 livestock injured or killed in a motor vehicle accident who is provided an accident report under
40 Subsection (1)(a)(iii).

41 (2) A peace officer investigating an accident resulting in a broken fence, if it appears
42 the fence contains or controls the movement of livestock, shall make reasonable efforts as soon
43 as possible to locate the owner of the property and inform the owner of the broken fence.

44 (3) (a) Civil or criminal liability for claims does not arise against any peace officer for
45 failure to locate the owner of the livestock or property.

46 (b) Subsection (3)(a) does not preclude disciplinary action by the law enforcement
47 agency against a peace officer for failure to perform duties required by this section.

Legislative Review Note
as of 1-27-10 1:47 PM

Office of Legislative Research and General Counsel

S.B. 114 - Motor Vehicle Accident Reports

Fiscal Note

2010 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
