

1                                   **LEAVING THE SCENE OF AN ACCIDENT**

2                                   1999 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Sponsor: Brent H. Goodfellow**

5   AN ACT RELATING TO MOTOR VEHICLES; AMENDING CERTAIN PENALTIES  
6   RELATED TO A DRIVER'S FAILURE TO STOP AND REMAIN AT THE SCENE OF AN  
7   ACCIDENT; AND MAKING TECHNICAL CORRECTIONS.

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

9   AMENDS:

10       **41-6-29**, as last amended by Chapters 92 and 138, Laws of Utah 1987

11       **41-6-30**, as last amended by Chapter 138, Laws of Utah 1987

12       **41-6-32**, as last amended by Chapter 138, Laws of Utah 1987

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

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

15       **41-6-29. Operator's duty at accident -- Stop at accident -- Penalty.**

16       (1) (a) The operator of a vehicle involved in an accident [~~resulting~~] that results in injury  
17   to or death of any person shall immediately stop the vehicle at the scene of the accident or as close  
18   to it as possible and shall immediately return to and remain at the scene of the accident until he has  
19   fulfilled the requirements of Section 41-6-31.

20       (b) The stop may not obstruct traffic more than is necessary.

21       (2) A person [~~failing to stop or to comply with the requirements of~~] who violates  
22   Subsection (1)(a) is guilty of a class A misdemeanor and shall be fined not less than \$750.

23       Section 2. Section **41-6-30** is amended to read:

24       **41-6-30. Accidents involving damage to vehicle or property -- Stop at accident --**  
25   **Penalty.**

26       (1) (a) The operator of a vehicle involved in an accident [~~resulting~~] that results only in  
27   damage to a vehicle or other property [~~which~~] that is operated or attended by any person, shall

immediately stop the vehicle at the scene of the accident or as close to it as possible, and shall immediately return to and remain at the scene of the accident until he has fulfilled the requirements of Section 41-6-31.

(b) The stop may not obstruct traffic more than is necessary.

(2) A person who violates Subsection (1)(a) is guilty of a class B misdemeanor.

Section 3. Section **41-6-32** is amended to read:

**41-6-32. Collision with unattended vehicle or other property -- Duties of operator -- Penalty.**

(1) (a) The operator of a vehicle [which] that collides with or is involved in an accident with any vehicle or other property [which] that is unattended and [which] that results in damage to the other vehicle or property shall immediately stop and [either] shall:

(i) locate and notify the operator or owner of the vehicle or the owner of other property of the operator's name and address and the registration number of the vehicle causing the damage[;]; or [shall]

(ii) attach securely in a conspicuous place on the vehicle or other property a written notice giving the operator's name and address and the registration number of the vehicle causing the damage.

(b) If applicable, the operator shall also give notice under Subsections 41-6-31(2) and (3).

(2) A person who violates Subsection (1) is guilty of a class B misdemeanor.

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### Legislative Review Note as of 1-15-99 7:23 AM

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

Office of Legislative Research and General Counsel