

1 **CRIMINAL PENALTIES AMENDMENTS -**
2 **LEAVING THE SCENE OF AN ACCIDENT**

3 2009 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Christopher N. Herrod**

6 Senate Sponsor: _____

8 **LONG TITLE**

9 **General Description:**

10 This bill modifies the Motor Vehicles Code by amending provisions relating to leaving
11 the scene of a motor vehicle traffic accident.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ increases the penalty from a class A misdemeanor to a third degree felony for a
15 person who violates the requirement to stop the vehicle at the scene of an accident
16 and remain at the scene of the accident until the operator has fulfilled certain
17 requirements if the accident resulted in the injury or death of a person; and
- 18 ▶ makes technical changes.

19 **Monies Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 None

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **41-6a-401.3**, as enacted by Laws of Utah 2007, Chapter 132

26 **41-6a-401.5**, as enacted by Laws of Utah 2007, Chapter 132



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

29 Section 1. Section **41-6a-401.3** is amended to read:

30 **41-6a-401.3. Accident involving injury -- Stop at accident -- Penalty.**

31 (1) The operator of a vehicle involved in an accident resulting in injury to a person
32 shall:

33 (a) immediately stop the vehicle at the scene of the accident or as close to it as possible
34 without obstructing traffic more than is necessary; and

35 (b) remain at the scene of the accident until the operator has fulfilled the requirements
36 of Section 41-6a-401.7.

37 (2) A person who violates the provisions of Subsection (1) is guilty of a [~~class A~~
38 ~~misdemeanor~~] third degree felony and shall be fined not less than \$750.

39 Section 2. Section **41-6a-401.5** is amended to read:

40 **41-6a-401.5. Accident involving death -- Stop at accident -- Penalty.**

41 (1) The operator of a vehicle involved in an accident resulting in the death of a person
42 shall:

43 (a) immediately stop the vehicle at the scene of the accident or as close to it as possible
44 without obstructing traffic more than is necessary; and

45 (b) remain at the scene of the accident until the operator has fulfilled the requirements
46 of Section 41-6a-401.7.

47 (2) A person who violates the provisions of Subsection (1) is guilty of a [~~class A~~
48 ~~misdemeanor~~] third degree felony and shall be fined not less than \$750.

Legislative Review Note
as of 1-8-09 2:26 PM

Office of Legislative Research and General Counsel