

## HOUSE AMENDMENTS TO SENATE BILL 314

By COMMITTEE ON JUDICIARY

June 1

1 On page 1 of the printed bill, line 4, delete “4” and insert “5”.

2 In line 9, delete “3” and insert “4”.

3 In line 10, delete “4” and insert “5”.

4 In line 16, delete “3” and insert “4”.

5 In line 19, delete “3” and insert “4”.

6 In line 22, delete “3” and insert “4”.

7 On page 2, after line 16, insert:

8 “(5) The reporting requirements under this section are in addition to, and not in lieu of, the  
9 reporting requirements under ORS 811.720.”.

10 Delete lines 17 through 36 and insert:

11 **“SECTION 3. As used in sections 4 and 5 of this 2009 Act:**

12 **“(1) ‘9-1-1 emergency reporting system’ has the meaning given that term in ORS 401.710.**

13 **“(2) ‘Law enforcement agency’ means any agency that employs members of the Oregon  
14 State Police, a sheriff, a deputy sheriff, a city police officer or a law enforcement officer  
15 employed by a service district established under ORS 451.410 to 451.610 for the purpose of law  
16 enforcement services.**

17 **“SECTION 4. (1) The driver of a vehicle commits the offense of driver failure to report  
18 an accident if the driver is driving any vehicle that is involved in an accident required to be  
19 reported under section 2 of this 2009 Act and the driver, if physically capable, does not give  
20 notice of the accident immediately to a police officer or a law enforcement agency by the  
21 quickest means available.**

22 **“(2) Notwithstanding subsection (1) of this section, a driver does not commit the offense  
23 of driver failure to report an accident if:**

24 **“(a) The accident required to be reported under section 2 of this 2009 Act results in a  
25 serious injury or death; and**

26 **“(b) The driver gives notice of the accident immediately to a 9-1-1 emergency reporting  
27 system by the quickest means available.**

28 **“(3) The offense described in this section, driver failure to report an accident, is a Class  
29 A traffic violation.**

30 **“SECTION 5. (1) A person commits the offense of failure of a vehicle occupant to make  
31 an accident report if:**

32 **“(a) The person is an occupant, other than the driver, of a vehicle at a time when the  
33 vehicle is involved in an accident required to be reported to a police officer or a law  
34 enforcement agency under section 2 of this 2009 Act;**

35 **“(b) The driver of the vehicle is physically incapable of giving notice to a police officer**

1 or a law enforcement agency as required under section 4 of this 2009 Act; and

2 “(c) The occupant does not give notice of the accident immediately to a police officer or  
3 a law enforcement agency by the quickest means available.

4 “(2) Notwithstanding subsection (1) of this section, a person does not commit the offense  
5 of failure of a vehicle occupant to make an accident report if:

6 “(a) The accident required to be reported under section 2 of this 2009 Act results in a  
7 serious injury or death; and

8 “(b) The person gives notice of the accident immediately to a 9-1-1 emergency reporting  
9 system by the quickest means available.

10 “(3) The offense described in this section, failure of a vehicle occupant to make an acci-  
11 dent report, is a Class A traffic violation.

12 “SECTION 6. Sections 2 to 5 of this 2009 Act apply to motor vehicle accidents that occur  
13 on or after the effective date of this 2009 Act.”.

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