

D R A F T

SUMMARY

Requires driver of vehicle involved in accident resulting only in damage to fixtures or property legally upon or adjacent to highway to provide notice to owner of property within one business day of accident.

A BILL FOR AN ACT

1
2 Relating to the offense of failure to perform the duties of a driver when
3 property is damaged; creating new provisions; and amending ORS 811.700.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 811.700 is amended to read:

6 811.700. (1) A person commits the offense of failure to perform the duties
7 of a driver when property is damaged if the person is the driver of any ve-
8 hicle and the person does not perform duties required under any of the fol-
9 lowing:

10 (a) If the person is the driver of any vehicle involved in an accident that
11 results only in damage to a vehicle that is driven or attended by any other
12 person the person must perform all of the following duties:

13 (A) Immediately stop the vehicle at the scene of the accident or as close
14 thereto as possible. Every stop required under this subparagraph shall be
15 made without obstructing traffic more than is necessary.

16 (B) Remain at the scene of the accident until the driver has fulfilled all
17 of the requirements under this paragraph.

18 (C) Give to the other driver or passenger the name and address of the
19 driver and the registration number of the vehicle that the driver is driving
20 and the name and address of any other occupants of the vehicle.

1 (D) Upon request and if available, exhibit and give to the occupant of or
2 person attending any vehicle damaged the number of any documents issued
3 as evidence of driving privileges granted to the driver.

4 (b) If the person is the driver of any vehicle that collides with any vehicle
5 that is unattended, the person shall immediately stop and:

6 (A) Locate and notify the operator or owner of the vehicle of the name
7 and address of the driver and owner of the vehicle striking the unattended
8 vehicle; or

9 (B) Leave in a conspicuous place in the vehicle struck a written notice
10 giving the name and address of the driver and of the owner of the vehicle
11 doing the striking and a statement of the circumstances thereof.

12 (c) If the person is the driver of any vehicle involved in an accident re-
13 sulting only in damage to fixtures or property legally upon or adjacent to a
14 highway, the person shall do all of the following:

15 (A) **Within one business day after the accident**, take reasonable steps
16 to notify the owner or person in charge of the property of such fact and of
17 the driver's name and address and of the registration number of the vehicle
18 the driver is driving.

19 (B) Upon request and if available, exhibit any document issued as official
20 evidence of a grant of driving privileges to the driver.

21 (2) The offense described in this section, failure to perform the duties of
22 a driver when property is damaged, is a Class A misdemeanor and is appli-
23 cable on any premises open to the public.

24 (3) **As used in this section, "business day" means any 24-hour day**
25 **other than a Saturday, a Sunday or a federal or state legal holiday as**
26 **specified in ORS 187.010 and 187.020.**

27 **SECTION 2. The amendments to ORS 811.700 by section 1 of this**
28 **2015 Act apply to offenses committed on or after the effective date of**
29 **this 2015 Act.**

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