ENROLLED SENATE
BILL NO. 1798

By: Stanislawski of the Senate

and

Peterson of the House

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 10-108, which relates to a written report of an accident; providing exception to reporting of certain accidents; authorizing municipalities and counties to adopt ordinances or resolutions on collisions on private property; requiring certain response to and reporting of collisions on private property under certain circumstances; and providing an effective date.

SUBJECT: Motor vehicle accident reports

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2011, Section 10-108, is amended to read as follows:

Section 10-108. A. ~~The~~ Except for collisions occurring on private property, the operator of a motor vehicle which is in any manner involved in a collision upon any road, street, highway or elsewhere within this state resulting in bodily injury to or death of any person or in which it is apparent that damage to one vehicle or other property is in excess of Three Hundred Dollars ($300.00) shall forward a written report of the collision to the Department of Public Safety if settlement of the collision has not been made within six (6) months after the date of the accident and provided that if a settlement has been made a report of the settlement must be made by the parties.

B. A municipality or county shall have the authority to adopt ordinances or resolutions regarding the response of law enforcement to motor vehicle accidents occurring on private property within its jurisdiction; provided, law enforcement agencies shall respond to and report collisions that occur on private property which involve a personal injury, a driver that may be under the influence of alcohol or any other intoxicating substance, or a vehicle that is the property of the state or a political subdivision of the state.

C. Notwithstanding the provisions of Section 7-202 of this title, if any party involved in a collision files a report under this section, the Department shall be responsible for providing the most up-to-date and accurate location information within the Department for either party involved at no cost, and notify all other parties involved in the collision, as specified in the report, that a report has been filed and all other parties shall then furnish the Department, within twenty (20) days, the information as the Department may request to determine whether the parties were in compliance with the requirements of Sections 7-601 through ~~7-609~~ 7-607 of this title at the time of the collision. Upon a finding that an owner or driver was not in compliance with Sections 7-601 through ~~7-609~~ 7-607 of this title, the Department shall then commence proceedings under the provisions of Sections 7-201 and ~~7-301~~ 7-308 through 7-335 of this title.

SECTION 2. This act shall become effective November 1, 2012.

Passed the Senate the 1st day of May, 2012.

Presiding Officer of the Senate

Passed the House of Representatives the 5th day of April, 2012.

Presiding Officer of the House of Representatives