

REFERENCE TITLE: vehicle accidents; minimum reporting requirement

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1118

Introduced by
Senators Gray C, Aguirre: Huppenthal

AN ACT

AMENDING SECTION 28-667, ARIZONA REVISED STATUTES; RELATING TO MOTOR VEHICLE ACCIDENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-667, Arizona Revised Statutes, is amended to
3 read:

4 28-667. Written accident report; definition

5 A. A law enforcement officer or public employee who, in the regular
6 course of duty, investigates a motor vehicle accident resulting in bodily
7 injury, death or damage to the property of any person in excess of ~~one~~
8 ~~thousand~~ TWO THOUSAND FIVE HUNDRED dollars or the issuance of a citation
9 shall complete a written report of the accident as follows:

10 1. Either at the time of and at the scene of the accident or after the
11 accident by interviewing participants or witnesses.

12 2. Within twenty-four hours after completing the investigation.

13 B. Every law enforcement officer or public employee who, in the
14 regular course of duty, investigates a motor vehicle accident that results in
15 damage to the property of any person in an amount of ~~one-thousand~~ TWO
16 THOUSAND FIVE HUNDRED dollars or less, but that does not result in the
17 issuance of a citation or bodily injury or death, shall complete a portion of
18 the written report of the accident. The portion of the written report shall:

19 1. Be completed either at the time of and at the scene of the accident
20 or after the accident by interviewing participants or witnesses.

21 2. Be completed within twenty-four hours after completing the
22 investigation.

23 3. Include the following minimum information:

24 (a) The time, day, month and year of the accident.

25 (b) Information adequate to identify the location of the accident.

26 (c) Identifying information for all involved parties and witnesses,
27 including name, age, sex, address, telephone number, vehicle ownership and
28 registration and proof of insurance.

29 (d) A narrative description of the facts of the accident, a simple
30 diagram of the scene of the accident and the investigating officer's name,
31 agency and identification number.

32 C. The agency employing the officer or public employee:

33 1. Shall not allow a person to examine the accident report or any
34 related investigation report or a reproduction of the accident report or a
35 related investigation report if the request is for a commercial solicitation
36 purpose.

37 2. May require a person requesting the accident or related
38 investigative report to state under penalty of perjury that the report is not
39 examined or copied for a commercial solicitation purpose.

40 3. May retain the original report.

41 4. Shall maintain an electronic copy of the original report if the
42 agency elects not to retain the original report pursuant to paragraph 3 of
43 this subsection.

44 5. Shall immediately forward a copy of the report to the department
45 for its use.

- 1 D. The department may place notes, date stamps, identifying numbers,
2 marks or other information on the copies as needed, if they do not alter the
3 original information reported by the investigating officer or public
4 employee.
- 5 E. For the purposes of this section, "commercial solicitation purpose"
6 means a request for an accident report if there is neither:
- 7 1. A relationship between the person or the principal of the person
8 requesting the accident report and any party involved in the accident.
- 9 2. A reason for the person to request the report other than for the
10 purposes of soliciting a business or commercial relationship.