1   HOUSE BILL NO. 57

2   INTRODUCED BY H. JACOBSON

3   BY REQUEST OF THE DEPARTMENT OF JUSTICE

4

5   A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE PENALTY FOR FAILURE TO STOP AND

6   RENDER AID AT THE SCENE OF AN ACCIDENT INVOLVING INJURY TO OR DEATH OF ANY PERSON;

7   AND AMENDING SECTION 61-7-103, MCA."

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9   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11   **Section 1.** Section 61-7-103, MCA, is amended to read:

12   **"61-7-103. Accidents involving death or personal injuries.** (1) The driver of ~~any~~ a vehicle involved

13   in an accident resulting in injury to or death of any person shall immediately stop ~~such~~ the vehicle at the scene

14   of ~~such~~ the accident or as close ~~thereto~~ to the scene of the accident as possible~~, but~~ and shall ~~then forthwith~~

15   immediately return to and ~~in every event~~ shall remain at the scene of the accident until ~~he~~ the person has fulfilled

16   the requirements of 61-7-105. ~~Every such~~ A stop ~~shall~~ must be made without obstructing traffic more than is

17   necessary.

18   (2) ~~Any~~ A person ~~failing~~ who fails to stop or to comply with ~~said requirements under such circumstances~~

19   subsection (1) shall upon conviction be ~~punished by imprisonment for not less than 30 days or more than 1 year~~

20   ~~or by a fine of not less than $100 or more than $5,000 or by both such fine and imprisonment~~:

21   (a) imprisoned in the county jail for a term not to exceed 6 months or be fined an amount not to exceed

22   $500, or both, if the accident does not involve serious bodily injury to or death of any person;

23   (b) imprisoned in a state prison for a term not to exceed 10 years or be fined an amount not to exceed

24   $50,000, or both, if the accident involves serious bodily injury to or death of any person.

25   (3) The department shall revoke the license ~~or~~, permit to drive, ~~of any resident and any~~ or nonresident

26   operating privilege, as provided in 61-5-205, of any person ~~so~~ convicted ~~for the period prescribed in~~ of a violation

27   of subsection (1), subject to the provisions of 61-5-208."

28   - END -