

HOUSE BILL NO. 57
INTRODUCED BY H. JACOBSON
BY REQUEST OF THE DEPARTMENT OF JUSTICE

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE PENALTY FOR FAILURE TO STOP AND RENDER AID AT THE SCENE OF AN ACCIDENT INVOLVING INJURY TO OR DEATH OF ANY PERSON; AND AMENDING SECTION 61-7-103, MCA."

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

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

"61-7-103. Accidents involving death or personal injuries. (1) The driver of ~~any a~~ vehicle involved in an accident resulting in injury to or death of any person shall immediately stop ~~such the~~ vehicle at the scene of ~~such the~~ accident or as close ~~thereto~~ to the scene of the accident as possible, ~~but and~~ shall ~~then forthwith~~ immediately return to and ~~in every event~~ shall remain at the scene of the accident until ~~he~~ the person has fulfilled the requirements of 61-7-105. ~~Every such A~~ stop shall must be made without obstructing traffic more than is necessary.

(2) ~~Any A~~ person ~~failing who fails~~ to stop or to comply with ~~said requirements under such circumstances~~ subsection (1) shall upon conviction be ~~punished by imprisonment for not less than 30 days or more than 1 year or by a fine of not less than \$100 or more than \$5,000 or by both such fine and imprisonment;~~

(a) imprisoned in the county jail for a term not to exceed 6 months or be fined an amount not to exceed \$500, or both, if the accident does not involve serious bodily injury to or death of any person;

(b) imprisoned in a state prison for a term not to exceed 10 years or be fined an amount not to exceed \$50,000, or both, if the accident involves serious bodily injury to or death of any person.

(3) The department shall revoke the license ~~or~~ 1 permit to drive 1 of ~~any resident and any or~~ nonresident operating privilege, as provided in 61-5-205, of any person ~~so~~ convicted ~~for the period prescribed in~~ of a violation of subsection (1), subject to the provisions of 61-5-208."

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