



## 2015 ASSEMBLY BILL 201

May 5, 2015 – Introduced by Representatives JACQUE, KITCHENS, BERCEAU, EDMING, KAHL, T. LARSON, QUINN, SPIROS and SUBECK, cosponsored by Senators WANGGAARD and HANSEN. Referred to Committee on Judiciary.

1     **AN ACT to amend** 346.67 (1) (intro.) and 346.67 (1) (c); and **to create** 346.67 (3)  
2             of the statutes; **relating to:** the duty to stop at the scene of a motor vehicle  
3             accident.

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### *Analysis by the Legislative Reference Bureau*

Under current law, if an operator of a vehicle is involved in an accident resulting in personal injury or damage to an occupied vehicle, the operator must immediately stop the vehicle at or near the scene of the accident, provide certain information, and render reasonable assistance to any injured person.

Under this bill, an operator of a vehicle involved in an accident must reasonably investigate what was struck and, if he or she knows or has reason to know that the accident resulted in personal injury or vehicle damage, must stop at the scene of the accident and provide the information and assistance described above. This bill also specifies that a prosecutor is not required to allege or prove that an operator knew that he or she collided with a person or a vehicle driven or attended by a person in a prosecution for a violation of the provision described above, as modified in this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

4             **SECTION 1.** 346.67 (1) (intro.) of the statutes is amended to read:

**ASSEMBLY BILL 201****SECTION 1**

1            346.67 (1) (intro.) The operator of any a vehicle involved in an accident  
2        resulting shall reasonably investigate what was struck and if the operator knows or  
3        has reason to know that the accident resulted in injury to or death of any a person  
4        or in damage to a vehicle which that is driven or attended by any a person, the  
5        operator shall immediately stop such the vehicle at the scene of the accident or he  
6        or she is operating as close thereto to the scene of the accident as possible but shall  
7        then forthwith return to and in every event shall remain at the scene of the accident  
8        until the operator has fulfilled done all of the following requirements:

9            **SECTION 2.** 346.67 (1) (c) of the statutes is amended to read:

10           346.67 (1) (c) The operator shall render reasonable assistance to any person  
11        injured in ~~such accident~~ reasonable assistance the accident, including the carrying  
12        transporting, or the making of arrangements for the carrying, of such to transport  
13        the person to a physician, surgeon, or hospital for medical or surgical treatment if  
14        it is apparent that such medical or surgical treatment is necessary or if such carrying  
15        is requested by the injured person.

16           **SECTION 3.** 346.67 (3) of the statutes is created to read:

17           346.67 (3) A prosecutor is not required to allege or prove that an operator knew  
18        that he or she collided with a person or a vehicle driven or attended by a person in  
19        a prosecution under this section.

20           **SECTION 4. Initial applicability.**

21           (1) This act first applies to violations committed on the effective date of this  
22        subsection.

23                            (END)