

SECOND REGULAR SESSION

HOUSE BILL NO. 1660

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE LAGER.

Read 1st time March 10, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4924L.011

AN ACT

To repeal sections 43.250, 43.251, and 610.200, RSMo, and to enact in lieu thereof three new sections relating to accident reports.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 43.250, 43.251, and 610.200, RSMo, are repealed and three new
2 sections enacted in lieu thereof, to be known as sections 43.250, 43.251, and 610.200, to read
3 as follows:

43.250. Every law enforcement officer who investigates a vehicle accident resulting in
2 injury to or death of a person, or total property damage to an apparent extent of five hundred
3 dollars or more to one person, or who otherwise prepares a written **or computer-generated**
4 report as a result of an investigation either at the time of and at the scene of the accident or
5 thereafter by interviewing the participants or witnesses, shall forward a [written] report of such
6 accident to the superintendent of the Missouri state highway patrol within ten days after his **or**
7 **her** investigation of the accident, except that upon the approval of the superintendent of the
8 Missouri state highway patrol the report may be forwarded at a time and/or in a form other than
9 as required in this section.

43.251. 1. The Missouri division of highway safety shall prepare and upon request
2 supply to police departments, sheriffs, and other appropriate agencies or individuals forms for
3 written accident reports as required by sections 43.250 and 43.251. [The written reports]
4 **Reports** shall call for sufficiently detailed information to disclose, with reference to a vehicle
5 accident, the cause, conditions then existing and the persons and vehicles involved.

EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law. Matter in boldface type in the above law is proposed language.

6 2. Every **written or computer-generated** accident report required to be made [in
7 writing] shall be [made] **submitted** on the appropriate form **or in the appropriate computer**
8 **format** approved by the superintendent of the Missouri state highway patrol and shall contain
9 all the information required therein unless not available.

 610.200. 1. Except as provided in subsection 2 of this section all law enforcement
2 agencies that maintain a daily log or record that lists suspected crimes, accidents, or complaints,
3 shall make available the following information for inspection and copying by the public:

4 (1) The time, substance, and location of all complaints or requests for assistance received
5 by the agency;

6 (2) The time and nature of the agency's response to all complaints or requests for
7 assistance; and

8 (3) If the incident involves an alleged crime or infraction:

9 (a) The time, date, and location of occurrence;

10 (b) The name and age of any victim, unless the victim is a victim of a crime under
11 chapter 566, RSMo;

12 (c) The factual circumstances surrounding the incident; and

13 (d) A general description of any injuries, property or weapons involved.

14 2. Any law enforcement agency with custody of an [accident report or] incident report,
15 as defined in section 610.100, shall not release for sixty days after the date of the [accident or]
16 incident the report containing the factual circumstances or general description of any injuries as
17 provided in paragraphs (c) and (d) of subdivision (3) of subsection 1 of this section to a person
18 that is not an interested party. For the purposes of this subsection, an "interested party" is any
19 law enforcement agency, any person who was involved in the [accident or] incident, the street
20 department of the jurisdiction involved, the owner of any vehicle involved in the [accident or]
21 incident, the insurance company, physician or family member of any person involved in the
22 [accident or] incident or any attorney or any member of the news media.