



General Assembly

Amendment

January Session, 2023

LCO No. 7008



Offered by:
SEN. CICARELLA, 34th Dist.

To: Senate Bill No. 1127

File No. 346

Cal. No. 206

"AN ACT EXTENDING THE DEADLINES APPLICABLE TO THE TASK FORCE TO EXAMINE THE MOTOR VEHICLE ACCIDENT REPORT FORM USED BY LAW ENFORCEMENT OFFICERS."

- 1 In line 5, after "statutes", insert ", as amended by this act,"
- 2 After the last section, add the following and renumber sections and
3 internal references accordingly:
- 4 "Sec. 501. Section 14-108a of the general statutes is repealed and the
5 following is substituted in lieu thereof (*Effective July 1, 2023*):
- 6 (a) (1) The Commissioner of Transportation shall prescribe for the
7 Division of State Police within the Department of Emergency Services
8 and Public Protection and for each police department and officer and
9 other suitable agencies or individuals a uniform investigation of
10 accident report, in such form as the commissioner shall prescribe, which
11 form shall be followed in filing all such reports.
- 12 (2) (A) In each motor vehicle accident in which any person is killed
13 or injured or in which damage to the property of any one individual,

14 including the operator, in excess of one thousand dollars is sustained,
15 the police officer, agency or individual who, in the regular course of
16 duty, investigates such accident, either at the time of or at the scene of
17 the accident or thereafter, by interviewing the participants or witnesses,
18 shall, not later than five days after completing such investigation,
19 complete and forward one copy of [such] the accident report to the
20 Commissioner of Transportation.

21 (B) In each motor vehicle accident that does not cause the death or
22 serious physical injury, as defined in section 53a-3, of any person and
23 involves four or fewer motor vehicles, the police officer, agency or
24 individual who, in the regular course of duty, investigates such accident
25 shall, not later than thirty days after such accident, complete such
26 investigation and complete and forward one copy of such report to the
27 Commissioner of Transportation.

28 [Such report] (C) An accident report completed pursuant to
29 subparagraph (A) or (B) of this subdivision shall contain all available
30 information relating to the location and cause of the accident, the
31 conditions then existing, the persons and vehicles involved and the
32 names of the insurance companies issuing their automobile liability
33 policies, as well as the enforcement action taken, if any, and, in the case
34 of a motor vehicle accident in which any person is killed, such report
35 shall, if possible and practicable, reach a conclusion as to the cause of
36 the accident. If such a conclusion cannot be reached, the investigating
37 officer, agency or individual shall refer the case to the state's attorney
38 for the judicial district in which the accident occurred, who may refer
39 the case to the Division of State Police within the Department of
40 Emergency Services and Public Protection for review and further
41 investigation. The Commissioner of Transportation shall forward to the
42 Commissioner of Motor Vehicles one copy of each report of any accident
43 involving a school bus. The Commissioner of Motor Vehicles may
44 inquire into or investigate any accident reported pursuant to this
45 subsection and may request the assistance of the Division of State Police
46 within the Department of Emergency Services and Public Protection for
47 such purposes.

48 (b) (1) In each motor vehicle accident in which any person is killed,
49 the police officer, agency or individual who, in the regular course of
50 duty, investigates such accident shall use reasonable efforts to identify
51 and notify a member of the person's family or household of the fatality
52 as soon as practicable after the accident. Such notification shall (A)
53 indicate that the person was killed in a motor vehicle accident, the
54 location of the accident and the location of the person's body, and (B) on
55 and after the date the applicable police department, agency or
56 individual adopts a policy under subdivision (3) of this subsection, be
57 made in accordance with such policy.

58 (2) Not later than October 1, 2008, the Police Officer Standards and
59 Training Council established under section 7-294b shall establish a
60 uniform policy for identifying and notifying a member of a person's
61 family or household with respect to any motor vehicle accident in which
62 a person is killed. The council shall make the uniform policy available
63 to each police department, agency or individual required to adopt a
64 policy pursuant to subdivision (3) of this subsection. The council shall
65 design the uniform policy to ensure that such notification is made
66 promptly in a manner appropriate for the identified member of the
67 person's family or household.

68 (3) Not later than January 1, 2009, each police department, agency or
69 individual that, in the regular course of duty, has responsibility for
70 investigating motor vehicle accidents shall consider the provisions of
71 the uniform policy established by the Police Officer Standards and
72 Training Council pursuant to subdivision (2) of this subsection and
73 adopt a policy for identifying and notifying a member of a person's
74 family or household with respect to any motor vehicle accident in which
75 a person is killed. Each such police department, agency or individual
76 shall design its policy to ensure that such notification is made promptly
77 in a manner appropriate for the identified member of the person's family
78 or household.

79 (4) Policies established or adopted pursuant to this subsection shall
80 not be considered regulations under section 4-166.

81 (5) For the purposes of this subsection, "police department" includes,
82 but is not limited to, the Division of State Police within the Department
83 of Emergency Services and Public Protection."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>July 1, 2023</i>	14-108a