



General Assembly

**Amendment**

January Session, 2023

LCO No. 7219



Offered by:

SEN. CICARELLA, 34<sup>th</sup> Dist.

SEN. SEMINARA, 8<sup>th</sup> 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."**

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- 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 Section 14-108a of the general statutes is repealed and the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	July 1, 2023	14-108a