

SB 420

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STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1999



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COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 420

(By Senator SNYDER, ET AL)



PASSED MARCH 11, 1999
In Effect NINETY DAYS FROM Passage

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SENATE

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COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 420

(SENATORS SNYDER, UNGER, ANDERSON, EDGELL, KESSLER
AND BALL, *original sponsors*)

[Passed March 11, 1999; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article four, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the duties of drivers involved in accidents; clarifying duty to remain at scene of accident and to render aid to an injured person; and increasing the criminal penalties for leaving the scene of an accident resulting in a person's death.

Be it enacted by the Legislature of West Virginia:

That section one, article four, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 4. ACCIDENTS.

§17C-4-1. Accidents involving death or personal injuries.

1 (a) The driver of any vehicle involved in an accident
2 resulting in injury to or death of any person shall immedi-
3 ately stop the vehicle at the scene of the accident or as
4 close thereto as possible but shall then forthwith return to
5 and shall remain at the scene of the accident until he or
6 she has complied with the requirements of section three of
7 this article: *Provided*, That the driver may leave the scene
8 of the accident as may reasonably be necessary for the
9 purpose of rendering assistance to an injured person as
10 required by said section three. Every such stop shall be
11 made without obstructing traffic more than is necessary.

12 (b) Any person violating the provisions of subsection (a)
13 of this section after being involved in an accident resulting
14 in the death of any person is guilty of a felony and, upon
15 conviction thereof, shall be punished by confinement in a
16 correctional facility for not more than three years or fined
17 not more than five thousand dollars, or both.

18 (c) Any person violating the provisions of subsection (a)
19 of this section after being involved in an accident resulting
20 in physical injury to any person is guilty of a misdemeanor
21 and, upon conviction thereof, shall be punished by con-
22 finement in a county or regional jail for not more than one
23 year, or fined not more than one thousand dollars, or both.

24 (d) The commissioner shall revoke the license or permit
25 to drive and any nonresident operating privilege of any
26 person convicted pursuant to the provisions of this section
27 for a period of one year.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Ray Schenover.....

Chairman Senate Committee

Joe F. Smith.....

Chairman House Committee

Originating in the Senate.

In effect ninety days from passage.

Carroll E. Brown.....

Clerk of the Senate

Gregory M. Boyd.....

Clerk of the House of Delegates

Carl Ray Tomblin.....

President of the Senate

[Signature].....

Speaker House of Delegates

The within *approved* this the *31st 7th* *6^{pm}*
Day of *April* *1999*, 1999

[Signature].....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/13/99

Time 10:14 am