

SENATE BILL 59

Unofficial Copy  
R5

2002 Regular Session  
2lr0696

(PRE-FILED)

---

By: **Senators Harris and Jacobs**  
Requested: October 17, 2001  
Introduced and read first time: January 9, 2002  
Assigned to: Judicial Proceedings

---

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles - Leaving the Scene of an Accident - Exceptions**  
3 **(Yvette's Law)**

4 FOR the purpose of providing that certain provisions of law concerning a driver's duty  
5 to return to or remain at the scene of a vehicular accident and to take certain  
6 actions at the scene of the accident do not apply under certain circumstances;  
7 and generally relating to motor vehicles and leaving the scene of an accident.

8 BY repealing and reenacting, without amendments,  
9 Article - Transportation  
10 Section 20-103 and 20-104  
11 Annotated Code of Maryland  
12 (1999 Replacement Volume and 2001 Supplement)

13 BY adding to  
14 Article - Transportation  
15 Section 20-114  
16 Annotated Code of Maryland  
17 (1999 Replacement Volume and 2001 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Transportation**

21 20-103.

22 (a) The driver of each vehicle involved in an accident that results only in  
23 damage to an attended vehicle or other attended property immediately shall stop the  
24 vehicle as close as possible to the scene of the accident, without obstructing traffic  
25 more than necessary.

1 (b) The driver of each vehicle involved in an accident that results only in  
2 damage to an attended vehicle or other attended property shall return to and remain  
3 at the scene of the accident until he has complied with § 20-104 of this title.

4 20-104.

5 (a) The driver of each vehicle involved in an accident that results in bodily  
6 injury to or death of any person or in damage to an attended vehicle or other attended  
7 property shall render reasonable assistance to any person injured in the accident and,  
8 if the person requests medical treatment or it is apparent that medical treatment is  
9 necessary, arrange for the transportation of the person to a physician, surgeon, or  
10 hospital for medical treatment.

11 (b) The driver of each vehicle involved in an accident that results in bodily  
12 injury to or death of any person or in damage to an attended vehicle or other attended  
13 property shall give his name, his address, and the registration number of the vehicle  
14 he is driving and, on request, exhibit his license to drive, if it is available, to:

15 (1) Any person injured in the accident; and

16 (2) The driver, occupant of, or person attending any vehicle or other  
17 property damaged in the accident.

18 (c) The driver of each vehicle involved in an accident that results in bodily  
19 injury to or death of any person or in damage to an attended vehicle or other attended  
20 property shall give the same information described in subsection (b) of this section  
21 and, on request, exhibit his license to drive, if it is available, to any police officer who  
22 is at the scene of or otherwise is investigating the accident.

23 (d) If a police officer is not present and none of the specified persons is in  
24 condition to receive the information to which the person otherwise would be entitled  
25 under this section, the driver, after fulfilling to the extent possible every other  
26 requirement of § 20-102 of this title and subsection (a) of this section, immediately  
27 shall report the accident to the nearest office of an authorized police authority and  
28 give the information specified in subsection (b) of this section.

29 20-114.

30 THE PROVISIONS OF §§ 20-103 AND 20-104 OF THIS SUBTITLE DO NOT APPLY TO  
31 THE DRIVER OF A VEHICLE INVOLVED IN AN ACCIDENT, IF THE DRIVER:

32 (1) REASONABLY BELIEVES THAT:

33 (I) ANOTHER PERSON WAS AT FAULT IN THE ACCIDENT;

34 (II) THE ACCIDENT DID NOT RESULT IN BODILY INJURY TO OR THE  
35 DEATH OF ANY PERSON; AND

36 (III) LEAVING THE SCENE OF THE ACCIDENT WAS NECESSARY TO  
37 PREVENT IMMINENT BODILY HARM TO THE DRIVER; AND

1                   (2)       REPORTS THE ACCIDENT TO THE NEAREST OFFICE OF AN  
2 AUTHORIZED POLICE AUTHORITY WITHIN 1 (ONE) HOUR OF THE ACCIDENT.

3       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 2002.