

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2167 Session of
1986

INTRODUCED BY FOX, MAYERNIK AND NAHILL, FEBRUARY 19, 1986

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 19, 1986

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further establishing a duty to stop vehicles at
3 accident scenes; and providing an exception from the duty for
4 emergency vehicles.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Sections 3742, 3743, 3744 and 3745 of Title 75 of
8 the Pennsylvania Consolidated Statutes are amended to read:

9 § 3742. Accidents involving death or personal injury.

10 (a) General rule.--[The] Except as provided in section 3756
11 (relating to accidents involving emergency vehicles), the driver
12 of any vehicle involved in an accident resulting in injury or
13 death of any person shall immediately stop the vehicle at the
14 scene of the accident or as close thereto as possible but shall
15 then forthwith return to and in every event shall remain at the
16 scene of the accident until he has fulfilled the requirements of
17 section 3744 (relating to duty to give information and render
18 aid). Every stop shall be made without obstructing traffic more

1 than is necessary.

2 (b) Penalty.--Any person violating this section is guilty of
3 a misdemeanor of the third degree.

4 § 3743. Accidents involving damage to attended vehicle or
5 property.

6 (a) General rule.--[The] Except as provided in section 3756
7 (relating to accidents involving emergency vehicles), the driver
8 of any vehicle involved in an accident resulting only in damage
9 to a vehicle or other property which is driven or attended by
10 any person shall immediately stop the vehicle at the scene of
11 the accident or as close thereto as possible but shall forthwith
12 return to and in every event shall remain at the scene of the
13 accident until he has fulfilled the requirements of section 3744
14 (relating to duty to give information and render aid). Every
15 stop shall be made without obstructing traffic more than is
16 necessary.

17 (b) Penalty.--Any person violating this section is guilty of
18 a summary offense, punishable by a fine of \$300 or imprisonment
19 for not more than 90 days, or both.

20 § 3744. Duty to give information and render aid.

21 (a) General rule.--[The] Except as provided in section 3756
22 (relating to accidents involving emergency vehicles), the driver
23 of any vehicle involved in an accident resulting in injury to or
24 death of any person or damage to any vehicle or other property
25 which is driven or attended by any person shall give his name,
26 address and the registration number of the vehicle he is
27 driving, and shall upon request exhibit his driver's license and
28 information relating to financial responsibility to any person
29 injured in the accident or to the driver or occupant of or
30 person attending any vehicle or other property damaged in the

1 accident and shall give the information and upon request exhibit
2 the license and information relating to financial responsibility
3 to any police officer at the scene of the accident or who is
4 investigating the accident and shall render to any person
5 injured in the accident reasonable assistance, including the
6 making of arrangements for the carrying of the injured person to
7 a physician, surgeon or hospital for medical or surgical
8 treatment if it is apparent that treatment is necessary or if
9 requested by the injured person.

10 (b) Report of accident to police.--In the event that none of
11 the persons specified are in condition to receive the
12 information to which they otherwise would be entitled under
13 subsection (a) and no police officer is present, the driver of
14 any vehicle involved in the accident after fulfilling all other
15 requirements of section 3742 (relating to accidents involving
16 death or personal injury) and subsection (a), insofar as
17 possible on his part to be performed, shall forthwith report the
18 accident to the nearest office of a duly authorized police
19 department and submit to the police department the information
20 specified in subsection (a).

21 (c) Duty of occupants if driver disabled.--Whenever the
22 driver of a vehicle is physically unable to give the information
23 or assistance required in this section and there are other
24 occupants in the vehicle at the time of the accident who are
25 physically able to give the information or assistance required
26 in this section, each of the other occupants shall fully reveal
27 the identity of himself and the identity of the driver of the
28 vehicle and of the owner of the vehicle of which they are
29 occupants and shall otherwise perform the duties of the driver
30 as set forth in subsection (a).

1 § 3745. Accidents involving damage to unattended vehicle or
2 property.

3 (a) General rule.--[The] Except as provided in section 3756
4 (relating to accidents involving emergency vehicles), the driver
5 of any vehicle which collides with or is involved in an accident
6 with any vehicle or other property which is unattended resulting
7 in any damage to the other vehicle or property shall immediately
8 stop the vehicle at the scene of the accident or as close
9 thereto as possible and shall then and there either locate and
10 notify the operator or owner of the damaged vehicle or other
11 property of his name, address, information relating to financial
12 responsibility and the registration number of the vehicle being
13 driven or shall attach securely in a conspicuous place in or on
14 the damaged vehicle or other property a written notice giving
15 his name, address, information relating to financial
16 responsibility and the registration number of the vehicle being
17 driven and shall without unnecessary delay notify the nearest
18 office of a duly authorized police department. Every stop shall
19 be made without obstructing traffic more than is necessary.

20 (b) Penalty.--A violation of this section is a summary
21 offense, punishable by a fine of not less than \$50 nor more than
22 \$300 or imprisonment for not more than 90 days, or both.

23 Section 2. Title 75 is amended by adding a section to read:
24 § 3756. Accidents involving emergency vehicles.

25 (a) General rule.--If an emergency vehicle is involved in an
26 accident when responding to an emergency call or when in pursuit
27 of an actual or suspected violator of the law, the driver of the
28 emergency vehicle shall comply with the following provisions:

29 Section 3742 (relating to accidents involving death or
30 personal injury).

1 Section 3743 (relating to accidents involving damage to
2 attended vehicle or property).

3 Section 3744 (relating to duty to give information and
4 render aid).

5 Section 3745 (relating to accidents involving damage to
6 unattended vehicle or property).

7 (b) Exception.--The driver may leave the scene of the
8 accident to proceed with the initial emergency when the
9 requirements of sections 3742 through 3745 can be fulfilled by a
10 person acting in behalf of the driver of the emergency vehicle
11 or by the driver's radio communication with the police, fire,
12 rescue or similar agency which will respond to the accident.

13 (c) Penalty.--A person violating this section commits a
14 misdemeanor of the third degree.

15 Section 3. This act shall take effect in 60 days.