

1 **H. B. 2255**

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3 (By Delegate T. Campbell)

4 [Introduced January 12, 2011; referred to the
5 Committee on Roads and Transportation then the Judiciary.]
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10 A BILL to amend the Code of West Virginia, 1931, as amended, by
11 adding thereto a new section, designated §17C-4-7a, relating
12 to motor vehicle accident reports; and requiring access to
13 certain basic information without cost by persons involved in
14 motor vehicle accidents.

15 *Be it enacted by the Legislature of West Virginia:*

16 That the Code of West Virginia, 1931, as amended, be amended
17 by adding thereto a new section, designated §17C-4-7a, to read as
18 follows:

19 **ARTICLE 4. ACCIDENTS.**

20 **§17C-4-7a. Written reports of accidents.**

21 (a) Every law-enforcement officer who, in the regular course
22 of duty, investigates a motor vehicle accident occurring on the
23 public highways of this state resulting in bodily injury to or
24 death of any person or total property damage to an apparent extent

1 of \$500 or more shall, either at the time of and at the scene of
2 the accident or thereafter by interviewing participants or
3 witnesses, within twenty-four hours after completing such
4 investigation, forward a written report of such accident to the
5 division. The division shall prepare a form for such accident
6 report and, after approval of such form by the commissioner, the
7 Superintendent of the West Virginia State Police and the
8 Commissioner of Highways, shall supply copies of such form to
9 police departments, sheriffs and other appropriate law-enforcement
10 agencies. Every accident report required under the provisions of
11 this section shall be made on such form.

12 (b) Additionally, any person involved in a motor vehicle
13 accident shall at the scene of the accident have free access to
14 basic information from the report in order to file a claim with
15 their insurance company. Basic information shall include:

16 (1) The name and address of each driver involved in the
17 accident;

18 (2) Make, model and year of each vehicle involved in the
19 accident;

20 (3) Insurance information for each driver involved in the
21 accident including company name, policy number and contact
22 information for the insurance company;

23 (4) Location of the accident;

24 (5) Time and date of accident;

1 (6) Contact information for the police officer who was present
2 at the scene of the accident.

3 (c) This above information shall be provided promptly at the
4 scene of the accident by the police officer who serviced the
5 accident.

NOTE: The purpose of this bill is to allow persons involved in motor vehicle accidents to receive pertinent information at no charge in order to file a timely insurance claim.

This section is new; therefore, it has been completely underscored.