

Department of Finance and Administration

Legislative Impact Statement

Bill: SB668

Bill Subtitle: TO AMEND ACTS 2021, NO. 558, TO AMEND THE LAW CONCERNING THE OFFENSE OF FAILURE TO REMAIN AT THE SCENE OF AN ACCIDENT THAT RESULTS IN DEATH OR PHYSICAL INJURY.

Basic Change :

Sponsor: Sen. T. Garner

Act 558 of 2021 increased the penalties for the offense of failure by a driver to remain at the scene of an accident resulting in death or injury. Under Act 558, if a driver fails to remain at the scene of an accident that results in physical injury, the driver upon conviction is guilty of a Class D felony. If a driver fails to remain at the scene of an accident that results in serious physical injury to or death of another person, the driver upon conviction is guilty of a Class B felony. The Secretary of the Department of Finance and Administration (DFA) is required to revoke the driver's license or commercial driver's license of an individual convicted of either offense.

SB668 amends Act 558 by:

- Providing that a driver who fails to remain at the scene of an accident that results in serious physical injury to or death of another person must "knowingly or recklessly" cause serious physical injury or death to be convicted of a Class B felony;
- Providing that a driver who fails to remain at the scene of an accident is guilty of a Class D felony upon conviction, without the requirement of physical injury to another person; and

Revenue Impact :

None.

Taxpayer Impact :

Upon conviction of violating § 27-53-101 or § 27-53-103, the person shall be guilty of a Class D or Class B felony and the person's driver's license or commercial driver's license license will be revoked.

Resources Required :

Programming changes will be required.

Time Required :

Adequate time is provided for implementation.

Procedural Changes :

None.

Other Comments :

None.

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Legal Analysis :

None.