

Fifty-eighth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1176

Introduced by

Representative Grosz

1 A BILL for an Act to amend and reenact sections 39-08-09 and 39-08-10 of the North Dakota  
2 Century Code, relating to a notice of accident to law enforcement.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 39-08-09 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **39-08-09. Immediate notice of accident - Penalty.**

7 1. The driver of a vehicle involved in an accident resulting in injury to or death of any  
8 person, or property damage to an apparent extent of at least one thousand dollars,  
9 shall immediately give notice of the accident to the local police department if the  
10 accident occurs within a municipality, otherwise to the office of the county sheriff or  
11 the state highway patrol. This duty to notify does not apply to a driver of a vehicle  
12 involved in an accident with a deer, unless the collision results in injury to or death  
13 of any person. Any person who violates this section must be assessed a fine of  
14 fifty dollars. The name of the motor vehicle insurance policy carrier and the policy  
15 number of the driver, or if the driver is not the owner of the vehicle, then the motor  
16 vehicle insurance policy carrier and the policy number of the owner of the vehicle,  
17 must be furnished to the law enforcement officer investigating the accident or  
18 furnished in the driver's written report to the director for an accident involving a  
19 collision with a deer resulting in damage to no property other than the vehicle as  
20 required under section 39-08-10. If the driver does not have the required  
21 information concerning insurance to furnish to the investigating law enforcement  
22 officer, then within five days of the accident the driver shall supply that information  
23 to the driver's license division in the form the division requires.

1           2. The director may suspend the license or permit to drive and any nonresident  
2           operating privileges of any person failing to comply with the duties as provided in  
3           sections 39-08-06 through 39-08-09 until those duties have been fulfilled, and the  
4           director may extend the suspension not to exceed thirty days.

5           **SECTION 2. AMENDMENT.** Section 39-08-10 of the North Dakota Century Code is  
6           amended and reenacted as follows:

7           **39-08-10. Officer or driver to report.** Every law enforcement officer, who in the  
8           regular course of duty investigates a motor vehicle accident required to be reported as provided  
9           in section 39-08-09 either at the time and at the scene of the accident or thereafter by  
10          interviewing the participants, or witnesses, or every driver of the motor vehicle involved in an  
11          accident with a deer resulting in damage to no property other than the vehicle shall make and  
12          promptly forward to the director a report of the accident in a format prescribed by the director.