

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 847

Introduced by Hadley, 37.

Read first time January 13, 2014

Committee:

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend
2 section 60-699, Reissue Revised Statutes of Nebraska; to
3 provide for fees for copies of accident reports; and to
4 repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-699, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-699 (1) The operator of any vehicle involved in an
4 accident resulting in injuries or death to any person or damage to
5 the property of any one person, including such operator, to an
6 apparent extent of more than one thousand dollars shall within ten
7 days forward a report of such accident to the Department of Roads. If
8 the operator is physically incapable of making the report, the owner
9 of the motor vehicle involved in the accident shall, within ten days
10 from the time he or she learns of the accident, report the matter in
11 writing to the Department of Roads. The Department of Roads or
12 Department of Motor Vehicles may require operators involved in
13 accidents to file supplemental reports of accidents upon forms
14 furnished by it whenever the original report is insufficient in the
15 opinion of either department. The operator or the owner of the motor
16 vehicle shall make such other and additional reports relating to the
17 accident as either department requires. Such records shall be
18 retained for the period of time specified by the State Records
19 Administrator pursuant to the Records Management Act.

20 (2) The report of accident required by this section shall
21 be in two parts. Part I shall be in such form as the Department of
22 Roads may prescribe and shall disclose full information concerning
23 the accident. Part II shall be in such form as the Department of
24 Motor Vehicles may prescribe and shall disclose sufficient
25 information to disclose whether or not the financial responsibility

1 requirements of the Motor Vehicle Safety Responsibility Act are met
2 through the carrying of liability insurance. The form used for the
3 report shall be so perforated that the parts may be readily
4 separated.

5 (3) Upon receipt of a report of accident, the Department
6 of Roads shall determine the reportability and classification of the
7 accident and enter all information into a computerized data base.
8 Upon completion, the department shall separate the parts of the
9 accident report and shall forward Part II of the report to the
10 Department of Motor Vehicles for processing as provided in section
11 60-506.01.

12 (4) Such reports shall be without prejudice. All reports
13 made by peace officers, made to or filed with peace officers in their
14 respective offices or departments, or filed with or made by or to any
15 other law enforcement agency of the state shall be open to public
16 inspection, but accident reports filed by the operator or owner of a
17 motor vehicle pursuant to this section shall not be open to public
18 inspection. The office or department may charge a fee of up to
19 fifteen dollars for a copy of a report made by a peace officer of the
20 office or department. The fact that a report by an operator or owner
21 has been so made shall be admissible in evidence solely to prove
22 compliance with this section, but no such report or any part of or
23 statement contained in the report shall be admissible in evidence for
24 any other purpose in any trial, civil or criminal, arising out of
25 such accidents nor shall the report be referred to in any way or be

1 any evidence of the negligence or due care of either party at the
2 trial of any action at law to recover damages.

3 (5) The failure by any person to report an accident as
4 provided in this section or to correctly give the information
5 required in connection with the report shall be a Class V
6 misdemeanor.

7 Sec. 2. Original section 60-699, Reissue Revised Statutes
8 of Nebraska, is repealed.