
SENATE BILL 5161

State of Washington 59th Legislature 2005 Regular Session

By Senators Eide and Swecker

Read first time 01/17/2005. Referred to Committee on Transportation.

1 AN ACT Relating to accident reports; and amending RCW 46.52.030 and
2 46.52.060.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 46.52.030 and 1997 c 248 s 1 are each amended to read
5 as follows:

6 (1) Unless a report is to be made by a law enforcement officer
7 under subsection (3) of this section, the driver of any vehicle
8 involved in an accident resulting in injury to or death of any person
9 or damage to the property of any one person to an apparent extent equal
10 to or greater than the minimum amount established by rule adopted by
11 the chief of the Washington state patrol in accordance with subsection
12 (5) of this section, shall, within four days after such accident, make
13 a written report of such accident to the chief of police of the city or
14 town if such accident occurred within an incorporated city or town or
15 the county sheriff or state patrol if such accident occurred outside
16 incorporated cities and towns. Nothing in this subsection prohibits
17 accident reports from being filed by drivers where damage to property
18 is less than the minimum amount or where a law enforcement officer has
19 submitted a report.

1 (2) The original of the report shall be immediately forwarded by
2 the authority receiving the report to the chief of the Washington state
3 patrol at Olympia, Washington. The Washington state patrol shall give
4 the department of licensing full access to the report.

5 (3) Any law enforcement officer who investigates an accident for
6 which a report is required under subsection (1) of this section shall
7 submit an investigator's report as required by RCW 46.52.070.

8 (4) The chief of the Washington state patrol may require any driver
9 of any vehicle involved in an accident, of which report must be made as
10 provided in this section, to file supplemental reports whenever the
11 original report in the chief's opinion is insufficient, and may
12 likewise require witnesses of any such accident to render reports. For
13 this purpose, the chief of the Washington state patrol shall prepare
14 and, upon request, supply to any police department, coroner, sheriff,
15 and any other suitable agency or individual, sample forms of accident
16 reports required hereunder, which reports shall be upon a form devised
17 by the chief of the Washington state patrol and shall call for
18 sufficiently detailed information to disclose all material facts with
19 reference to the accident to be reported thereon, including the
20 location, the circumstances, the conditions then existing, the persons
21 and vehicles involved, the insurance information required under RCW
22 46.30.030, personal injury or death, if any, the amounts of property
23 damage claimed, the total number of vehicles involved, whether the
24 vehicles were legally parked, legally standing, or moving, ~~((and))~~
25 whether such vehicles were occupied at the time of the accident, and
26 whether any driver involved in the accident was using a wireless
27 communication device while operating his or her respective vehicle.

28 Every required accident report shall be made on a form prescribed by
29 the chief of the Washington state patrol and each authority charged
30 with the duty of receiving such reports shall provide sufficient report
31 forms in compliance with the form devised. The report forms shall be
32 designated so as to provide that a copy may be retained by the
33 reporting person.

34 (5) The chief of the Washington state patrol shall adopt rules
35 establishing the accident-reporting threshold for property damage
36 accidents. Beginning October 1, 1987, the accident-reporting threshold
37 for property damage accidents shall be five hundred dollars. The
38 accident-reporting threshold for property damage accidents shall be

1 revised when necessary, but not more frequently than every two years.
2 The revisions shall only be for the purpose of recognizing economic
3 changes as reflected by an inflationary index recommended by the office
4 of financial management. The revisions shall be guided by the change
5 in the index for the time period since the last revision.

6 **Sec. 2.** RCW 46.52.060 and 1998 c 169 s 1 are each amended to read
7 as follows:

8 It shall be the duty of the chief of the Washington state patrol to
9 file, tabulate, and analyze all accident reports and to publish
10 annually, immediately following the close of each fiscal year, and
11 monthly during the course of the year, statistical information based
12 thereon showing the number of accidents, the location, the frequency,
13 whether any driver involved in the accident was using a wireless
14 communication device while operating his or her respective vehicle, and
15 circumstances thereof and other statistical information which may prove
16 of assistance in determining the cause of vehicular accidents.

17 Such accident reports and analysis or reports thereof shall be
18 available to the director of licensing, the department of
19 transportation, the utilities and transportation commission, the
20 traffic safety commission, and other public entities authorized by the
21 chief of the Washington state patrol, or their duly authorized
22 representatives, for further tabulation and analysis for pertinent data
23 relating to the regulation of highway traffic, highway construction,
24 vehicle operators and all other purposes, and to publish information so
25 derived as may be deemed of publication value.

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