

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 950

Introduced by Pirsch, 4.

Read first time January 14, 2008

Committee: Judiciary

A BILL

1 FOR AN ACT relating to motor vehicles; to amend sections
2 60-697, 60-698, and 60-6,198, Revised Statutes Cumulative
3 Supplement, 2006; to change provisions relating to the
4 duty to stop in the event of an accident and driving
5 under the influence of alcohol or drugs; and to repeal
6 the original sections.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-697, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 60-697 (1) The driver of any vehicle involved in an
4 accident upon either a public highway, private road, or private
5 drive, resulting in injury or death to any person, shall ~~(1)~~ (a)
6 immediately stop such vehicle at the scene of such accident and
7 ascertain the identity of all persons involved, ~~(2)~~ (b) give his
8 or her name and address and the license number of the vehicle and
9 exhibit his or her operator's license to the person struck or the
10 occupants of any vehicle collided with, and ~~(3)~~ (c) render to any
11 person injured in such accident reasonable assistance, including
12 the carrying of such person to a physician or surgeon for medical
13 or surgical treatment if it is apparent that such treatment is
14 necessary or is requested by the injured person.

15 (2) Any person violating any of the provisions of this
16 section shall upon conviction thereof be punished as provided in
17 section 60-698.

18 Sec. 2. Section 60-698, Revised Statutes Cumulative
19 Supplement, 2006, is amended to read:

20 60-698 ~~Every person convicted of violating section 60-697~~
21 ~~relative to the duty to stop in the event of certain accidents~~
22 ~~shall be guilty of a Class IIIA felony.~~ (1) Any person convicted of
23 violating section 60-697 relative to the duty to stop in the event
24 of certain accidents shall be guilty of (a) a Class IIIA felony
25 if the accident resulted in an injury to any person other than a

1 serious bodily injury as defined in section 60-6,198 or death or
2 (b) a Class III felony if the accident resulted in the death of any
3 person or serious bodily injury as defined in section 60-6,198.

4 (2) The court shall, as part of the judgment of
5 conviction, order such person not to drive any motor vehicle
6 for any purpose for a period of not less than one year nor more
7 than fifteen years from the date ordered by the court, and shall
8 order that the operator's license of such person be revoked for
9 a like period. The order of the court shall be administered upon
10 sentencing, upon final judgment of any appeal or review, or upon
11 the date that any probation is revoked, whichever is later.

12 Sec. 3. Section 60-6,198, Revised Statutes Cumulative
13 Supplement, 2006, is amended to read:

14 60-6,198 (1) Any person who, while operating a motor
15 vehicle in violation of section 60-6,196 or 60-6,197, proximately
16 causes serious bodily injury to another person or an unborn child
17 of a pregnant woman shall be guilty of a Class IIIA felony and
18 the court shall, as part of the judgment of conviction, order
19 the person not to drive any motor vehicle for any purpose for a
20 period of at least sixty days and not more than fifteen years from
21 the date ordered by the court and shall order that the operator's
22 license of such person be revoked for the same period.

23 (2) For purposes of this section, serious bodily injury
24 ~~shall mean~~ means bodily injury which involves a substantial risk of
25 death, a substantial risk of serious permanent disfigurement, or a

1 temporary or protracted loss or impairment of the function of any
2 part or organ of the body.

3 (3) For purposes of this section, unborn child ~~shall have~~
4 has the same meaning as in section 28-396.

5 Sec. 4. Original sections 60-697, 60-698, and 60-6,198,
6 Revised Statutes Cumulative Supplement, 2006, are repealed.