

Requested by SENATE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO  
SENATE BILL 1574**

1 On page 1 of the printed bill, line 3, delete “and 807.115” and insert “,  
2 802.240, 807.115, 811.700, 811.705, 811.710, 811.720 811.725, 811.730, 811.735,  
3 811.740, 811.745, 811.748 and 811.750”.

4 On page 6, after line 12, insert:

5 **“SECTION 4a. For the purpose of requesting a state or nationwide  
6 criminal records check under ORS 181A.195, a humane investigation  
7 agency, as defined in ORS 181A.340, may require the fingerprints of a  
8 person who:**

9 **“(1) Is employed or applying for employment by the agency; or**

10 **“(2) Provides services or seeks to provide services to the agency as  
11 a contractor, vendor or volunteer.”.**

12 On page 9, delete lines 22 through 28 and insert:

13 **“SECTION 9. Section 10 of this 2024 Act is added to and made a part  
14 of the Oregon Vehicle Code.**

15 **“SECTION 10. A court shall, at the request of a party to a prose-  
16 cution for driving while suspended or revoked in violation of ORS  
17 811.175 or 811.182, admit into evidence data prepared or recorded by the  
18 Department of Transportation that details the suspension of a person’s  
19 driving privileges.**

20 **“SECTION 11. (1) The Oregon Public Defense Commission Lawyer  
21 Trust Account is established as a trust account in the State Treasury,**

1 separate and distinct from the General Fund. Interest earned by the  
2 trust account shall be credited to the trust account. All moneys in the  
3 trust account are appropriated continuously to and shall be used by  
4 the Oregon Public Defense Commission for the sole purpose of making  
5 payments on behalf of clients of the commission.

6 “(2) The trust account established by this section consists of mon-  
7 eys received by the commission on behalf of clients and temporarily  
8 credited to the account prior to the distribution of the moneys on be-  
9 half of clients.

10 “(3) The commission may establish subaccounts within the trust  
11 account when the commission determines that subaccounts are nec-  
12 essary or desirable.

13 “(4) The commission shall transfer interest earned on moneys de-  
14 posited in the trust account or in any of its subaccounts according to  
15 rules of professional conduct adopted pursuant to ORS 9.490 governing  
16 lawyer trust accounts.

17 “(5) Moneys in the trust account are not subject to allotment under  
18 ORS 291.234 to 291.260.

19 “SECTION 12. The amendments to ORS 192.672 by section 8 of this  
20 2024 Act apply to hearings conducted before, on or after the effective  
21 date of this 2024 Act.

22 “SECTION 13. The amendments to ORS 163A.005, 163A.115, 243.706,  
23 243.808 and 243.809 by sections 1, 2 and 5 to 7 of this 2024 Act become  
24 operative on January 1, 2025.

25 “SECTION 14. ORS 811.700 is amended to read:

26 “811.700. (1) A driver of a vehicle who knows or has reason to believe that  
27 the driver’s vehicle was involved in a collision commits the offense of failure  
28 to perform the duties of a driver when property is damaged if the driver’s  
29 vehicle is involved in a collision that results in damage to property and the  
30 driver does not perform duties required under any of the following:

1       “(a) Immediately stop the driver’s vehicle at the scene of the collision or  
2 as close to the scene of the collision as possible and reasonably investigate  
3 what the driver’s vehicle struck. Every stop required under this paragraph  
4 should be made without obstructing traffic more than is necessary.

5       “(b) If the driver’s vehicle has been involved in a collision that results  
6 only in damage to a vehicle that is driven or attended by any other person,  
7 the driver shall perform all of the following duties:

8       “(A) Remain at the scene of the collision until the driver has fulfilled all  
9 of the requirements under this paragraph.

10       “(B) Give to the other driver or passenger:

11       “(i) The driver’s name and address, the name and address of the owner  
12 of the driver’s vehicle and the name and address of any other occupants of  
13 the driver’s vehicle; and

14       “(ii) If the driver’s vehicle is a motor vehicle, the registration number of  
15 the motor vehicle, the name of the insurance carrier covering the motor ve-  
16 hicle, the insurance policy number of the insurance policy insuring the motor  
17 vehicle and the phone number of the insurance carrier.

18       “(C) Upon request and if available, exhibit and give to the occupant of  
19 or person attending any vehicle damaged the number of any document issued  
20 as evidence of driving privileges granted to the driver.

21       “(c) If the driver’s vehicle has been involved in a collision resulting in  
22 damage to any vehicle that is unattended, the driver shall perform all the  
23 following duties:

24       “(A) Locate the operator or owner of the unattended vehicle and notify  
25 the operator or owner of:

26       “(i) The driver’s name and address and the name and address of the owner  
27 of the vehicle that struck the unattended vehicle; and

28       “(ii) If the driver’s vehicle is a motor vehicle, the registration number of  
29 the motor vehicle, the name of the insurance carrier covering the motor ve-  
30 hicle, the insurance policy number of the insurance policy insuring the motor

1 vehicle and the phone number of the insurance carrier; or

2 “(B) Leave in a conspicuous place in the unattended vehicle a written  
3 notice giving:

4 “(i) The driver’s name and address and the name and address of the owner  
5 of the vehicle that struck the unattended vehicle and a statement of the  
6 circumstances of the collision; and

7 “(ii) If the driver’s vehicle is a motor vehicle, the registration number of  
8 the motor vehicle, the name of the insurance carrier covering the motor ve-  
9 hicle, the insurance policy number of the insurance policy insuring the motor  
10 vehicle and the phone number of the insurance carrier.

11 “(d) If the driver’s vehicle has been involved in a collision resulting only  
12 in damage to fixtures or property legally upon or adjacent to a highway, the  
13 driver shall perform all of the following duties:

14 “(A) Take reasonable steps to notify the owner or person in charge of the  
15 property of the collision and of the driver’s name and address, the vehicle  
16 owner’s name and address and, if the driver’s vehicle is a motor vehicle, the  
17 registration number of the motor vehicle, the name of the insurance carrier  
18 covering the motor vehicle, the insurance policy number of the insurance  
19 policy insuring the motor vehicle and the phone number of the insurance  
20 carrier.

21 “(B) Upon request and if available, exhibit any document issued as evi-  
22 dence of driving privileges granted to the driver.

23 “(e) If the driver discovers only after leaving the scene of the collision  
24 that the **driver has reason to believe that the** driver’s vehicle [*may have*  
25 *been*] **was** involved in a collision that resulted in damage to another vehicle,  
26 fixture or property, the driver shall as soon as reasonably possible make a  
27 good faith effort to comply with the requirements of this subsection.

28 “(2) As used in this section, ‘reason to believe’ means that the driver is  
29 aware of a circumstance that would cause a reasonable person to be aware  
30 of a substantial and unjustifiable risk that the driver’s vehicle has been in

1 a collision. The risk must be of such nature or degree that failure to be  
2 aware of it constitutes a gross deviation from the standard of care that a  
3 reasonable person would observe in the situation.

4 “(3) The offense described in this section, failure to perform the duties  
5 of a driver when property is damaged, is a Class A misdemeanor and is ap-  
6 plicable [*on any premises open to the public*], **notwithstanding ORS 801.020**  
7 **(9), to a collision that results in damage to property caused by the**  
8 **motion of a vehicle or its load that occurs on any highway or premises**  
9 **open to the public, or any premises adjacent to a highway or premises**  
10 **open to the public.**

11 **“SECTION 15.** ORS 811.705 is amended to read:

12 “811.705. (1) A driver of a vehicle who knows or has reason to believe that  
13 the driver’s vehicle was involved in a collision commits the offense of failure  
14 to perform the duties of a driver to injured persons if the driver’s vehicle  
15 has been in a collision that results in injury or death to a person and the  
16 driver does not perform all of the following duties:

17 “(a) Immediately stop the driver’s vehicle at the scene of the collision or  
18 as close to the scene of the collision as possible and reasonably investigate  
19 what the driver’s vehicle struck. Every stop required under this paragraph  
20 should be made without obstructing traffic more than is necessary.

21 “(b) Remain at the scene of the collision until the driver has fulfilled all  
22 of the requirements under this subsection.

23 “(c) Give to the other driver or a surviving passenger or any person not  
24 a passenger who is injured as a result of the collision:

25 “(A) The driver’s name and address, the name and address of the owner  
26 of the driver’s vehicle and the name and address of any other occupants of  
27 the driver’s vehicle; and

28 “(B) If the driver’s vehicle is a motor vehicle, the registration number of  
29 the motor vehicle, the name of the insurance carrier covering the motor ve-  
30 hicle, the insurance policy number of the insurance policy insuring the motor

1 vehicle and the phone number of the insurance carrier.

2 “(d) Upon request and if available, exhibit and give to the persons injured  
3 and to the occupant of or person attending any vehicle damaged the number  
4 of any document issued as official evidence of driving privileges granted to  
5 the driver.

6 “(e) Render to any person injured in the collision reasonable assistance,  
7 including the conveying, or the making of arrangements for the conveying,  
8 of an injured person to a physician, surgeon or hospital for medical or sur-  
9 gical treatment, if it is apparent that such treatment is necessary or if such  
10 conveying is requested by any injured person.

11 “(f) Remain at the scene of a collision until a police officer has arrived  
12 and has received the required information, if all persons required to be given  
13 information under paragraph (c) of this subsection are killed in the collision  
14 or are unconscious or otherwise incapable of receiving the information. The  
15 requirement of this paragraph to remain at the scene of a collision until a  
16 police officer arrives does not apply to a driver who needs immediate medical  
17 care, who needs to leave the scene in order to secure medical care for an-  
18 other person injured in the collision or who needs to leave the scene in order  
19 to report the collision to the authorities, as long as the driver who leaves  
20 takes reasonable steps to return to the scene or to contact the nearest police  
21 officer.

22 “(g) If the driver discovers only after leaving the scene of the collision  
23 that the **driver has reason to believe that the** driver’s vehicle [*may have*  
24 *been*] **was** involved in a collision that resulted in injury or death to any  
25 person, **the driver** shall as soon as reasonably possible make a good faith  
26 effort to comply with the requirements of this subsection. The driver shall  
27 immediately contact 9-1-1 and provide to the dispatcher any requested infor-  
28 mation described in paragraph (c) of this subsection and the location and  
29 approximate time of the collision.

30 “(2) As used in this section, ‘reason to believe’ means that the driver is

1 aware of a circumstance that would cause a reasonable person to be aware  
2 of a substantial and unjustifiable risk that the driver's vehicle has been in  
3 a collision. The risk must be of such nature or degree that failure to be  
4 aware of it constitutes a gross deviation from the standard of care that a  
5 reasonable person would observe in the situation.

6 “(3)(a) Except as otherwise provided in paragraph (b) of this subsection,  
7 the offense described in this section, failure to perform the duties of a driver  
8 to injured persons, is a Class C felony and is applicable, [*on any premises*  
9 *open to the public*] **notwithstanding ORS 801.020 (9), to any place a col-**  
10 **lision is caused by the motion of a vehicle or its load that results in**  
11 **injury or death.**

12 “[*(b) Failure to perform the duties of a driver to injured persons is a Class*  
13 *B felony if a person suffers serious physical injury as defined in ORS 161.015*  
14 *or dies as a result of the collision.*.]

15 “**(b) If a person suffers serious physical injury as defined in ORS**  
16 **161.015 or dies as a result of the collision, the offense described in this**  
17 **section, failure to perform the duties of a driver to injured persons,**  
18 **is a Class B felony, and is applicable, notwithstanding ORS 801.020 (9),**  
19 **to any place a collision is caused by the motion of a vehicle or its load.**

20 “**SECTION 16.** ORS 811.710 is amended to read:

21 “811.710. (1) A driver of a vehicle who knows or has reason to believe that  
22 the driver's vehicle was involved in a collision commits the offense of failure  
23 to perform the duties of a driver when an animal is injured if the driver's  
24 vehicle injures or kills a domestic animal and the driver does not perform  
25 all of the following duties:

26 “(a) Immediately stop the driver's vehicle at the scene of the collision or  
27 as close to the scene of the collision as possible and reasonably investigate  
28 what the driver's vehicle struck. Every stop required under this paragraph  
29 should be made without obstructing traffic more than is necessary.

30 “(b) Make a reasonable effort to determine the nature of the animal's in-

1 juries.

2 “(c) Give reasonable attention to the animal.

3 “(d) Immediately report the injury to the animal’s owner.

4 “(e) If unable to contact the owner of the animal, notify a police officer.

5 “(f) If the driver discovers only after leaving the scene of the collision  
6 that the **driver has reason to believe that the** driver’s vehicle [*may have*  
7 *been*] **was** involved in a collision that injured or killed a domestic animal,  
8 the driver shall as soon as reasonably possible make a good faith effort to  
9 comply with the requirements of this section.

10 “(2) The requirements under this section for a driver to stop and attend  
11 an injured animal depend on the traffic hazards then existing.

12 “(3) As used in this section, ‘reason to believe’ means that the driver is  
13 aware of a circumstance that would cause a reasonable person to be aware  
14 of a substantial and unjustifiable risk that the driver’s vehicle has been in  
15 a collision. The risk must be of such nature or degree that failure to be  
16 aware of it constitutes a gross deviation from the standard of care that a  
17 reasonable person would observe in the situation.

18 “(4) The offense described in this section, failure to perform the duties  
19 of a driver when an animal is injured, is a Class B traffic violation.

20 “**SECTION 17.** ORS 811.720 is amended to read:

21 “811.720. [(1) *Except as provided in subsection (4) of this section, any acci-*  
22 *dent occurring on a highway or upon premises open to the public resulting in*  
23 *injury or death to any person is subject to the reporting requirements under*  
24 *the following sections:]*

25 “(1) **Except as provided in subsection (4) of this section, and not-**  
26 **withstanding ORS 801.020 (9), any place a collision is caused by the**  
27 **motion of a vehicle or its load that results in injury or death to any**  
28 **person, the collision is subject to the reporting requirements under the**  
29 **following sections:**

30 “(a) The reporting requirements for drivers under ORS 811.725.



1 “(b) The reporting requirements for occupants of vehicles in [*accidents*]  
2 **collisions** under ORS 811.735.

3 “(c) The reporting requirements for owners of vehicles under ORS 811.730.

4 “[*(2) Except as provided in subsection (4) of this section, an accident oc-*  
5 *curring on a highway or upon premises open to the public resulting in damage*  
6 *to the property of any person in excess of \$2,500 is subject to the following*  
7 *reporting requirements:*]

8 “**(2) Except as provided in subsection (4) of this section, and not-**  
9 **withstanding ORS 801.020 (9), a collision caused by the motion of a**  
10 **vehicle or its load that occurs on any highway or premises open to the**  
11 **public, or any premises adjacent to a highway or premises open to the**  
12 **public, that results in damage to the property of any person in excess**  
13 **of \$2,500, is subject to the reporting requirements under the following**  
14 **sections:**

15 “(a) The driver of a vehicle that has more than \$2,500 damage must report  
16 the [*accident*] **collision** in the manner specified under ORS 811.725.

17 “(b) The owner of a vehicle that has more than \$2,500 damage must report  
18 the [*accident*] **collision** in the manner specified in ORS 811.730 and under the  
19 circumstances specified in ORS 811.730.

20 “(c) If the property damage is to property other than a vehicle involved  
21 in the [*accident*] **collision**, each driver involved in the [*accident*] **collision**  
22 must report the [*accident*] **collision** in the manner specified under ORS  
23 811.725 and each owner of a vehicle involved in the [*accident*] **collision** must  
24 report the [*accident*] **collision** in the manner specified in ORS 811.730 and  
25 under the circumstances specified in ORS 811.730.

26 “(d) If a vehicle involved in the [*accident*] **collision** is damaged to the  
27 extent that the vehicle must be towed from the scene of the [*accident*] **col-**  
28 **lision**, each driver involved in the [*accident*] **collision** must report the [*ac-*  
29 *cident*] **collision** in the manner specified under ORS 811.725 and each owner  
30 of a vehicle involved in the [*accident*] **collision** must report the [*accident*]

1 **collision** in the manner specified in ORS 811.730 and under the circum-  
2 stances specified in ORS 811.730.

3 “(3) The dollar amount specified in subsection (2) of this section may be  
4 increased every five years by the Department of Transportation based upon  
5 any increase in the Consumer Price Index for All Urban Consumers, West  
6 Region (All Items), as published by the Bureau of Labor Statistics of the  
7 United States Department of Labor or its successor during the preceding  
8 12-month period. The amount determined under this subsection shall be  
9 rounded to the nearest \$100.

10 “(4) The following are exempt from the reporting requirements of this  
11 section:

12 “(a) Operators of snowmobiles, Class I all-terrain vehicles or Class III  
13 all-terrain vehicles.

14 “(b) A law enforcement official acting in the course of official duty if the  
15 [accident] **collision** involved a law enforcement official performing a lawful  
16 intervention technique or a law enforcement official and a person acting  
17 during the commission of a criminal offense. As used in this paragraph:

18 “(A) ‘Law enforcement official’ means a person who is responsible for  
19 enforcing the criminal laws of this state or a political subdivision of this  
20 state and who is employed or volunteers:

21 “(i) As a peace officer commissioned by a city, university that has estab-  
22 lished a police department under ORS 352.121 or 353.125, port, school district,  
23 mass transit district, county or county service district authorized to provide  
24 law enforcement services under ORS 451.010;

25 “(ii) With the Department of State Police or the Criminal Justice Division  
26 of the Department of Justice;

27 “(iii) As an investigator of a district attorney’s office, if the investigator  
28 is certified as a peace officer in this state; or

29 “(iv) As an authorized tribal police officer as defined in ORS 181A.940.

30 “(B) ‘Lawful intervention technique’ means a method by which one motor

1 vehicle causes, or attempts to cause, another motor vehicle to stop.

2 **“SECTION 18.** ORS 811.725 is amended to read:

3 “811.725. (1) The driver of a vehicle commits the offense of driver failure  
4 to report [*an accident*] **a collision** if the driver does any of the following:

5 “(a) Is driving any vehicle that is involved in [*an accident*] **a collision**  
6 required to be reported under ORS 811.720 and does not, within 72 hours of  
7 the [*accident*] **collision**, complete a report of the [*accident*] **collision** in a  
8 form approved by the Department of Transportation and submit the report  
9 to the department.

10 “(b) Is driving a vehicle that is involved in [*an accident*] **a collision** and  
11 does not submit to the department any report required by the department  
12 that is other than or in addition to the reports required by this section. The  
13 department may request a supplemental report if in the opinion of the de-  
14 partment the original report is insufficient.

15 “(c) Is driving any vehicle that is involved in [*an accident*] **a collision**  
16 required to be reported under ORS 811.720 and does not, within 72 hours of  
17 the [*accident*] **collision**, provide proof of compliance with financial respon-  
18 sibility requirements to the department, in a form furnished by the depart-  
19 ment, that at the time of the [*accident*] **collision** the person was in  
20 compliance with the financial responsibility requirements.

21 “(2) The proof of compliance with financial responsibility required under  
22 this section is subject to the prohibitions and penalties for false certification  
23 under ORS 806.050.

24 “(3) The reports described under this section are subject to the provisions  
25 of ORS 802.220 and 802.240 relating to the use of such reports after sub-  
26 mission. Exemptions from requirements to provide proof of compliance with  
27 financial responsibility are established under ORS 806.020.

28 “(4) A driver may be required to file additional [*accident*] **collision** re-  
29 ports with a city as provided under ORS 801.040.

30 “(5) The offense described in this section, driver failure to report [*an ac-*

1 *cident*] **a collision**, is a Class B traffic violation.

2 **“SECTION 19.** ORS 811.730 is amended to read:

3 “811.730. (1) The owner of a vehicle commits the offense of owner failure  
4 to report [*an accident*] **a collision** if the owner does any of the following:

5 “(a) If the person owns a vehicle that is involved in [*an accident*] **a col-**  
6 **lision** that is required to be reported under ORS 811.720 and all of the fol-  
7 lowing apply:

8 “(A) The [*accident*] **collision** occurred while the vehicle was driven by  
9 someone other than the owner of the vehicle.

10 “(B) The driver of the vehicle does not make [*an accident*] **a collision**  
11 report as required under ORS 811.725.

12 “(C) The owner of the vehicle fails to report the [*accident*] **collision** to  
13 the Department of Transportation in a form specified by the department as  
14 soon as the owner learns of the [*accident*] **collision**.

15 “(b) If the person is the owner of a vehicle involved in [*an accident*] **a**  
16 **collision** and the person does not make any additional reports the depart-  
17 ment may require.

18 “(2) The offense described in this section, owner failure to report [*an ac-*  
19 *cident*] **a collision**, is a Class B traffic violation.

20 **“SECTION 20.** ORS 811.735 is amended to read:

21 “811.735. (1) A person commits the offense of failure of a vehicle occupant  
22 to make [*an accident*] **a collision** report if:

23 “(a) The person is an occupant, other than the driver, of a vehicle at a  
24 time when the vehicle is involved in [*an accident*] **a collision** required to be  
25 reported under ORS 811.720;

26 “(b) The driver of the vehicle is physically incapable of making [*an acci-*  
27 *dent*] **a collision** report required under ORS 811.725; and

28 “(c) The occupant does not make the [*accident*] **collision** report or cause  
29 the [*accident*] **collision** report to be made.

30 “(2) This section does not require an occupant of a vehicle who is not a

1 driver to provide proof of compliance with financial responsibility require-  
2 ments.

3 “(3) The offense described in this section, failure of a vehicle occupant  
4 to make [*an accident*] a **collision** report, is a Class B traffic violation.

5 **“SECTION 21.** ORS 811.740 is amended to read:

6 “811.740. (1) A person commits the offense of giving a false [*accident*]  
7 **collision** report if the person gives information in any report required under  
8 ORS 811.725 or 811.730, knowing or having reason to believe that such in-  
9 formation is false.

10 “(2) The offense described in this section, giving a false [*accident*] **colli-**  
11 **sion** report, is a Class B misdemeanor.

12 **“SECTION 22.** ORS 811.745 is amended to read:

13 “811.745. [*(1) Except as provided in subsection (4) of this section, any acci-*  
14 *dent occurring on a highway or upon premises open to the public resulting in*  
15 *injury or death to any person is subject to the reporting requirements under*  
16 *the following sections:]*

17 **“(1) Except as provided in subsection (4) of this section, and not-**  
18 **withstanding ORS 801.020 (9), any place a collision is caused by the**  
19 **motion of a vehicle or its load that results in injury or death to any**  
20 **person, the collision is subject to:**

21 “(a) The reporting requirements for drivers under ORS 811.748.

22 “(b) The reporting requirements for occupants of vehicles in [*accidents*]  
23 **collisions** under ORS 811.750.

24 “[*(2) Except as provided in subsection (4) of this section, an accident oc-*  
25 *curring on a highway or upon premises open to the public resulting in damage*  
26 *to the property of any person in excess of \$2,500 is subject to the following*  
27 *reporting requirements:]*

28 **“(2) Except as provided in subsection (4) of this section, and not-**  
29 **withstanding ORS 801.020 (9), a collision caused by the motion of a**  
30 **vehicle or its load that occurs on any highway or premises open to the**

1 **public, or any premises adjacent to a highway or premises open to the**  
2 **public, that results in damage to the property of any person in excess**  
3 **of \$2,500, is subject to the following:**

4 “(a) The driver of a vehicle that has more than \$2,500 damage must report  
5 the [accident] **collision** in the manner specified under ORS 811.748.

6 “(b) If the property damage is to property other than a vehicle involved  
7 in the [accident] **collision**, each driver involved in the [accident] **collision**  
8 must report the [accident] **collision** in the manner specified under ORS  
9 811.748.

10 “(c) If a vehicle involved in the [accident] **collision** is damaged to the  
11 extent that the vehicle must be towed from the scene of the [accident] **col-**  
12 **lision**, each driver involved in the [accident] **collision** must report the [ac-  
13 **cident] collision** in the manner specified under ORS 811.748.

14 “(3) The dollar amount specified in subsection (2) of this section may be  
15 increased every five years by the Department of Transportation based upon  
16 any increase in the Consumer Price Index for All Urban Consumers, West  
17 Region (All Items), as published by the Bureau of Labor Statistics of the  
18 United States Department of Labor or its successor during the preceding  
19 12-month period. The amount determined under this subsection shall be  
20 rounded to the nearest \$100.

21 “(4) The following are exempt from the reporting requirements of this  
22 section:

23 “(a) Operators of snowmobiles and Class I, Class III and Class IV all-  
24 terrain vehicles.

25 “(b) A law enforcement official acting in the course of official duty if the  
26 [accident] **collision** involved a law enforcement official performing a lawful  
27 intervention technique or involved a law enforcement official and a person  
28 acting during the commission of a criminal offense. As used in this para-  
29 graph:

30 “(A) ‘Law enforcement official’ means a person who is responsible for

1 enforcing the criminal laws of this state or a political subdivision of this  
2 state and who is employed or volunteers:

3 “(i) As a peace officer commissioned by a city, port, university that has  
4 established a police department under ORS 352.121 or 353.125, school district,  
5 mass transit district, county or service district authorized to provide law  
6 enforcement services under ORS 451.010;

7 “(ii) With the Department of State Police or the Criminal Justice Division  
8 of the Department of Justice; or

9 “(iii) As an investigator of a district attorney’s office, if the investigator  
10 is certified as a peace officer in this state.

11 “(B) ‘Lawful intervention technique’ means a method by which one motor  
12 vehicle causes, or attempts to cause, another motor vehicle to stop.

13 “(5) The reporting requirements under this section are in addition to, and  
14 not in lieu of, the reporting requirements under ORS 811.720.

15 “**SECTION 23.** ORS 811.750 is amended to read:

16 “811.750. (1) A person commits the offense of failure of a vehicle occupant  
17 to make [*an accident*] **a collision** report if:

18 “(a) The person is an occupant, other than the driver, of a vehicle at a  
19 time when the vehicle is involved in [*an accident*] **a collision** required to be  
20 reported to a police officer or a law enforcement agency under ORS 811.745;

21 “(b) The driver of the vehicle is physically incapable of giving notice to  
22 a police officer or a law enforcement agency as required under ORS 811.748;  
23 and

24 “(c) The occupant does not give notice of the [*accident*] **collision** imme-  
25 diately to a police officer or a law enforcement agency by the quickest means  
26 available.

27 “(2) Notwithstanding subsection (1) of this section, a person does not  
28 commit the offense of failure of a vehicle occupant to make [*an accident*] **a**  
29 **collision** report if:

30 “(a) The [*accident*] **collision** required to be reported under ORS 811.745

1 results in a serious injury or death; and

2 “(b) The person gives notice of the [*accident*] **collision** immediately to the  
3 emergency communications system by the quickest means available.

4 “(3) The offense described in this section, failure of a vehicle occupant  
5 to make [*an accident*] a **collision** report, is a Class A traffic violation.

6 “**SECTION 24.** ORS 802.240 is amended to read:

7 “802.240. (1) In all actions, suits or criminal proceedings when the title  
8 to, or right of possession of, any vehicle is involved, the record of title, as  
9 it appears in the files and records of the Department of Transportation, is  
10 prima facie evidence of ownership or right to possession of the vehicle. As  
11 used in this section, the record of title does not include records of salvage  
12 titles unless the record itself is the salvage title. Proof of the ownership or  
13 right to possession of a vehicle shall be made by means of any of the fol-  
14 lowing methods:

15 “(a) The original certificate of title as provided under ORS 803.010.

16 “(b) A copy, certified by the department, of the title record of the vehicle  
17 as the record appears in the files and records of the department.

18 “(2) Extrinsic evidence of authenticity is not required as a condition  
19 precedent to the admission of a copy of a document relating to the privilege  
20 of any person to drive a motor vehicle authorized by law to be filed and ac-  
21 tually filed in the records of the department if the copy bears a seal pur-  
22 porting to be that of the department and is certified as a true copy by  
23 original or facsimile signature of a person purporting to be an officer or  
24 employee of the department. This subsection applies to copies of a data  
25 compilation in any form. Copies of documents certified in accordance with  
26 this subsection constitute prima facie evidence of the existence of the facts  
27 stated therein.

28 “(3) A certified copy of a person’s driving record, as maintained by the  
29 department:

30 “(a) May be admitted as evidence in any hearing or proceeding under ORS



1 813.200 to 813.270.

2 “(b) Is prima facie evidence that the person named therein was duly con-  
3 victed of each offense shown by the record.

4 “(c) Is prima facie evidence that the person named therein is participating  
5 in or has participated in a driving under the influence of intoxicants diver-  
6 sion program or in any similar alcohol or drug rehabilitation program in this  
7 state or in any other jurisdiction if the record shows that the person has  
8 participated in such a program.

9 “(4) Records and actions described in this subsection shall not be referred  
10 to in any way or admitted into evidence or be any evidence of the negligence  
11 or due care of any party at the trial of any action at law to recover damages.  
12 This subsection applies to all of the following:

13 “(a) The report required following [*an accident*] **a collision**.

14 “(b) Any action taken by the department to revoke or suspend a driver  
15 license or driver permit or taken by the department under the financial re-  
16 sponsibility requirements of the vehicle code or the findings, if any, of the  
17 department upon which such action of the department is based.

18 “(c) Any deposit of security required under the financial responsibility  
19 requirements of the vehicle code.

20 “(5) Except as provided in this subsection, the [*accident*] **collision** reports  
21 filed with the department under ORS 811.725, 811.730 or 811.735 shall be  
22 without prejudice to the individual filing the report and no such report shall  
23 be used as evidence in any trial, civil or criminal, arising out of [*an*  
24 *accident*] **a collision**. The following uses are allowable under this subsection:

25 “(a) The certificate issued by the department under ORS 802.220 to show  
26 whether or not [*an accident*] **a collision** report has been made to the de-  
27 partment shall be used solely to prove a compliance or failure to comply with  
28 the requirements that the [*accident*] **collision** report be made to the depart-  
29 ment.

30 “(b) [*An accident*] **A collision** report submitted under ORS 811.725 or

1 811.735 may be used in an administrative hearing or an appeal from such  
2 hearing to support any suspension of driving privileges for:

3 “(A) Failure to make reports required under ORS 811.725 or 811.735.

4 “(B) Failure to comply with financial responsibility requirements or fail-  
5 ure to comply with future responsibility filings.

6 “(6) A photocopy, facsimile copy, digital or electronic copy of an appli-  
7 cation for perfection of a security interest by notation on a title under ORS  
8 803.097 that is certified by the department is proof of the date of perfection  
9 of the security interest unless the date is invalid as provided under ORS  
10 803.097.

11 “(7) A report filed by a physician or health care provider under ORS  
12 807.710 is confidential and may not be admitted as evidence in any civil or  
13 criminal action. A report described in this subsection may be used in an  
14 administrative hearing or an appeal from an administrative hearing in which  
15 an issue is the qualification of a person to operate a motor vehicle.

16 “**SECTION 25.** ORS 811.748 is amended to read:

17 “811.748. (1) The driver of a vehicle commits the offense of driver failure  
18 to report [*an accident*] **a collision** if the driver is driving any vehicle that  
19 is involved in [*an accident*] **a collision** required to be reported under ORS  
20 811.745 and the driver, if physically capable, does not give notice of the [*ac-*  
21 *cident*] **collision** immediately to a police officer or a law enforcement agency  
22 by the quickest means available.

23 “(2) Notwithstanding subsection (1) of this section, a driver does not  
24 commit the offense of driver failure to report [*an accident*] **a collision** if:

25 “(a) The [*accident*] **collision** required to be reported under ORS 811.745  
26 results in a serious injury or death; and

27 “(b) The driver gives notice of the [*accident*] **collision** immediately to the  
28 emergency communications system by the quickest means available.

29 “(3) The offense described in this section, driver failure to report [*an ac-*  
30 *cident*] **a collision**, is a Class A traffic violation.

1       **“SECTION 26. The amendments to ORS 802.240, 811.700, 811.705,**  
2 **811.710, 811.720, 811.725, 811.730, 811.735, 811.740, 811.745, 811.748 and**  
3 **811.750 by sections 14 to 25 of this 2024 Act apply to collisions occurring**  
4 **on or after January 1, 2025.**

5       **“SECTION 27. The amendments to ORS 802.240, 811.700, 811.705,**  
6 **811.710, 811.720 811.725, 811.730, 811.735, 811.740, 811.745, 811.748 and**  
7 **811.750 by sections 14 to 25 of this 2024 Act become operative January**  
8 **1, 2025.**

9       **“SECTION 28. This 2024 Act being necessary for the immediate**  
10 **preservation of the public peace, health and safety, an emergency is**  
11 **declared to exist, and this 2024 Act takes effect on its passage.”.**

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