

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 89
95TH GENERAL ASSEMBLY

0471L.02T

2009

AN ACT

To repeal section 300.390 and 577.060, RSMo, and to enact in lieu thereof two new sections relating to traffic violations, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 300.390 and 577.060, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 300.390 and 577.060, to read as follows:

300.390. 1. **Except as otherwise provided in subsection 4 of this section**, every
2 pedestrian crossing a roadway at any point other than within a marked crosswalk or within an
3 unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the
4 roadway.

5 2. Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead
6 pedestrian crossing has been provided shall yield the right-of-way to all vehicles upon the
7 roadway.

8 3. The foregoing rules in this section have no application under the conditions stated in
9 section 300.395 when pedestrians are prohibited from crossing at certain designated places.

10 **4. In any home rule city with more than four hundred thousand inhabitants and**
11 **located in more than one county, vehicles shall yield the right-of-way to all pedestrians and**
12 **bicyclists crossing in an appropriate crosswalk on a city or neighborhood street. For**
13 **purposes of this subsection, "yield" means slowing to a stop within forty feet of a**
14 **pedestrian.**

577.060. 1. A person commits the crime of leaving the scene of a motor vehicle accident
2 when being the operator or driver of a vehicle on the highway or on any publicly or privately

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

3 owned parking lot or parking facility generally open for use by the public and knowing that an
 4 injury has been caused to a person or damage has been caused to property, due to [his] **such**
 5 **person's** culpability or to accident, [he] **such person** leaves the place of the injury, damage or
 6 accident without stopping and giving his **or her** name, residence, including city and street
 7 number, motor vehicle number and driver's license number, if any, to the injured party or to a
 8 police officer, or if no police officer is in the vicinity, then to the nearest police station or judicial
 9 officer.

10 2. For the purposes of this section, all peace officers shall have jurisdiction, when invited
 11 by an injured person, to enter the premises of any privately owned parking lot or parking facility
 12 for the purpose of investigating an accident and performing all necessary duties regarding such
 13 accident.

14 3. Leaving the scene of a motor vehicle accident is a class A misdemeanor, except that
 15 it shall be a class D felony if the accident resulted in:

- 16 (1) Physical injury to another party; or
- 17 (2) Property damage in excess of one thousand dollars; or
- 18 (3) If the defendant has previously pled guilty to or been found guilty of a violation of
- 19 this section.

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Speaker of the House

President Pro Tem of the Senate

Governor