

By Senator Flores

37-01510-16

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1 A bill to be entitled
2 An act relating to motor vehicle crash reports;
3 amending s. 316.066, F.S.; authorizing a law
4 enforcement officer to testify at a civil trial as to
5 statements made to the officer by a person involved in
6 a crash under certain circumstances; providing an
7 effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Subsection (4) of section 316.066, Florida
12 Statutes, is amended to read:

13 316.066 Written reports of crashes.—

14 (4) Except as specified in this subsection, each crash
15 report made by a person involved in a crash and any statement
16 made by such person to a law enforcement officer for the purpose
17 of completing a crash report required by this section shall be
18 without prejudice to the individual so reporting. Such report or
19 statement may not be used as evidence in any trial, civil or
20 criminal. However, subject to the applicable rules of evidence,
21 a law enforcement officer at a criminal trial may testify as to
22 any statement made to the officer by the person involved in the
23 crash if that person's privilege against self-incrimination is
24 not violated. A law enforcement officer at a civil trial may
25 testify as to any statement made to the officer by the person
26 involved in the crash if such testimony impeaches the testimony
27 of that person as to fault for the crash and if that person's
28 privilege against self-incrimination is not violated. The
29 results of breath, urine, and blood tests administered as
30 provided in s. 316.1932 or s. 316.1933 are not confidential and
31 are admissible into evidence in accordance with ~~the provisions~~
32 of s. 316.1934(2).

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Section 2. This act shall take effect upon becoming a law.