

1 H.361

2 Introduced by Representative Zuckerman of Burlington

3 Referred to Committee on

4 Date:

5 Subject: Motor vehicles; crimes; dangerous driving; database

6 Statement of purpose: This bill proposes to establish a dangerous driving
7 complaint database that would allow motorists to call and report the
8 registration number plate of a dangerous driver and the type of dangerous
9 driving alleged.

10 An act relating to the establishment of a dangerous driving complaint
11 database

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 23 V.S.A. § 1017 is added to read:

14 § 1017. DANGEROUS DRIVING DATABASE

15 (a) For purposes of this section, dangerous driving is defined as the
16 operation of a motor vehicle in a manner that creates an unjustifiable risk of
17 harm to a person or to property. An unjustifiable risk is a risk that a reasonable
18 person exercising ordinary care would avoid in a given situation.

19 (1) Evidence that an operator of a motor vehicle is engaged in dangerous
20 driving may be shown when, as a result of the operator's driving:

1 (A) an accident occurred;

2 (B) any motor vehicle operator took evasive action to avoid an
3 accident;

4 (C) any motor vehicle operator suddenly stopped or slowed to avoid
5 an accident; or

6 (D) any person or property was endangered.

7 (2) Dangerous driving may include:

8 (A) following too closely;

9 (B) making improper or erratic lane changes;

10 (C) passing in an improper or grossly imprudent manner;

11 (D) obstructing fire apparatus, law enforcement vehicles, or
12 ambulances;

13 (E) passing or overtaking a school bus while the flashing red signal
14 lights are in operation;

15 (F) racing another motor vehicle;

16 (G) driving the wrong way on a one-way highway;

17 (H) failing to obey a traffic-control device; and

18 (I) failing to remain within one's traffic lane.

19 (b) The commissioner shall establish a computerized dangerous driver
20 database that will enable the agency to compile citizen reports of dangerous
21 driving.

1 (c) The commissioner shall establish and publicize a toll-free telephone
2 number for the dangerous driver database, enabling motorists to call and
3 provide information for the database, including registration plate numbers of
4 motorists allegedly engaging in dangerous driving and the type of dangerous
5 driving alleged.

6 (d) The commissioner shall work with state and local law enforcement
7 agencies to permit law enforcement officers to access the dangerous driver
8 database for investigatory purposes.

9 (e) Once each year, at the time of vehicle registration, the commissioner
10 shall provide to each motor vehicle registrant a list of the vehicle's entries in
11 the database. The list shall include only the date of each entry into the
12 database and the type of dangerous driving alleged.

13 (f) The commissioner shall adopt rules concerning the implementation and
14 use of the database.