

4.00

INSTRUCTIONS RECOMMENDED NOT TO BE GIVEN

4.01 Flight From the Scene As Evidence of Negligence

The committee recommends that no instruction on “flight from the scene as evidence of negligence” be given.

Heading, Non-recommended instruction, and Comment revised February 2023.

Comment

The committee recommends that no instruction be given on the subject of flight from the scene. As in the case of admissions, this is peculiarly a subject of argument for the jury. Moreover, an instruction of this type would unduly single out particular evidence.

As of July 1, 2023, the Illinois Legislature amended certain statutes replacing “accident” with “crash” to clarify that not all crashes are accidental. Crash encompasses all types of motor vehicle impacts and collisions, including, but not limited to, an impact or collision caused by negligence, willful and wanton conduct, or an intentional act. P.A. 102-0982. The IPI Committee recommends use of the term “collision” or “incident” in lieu of the term “crash.”