

SEAT BELT LAW REVISIONS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: John Knotwell

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends seat belt laws to allow the misuse of or failure to use a seat belt to be considered for contributory or comparative negligence in civil litigation.

Highlighted Provisions:

This bill:

▶ amends the Traffic Code to allow the misuse of or failure to use a seat belt to be considered as contributory or comparative negligence in civil litigation.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-6a-1806, as renumbered and amended by Laws of Utah 2005, Chapter 2

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-6a-1806** is amended to read:

41-6a-1806. Compliance -- Civil litigation.

The misuse or failure to use a child restraint device or misuse or failure to wear a safety belt:



28 (1) [~~does not~~] may constitute contributory or comparative negligence on the part of a
29 person seeking recovery for injuries; and

30 (2) may [~~not~~] be introduced as evidence in any civil litigation on the issue of
31 negligence, injuries, or the mitigation of damages.

Legislative Review Note
Office of Legislative Research and General Counsel