

MOTOR VEHICLE LIABILITY AMENDMENTS

- MINOR DRIVERS

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen H. Urquhart

House Sponsor: James A. Dunnigan

LONG TITLE

General Description:

This bill modifies the Uniform Driver License Act by amending provisions relating to liability imposed for damages caused by a minor operating a motor vehicle.

Highlighted Provisions:

This bill:

- ▶ provides that if owner's or operator's security is in effect in certain amounts, the owner of the motor vehicle or the person who gave or furnished the motor vehicle to the minor is not subject to the joint and several liability imposed;

- ▶ provides that certain limitations on liability do not prohibit a cause of action for any direct negligence on the part of the person furnishing the motor vehicle to the minor; and

- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-3-212, as renumbered and amended by Laws of Utah 1993, Chapter 234

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

30 Section 1. Section **53-3-212** is amended to read:

31 **53-3-212. Owner giving permission and minor liable for damages caused by**
32 **minor driving a motor vehicle.**

33 (1) (a) The owner of a motor vehicle causing or knowingly permitting a person
34 younger than 18 years of age to drive the motor vehicle on a highway, or a person who gives or
35 furnishes a motor vehicle to the minor, are each jointly and severally liable with the minor for
36 any damages caused by the negligence of the minor in driving the motor vehicle.

37 (b) If owner's or operator's security covering the minor's operation of the motor vehicle
38 is in effect in amounts as required under Section 31A-22-304, the owner of the motor vehicle
39 or the person who gave or furnished the motor vehicle to the minor under Subsection (1) is not
40 subject to the liability imposed under Subsection (1).

41 (2) Nothing under Subsection (1) prohibits a cause of action for any direct negligence
42 on the part of the person furnishing the motor vehicle to the minor.

43 [~~2~~] (3) This liability provision is in addition to the liability provisions in Section
44 53-3-211.