



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
P.O. BOX 145115 • SALT LAKE CITY, UTAH 84114-5115 • (801) 538-1035

February 16, 2010

Mr. President:

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 93, MOTORCYCLE AND OFF-HIGHWAY VEHICLE AMENDMENTS**, by Representative R. Menlove, with the following amendments:

1. *Page 1, Line 22*

House Committee Amendments

2-2-2010:

- 22 • wearing protective headgear at the time of operation; ~~{-and}~~ =
- ▶ provides that the failure to wear protective headgear:
- does not constitute contributory or comparative negligence on the part of a person seeking recovery for injuries; and
- may not be introduced as evidence in any civil litigation on the issue of negligence, injuries, or the mitigation of damages; and

2. *Page 2, Line 50*

House Committee Amendments

2-2-2010:

- 50 Subsection (3) at the time of operation.
- (5) The failure to wear protective headgear:
- (a) does not constitute contributory or comparative negligence on the part of a

Bill Number



HB0093

Action Class



S

Action Code



SCRAMD

person seeking recovery for injuries; and

(b) may not be introduced as evidence in any civil litigation on the issue of negligence, injuries, or the mitigation of damages.

3. *Page 3, Line 71*

House Committee Amendments

2-2-2010:

71 Subsection (1) at the time of operation.

(6) The failure to wear protective headgear:

(a) does not constitute contributory or comparative negligence on the part of a person seeking recovery for injuries; and

(b) may not be introduced as evidence in any civil litigation on the issue of negligence, injuries, or the mitigation of damages.

Respectfully,

Stephen H. Urquhart
Committee Chair

Voting: 7-0-0

3 HB0093.SCI.WPD lelder/LGE SCH/LGE 2/16/10 4:04 pm

Bill Number



HB0093

Action Class



S

Action Code



SCRAMD