

WAIVER OF PUNITIVE DAMAGES AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

LONG TITLE**General Description:**

This bill addresses agreements to waive or limit liability for punitive damages.

Highlighted Provisions:

This bill:

- defines terms; and
- prohibits courts from enforcing agreements to waive or limit liability for punitive damages.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

78B-8-204, Utah Code Annotated 1953

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

Section 1. Section **78B-8-204** is enacted to read:

78B-8-204. Agreements to waive or limit punitive damages unenforceable.

(1) As used in this section:

(a) "Agreement" means a written, verbal, or implied contract.

(b) "Court" means the same as that term is defined in Section 78B-11-102.

(2) A court may not enforce an agreement to waive or limit liability for punitive damages.