

H.B. 93

MOTORCYCLE AND OFF-HIGHWAY VEHICLE AMENDMENTS

SENATE AMENDMENTS FEBRUARY 16, 2010 2:46 PM AMENDMENT 01 FEBRUARY 16, 2010 2:47 PM

Senator **Stephen H. Urquhart** proposes 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 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.