

SENATE BILL No. 296

By Committee on Judiciary

1-18

1 AN ACT concerning the safety belt use act; relating to evidence of failure
2 to use a safety belt and admissibility in other actions; amending K.S.A.
3 2017 Supp. 8-2504 and repealing the existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2017 Supp. 8-2504 is hereby amended to read as
7 follows: 8-2504. (a) (1) Persons violating K.S.A. 8-2503(a)(1), and
8 amendments thereto, shall be fined \$30 and no court costs; and

9 (2) persons violating K.S.A. 8-2503(a)(2), and amendments thereto,
10 shall be fined \$60 and no court costs.

11 (b) No court shall report violation of this act to the department of
12 revenue.

13 (c) Evidence of failure of any person to use a safety belt ~~shall not be~~
14 ~~admissible~~ *may be considered by the trier of fact* in any action for the
15 purpose of determining any aspect of comparative negligence or mitigation
16 of damages.

17 (d) The provisions of this section shall be applicable and uniform
18 throughout the state and no city, county, subdivision or local authority
19 shall enact or enforce any law, ordinance, rule, regulation or resolution in
20 conflict with, in addition to, or supplemental to, the provisions of this
21 section.

22 Sec. 2. K.S.A. 2017 Supp. 8-2504 is hereby repealed.

23 Sec. 3. This act shall take effect and be in force from and after its
24 publication in the statute book.