



General Assembly

Amendment

February Session, 2010

LCO No. 5337

SB0048905337HDO

Offered by:
REP. O'CONNOR, 35th Dist.

To: Senate Bill No. 489

File No. 582

Cal. No.

**"AN ACT CONCERNING UNINSURED AND UNDERINSURED
MOTORIST COVERAGE FOR BODILY INJURY TO A NAMED
INSURED OR RELATIVE."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subdivision (3) of subsection (c) of section 14-100a of the
4 general statutes is repealed and the following is substituted in lieu
5 thereof (*Effective October 1, 2010, and applicable to actions filed on or after*
6 *said date*):

7 [(3) Failure to wear a seat safety belt shall not be considered as
8 contributory negligence nor shall such failure be admissible evidence
9 in any civil action.]

10 (3) In any civil action to recover damages for personal injury as a
11 result of negligence in the operation of a private passenger motor
12 vehicle, the trier of fact shall determine whether any occupant of such
13 motor vehicle was wearing a seat safety belt in accordance with this

14 section at the time of such personal injury. Evidence of failure to wear
15 a seat safety belt may be admissible in such action for the purpose of
16 determining the cause of such personal injury and may be considered
17 as a mitigating circumstance in the award of damages.

18 Sec. 502. Subdivision (4) of subsection (d) of section 14-100a of the
19 general statutes is repealed and the following is substituted in lieu
20 thereof (*Effective October 1, 2010*):

21 (4) No person shall restrain a child in a booster seat unless the motor
22 vehicle is equipped with a [safety] seat safety belt that includes a
23 shoulder belt and otherwise meets the requirement of subsection (b) of
24 this section."