

SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE

S.F. No. 1034

(SENATE AUTHORS: THOMPSON, Scheid, Gerlach, Limmer and Hall)

DATE	D-PG	OFFICIAL STATUS
03/25/2011	755	Introduction and first reading Referred to Transportation

1.1A bill for an act

1.2relating to civil actions; regulating the admissibility of seat belt use evidence

1.3in certain civil actions; repealing Minnesota Statutes 2010, section 169.685,

1.4subdivision 4.

1.5BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6Section 1. **REPEALER.**

1.7Minnesota Statutes 2010, section 169.685, subdivision 4, is repealed.

1.8**EFFECTIVE DATE; APPLICATION.** This section is effective the day following

1.9final enactment and applies to actions commenced on or after that date.

APPENDIX
Repealed Minnesota Statutes: 11-1735

169.685 SEAT BELT; PASSENGER RESTRAINT SYSTEM FOR CHILDREN.

Subd. 4. **Admissibility into evidence.** (a) Except as provided in paragraph (b), proof of the use or failure to use seat belts or a child passenger restraint system as described in subdivision 5, or proof of the installation or failure of installation of seat belts or a child passenger restraint system as described in subdivision 5 shall not be admissible in evidence in any litigation involving personal injuries or property damage resulting from the use or operation of any motor vehicle.

(b) Paragraph (a) does not affect the right of a person to bring an action for damages arising out of an incident that involves a defectively designed, manufactured, installed, or operating seat belt or child passenger restraint system. Paragraph (a) does not prohibit the introduction of evidence pertaining to the use of a seat belt or child passenger restraint system in an action described in this paragraph.