

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: Senate Committee on Judiciary

From: Jason Thompson, Senior Assistant Revisor of Statutes

Date: February 7, 2018

Subject: Bill Brief for SB 296

SB 296 allows evidence of failure to use a safety belt to be admissible in any action for certain purposes. Under current law, K.S.A. 8-2504(c), evidence of failure of any person to use a safety belt is not admissible in any action for the purpose of determining any aspect of comparative negligence or mitigation of damages. The bill would change K.S.A. 8-2504(c) so that evidence of failure to use a safety belt “may be considered by the trier of fact” in any action for the purpose of determining any aspect of comparative negligence or mitigation of damages.