

## CHAPTER 1009

### MOTOR VEHICLE SAFETY BELT OR HARNESS VIOLATIONS — ASSESSMENT OF COMPARATIVE FAULT

S.F. 2135

**AN ACT** relating to the failure to wear a motor vehicle safety belt or safety harness.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. [Section 321.445, subsection 4](#), paragraph b, subparagraph (2), Code 2018, is amended to read as follows:

(2) If the evidence supports such a finding, the trier of fact may find that the plaintiff's failure to wear a safety belt or safety harness in violation of [this section](#) contributed to the plaintiff's claimed injury or injuries, and may reduce the amount of plaintiff's recovery by an amount not to exceed ~~five~~ twenty-five percent of the damages awarded after any reductions for comparative fault.

Approved March 15, 2018