

**PARENTAL WAIVERS OF LIABILITY ON BEHALF OF  
MINORS**

2011 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kraig Powell**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill allows a parent to sign a waiver of liability for their minor child.

**Highlighted Provisions:**

This bill:

- ▶ allows a person or organization to obtain a release of liability from a parent or guardian on behalf of their minor child; and
- ▶ provides exceptions for when a release is not valid.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**78B-3-102.5**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **78B-3-102.5** is enacted to read:

**78B-3-102.5. Release of liability by parent or guardian.**

(1) A parent or guardian may execute a written document on behalf of a minor child



28 releasing a person or organization from liability for injuries that the child has suffered, or may  
29 suffer in the future, as a result of the person or organization's acts or omissions, including  
30 ordinary negligence.

31 (2) A release of liability executed by a parent or guardian may not provide for or result  
32 in a release of the person or organization from liability for an injury arising due to the person's  
33 or organization's:

34 (a) willful and wanton acts or omissions;

35 (b) gross negligence; or

36 (c) providing of defective equipment.

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**Legislative Review Note**  
**as of 2-7-11 12:22 PM**

**Office of Legislative Research and General Counsel**