

13-1207. Duty of passenger.

A passenger has a duty to use ordinary care for [his] [her] own safety. A passenger may not sit idly by and permit [himself] [herself] to be driven carelessly, to [his] [her] injury, where there are dangers which are known or which reasonably should be known to [him] [her].

If you find that circumstances existed in this case which would cause a passenger, exercising ordinary care for [his] [her] own safety, to keep a lookout or warn the driver, and that the plaintiff failed to do so, then such failure is negligence. [As amended, effective January 1, 1987; November 1, 1991.]