

# H.B. 413

## PRODUCT LIABILITY AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 3

MARCH 5, 2012 11:33 AM

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Representative **Derek E. Brown** proposes the following amendments:

1. *Page 1, Line 26 through Page 2, Line 30*

*House Committee Amendments*

*3-1-2012:*

- 26 (1) Notwithstanding any other provision of law, in any civil action ~~{ against a~~  
27 ~~manufacturer for }~~ arising from harm caused by a product, irrespective of the substantive theory or  
theories  
28 underlying the claim, a ~~{ manufacturer }~~ defendant may ~~{ not }~~ be liable only ~~unless~~  
~~the claimant proves~~ if the  
28a claimant ~~{ fails to prove }~~ ~~←~~ proves by a  
29 preponderance of the evidence that the defendant ~~{ was the manufacturer of }~~ manufactured, had  
manufactured on its behalf, distributed, or sold the actual product  
30 that was the cause of harm for which the claimant seeks to recover compensatory damages.