

H.B. 413

PRODUCT LIABILITY AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 4

MARCH 5, 2012 3:16 PM

Representative **Brian S. King** proposes the following amendments:

1. *Page 2, Lines 31 through 35*

House Committee Amendments

3-1-2012:

- 31 (2) Proof that a product seller designed, formulated, produced, constructed, created,
32 assembled, or rebuilt the type of product in question is not proof that the product seller
33 → designed, ← formulated, produced, constructed, created, assembled, or rebuilt the actual
33a defective product
34 in the product liability action , **so long as the product seller proves it has no financial interest in the sale of**
the product in question . A product seller may not be held liable in a product liability
35 action based on market share, enterprise, or industry-wide liability.

(3) An entity that sells or distributes a product that is manufactured by another entity is subject to the same liability as the product's manufacturer.