

H.B. 413

PRODUCT LIABILITY AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 5

MARCH 8, 2012 10:35 PM

Senator **J. Stuart Adams** proposes the following amendments:

1. *Page 2, Lines 31 through 35b*

House Floor Amendments

3-5-2012:

- 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~~
34a ~~interest in the sale of the product in question ← . A product seller may not be held liable in a~~
34b ~~product liability~~
35 ~~action based on market share, enterprise, or industry-wide liability.~~
35a ~~→ (3) An entity that sells or distributes a product that is manufactured by another entity is~~
35b ~~subject to the same liability as the product's manufacturer. ← }~~