

HB 785 -- Products Liability Claims

Sponsor: Riddle

This bill specifies that any action to recover damages for economic loss, personal injury, property damage, or wrongful death alleging a products liability claim must be commenced within 10 years after the date on which the product that allegedly caused the damage was first placed into the stream of commerce. The limitation will not apply to an action for indemnity or contribution brought by a defendant in a products liability action; to any action to recover damages allegedly resulting from exposure to asbestos, dioxins, or polychlorinated biphenyls; or to any action arising out of a defective or unsafe condition of any improvement to real property.

A manufacturer or seller of a product will not be held liable in a products liability action where a proximate cause of the personal injury, property damage, or death was an alteration or modification of the product by someone other than the manufacturer or seller which occurred after the product left the control of the manufacturer or seller unless the alteration or modification was in accordance with the instructions or was made with the express consent of the manufacturer or seller.