

HB 1655 -- Product Liability

Sponsor: Riddle

This bill limits a manufacturer's or seller's liability for harm caused after a product's useful safe life has expired.

A manufacturer or seller may be liable for harm caused after a product's useful safe life has expired if the manufacturer or seller warranted the product for safe use for a longer period of time or if the manufacturer or seller intentionally misrepresented facts about the product or intentionally concealed information about the product, and that conduct was a proximate cause of the harm.

It is presumed that harm caused more than 12 years after the time the product was delivered was caused after the useful safe life of the product had expired.

A claimant must bring a product liability claim within five years from the time the claimant discovered the harm and its cause.

These provisions do not apply to any action to recover damages for economic loss, personal injury, property damage, or wrongful death arising out of a defective or unsafe condition of any improvement to real property.