



Bill No. SB 412

Amendment No. \_\_\_\_ Barcode 100550

1 relief in any case that arises out of or results from the  
2 lawful design, marketing, distribution, or sale of a lawful  
3 product to the public.

4 (3) This section does not prohibit an action against a  
5 manufacturer, distributor, or dealer for:

6 (a) Breach of contract or warranty in connection with  
7 a product purchased by a county, municipality, special  
8 district, or other political subdivision or agency of the  
9 state.

10 (b) Injuries resulting from a defective product.

11 (4)(a) If a civil action is brought in violation of  
12 this section, the defendant may recover all expenses resulting  
13 from such action from the governmental entity bringing such  
14 action.

15 (b) In any civil action where the court finds that the  
16 defendant is immune as provided in this section, the court  
17 shall award the defendant all attorney's fees, costs and  
18 compensation for loss of income, and expenses incurred as a  
19 result of such action.

20 (5) This section applies to any action brought on or  
21 after the effective date of this section.

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23 (Redesignate subsequent sections.)

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26 ===== T I T L E A M E N D M E N T =====

27 And the title is amended as follows:

28 On page 1, line 25, after the semicolon

29

30 insert:

31 prohibiting a legal action on behalf of the

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1 state or other political subdivisions against a  
2 manufacturer, trade association, distributor,  
3 or dealer for damages arising out of the  
4 marketing or sale of a lawful product;  
5 providing for actions for breach of contract or  
6 warranty; providing for actions for injuries  
7 resulting from a defective product; providing  
8 for an award of attorney's fees and  
9 compensation for loss of income if the court  
10 finds the defendant is immune as provided by  
11 the act; providing for application of the act;

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