

House Bill 3324

Sponsored by Representative JAVADI

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says that some product liability claims may not be filed against a health care facility. (Flesch Readability Score: 60.1).

Provides that a health care facility is not a manufacturer, distributor, seller or lessor of a product for purposes of a product liability civil action if the health care facility was not involved in the design or manufacture of the product.

A BILL FOR AN ACT

1
2 Relating to product liability civil actions; creating new provisions; and amending ORS 30.902.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 30.902 is amended to read:

5 30.902. A physician licensed pursuant to ORS chapter 677 **or a health care facility as defined**
6 **in ORS 442.015** is not a manufacturer, distributor, seller or lessor of a product for the purposes of
7 ORS 30.900 to 30.920 if the product is provided by the physician **or health care facility** to a patient
8 as part of a medical procedure and the physician **or health care facility** was not involved in the
9 design or manufacture of the product.

10 **SECTION 2.** (1) **Except as provided in subsection (2) of this section, the amendments to**
11 **ORS 30.902 by section 1 of this 2025 Act apply to claims arising under ORS 30.900 to 30.920**
12 **before, on or after the effective date of this 2025 Act.**

13 (2)(a) **The amendments to ORS 30.902 by section 1 of this 2025 Act do not apply to claims**
14 **for which a final judgment has been entered before the effective date of this 2025 Act.**

15 (b) **As used in this subsection, "final judgment" means a judgment for which the time to**
16 **appeal has expired without any party filing an appeal or that is not subject to further appeal**
17 **or review.**

18

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.