

Senate Bill 1173

Sponsored by COMMITTEE ON JUDICIARY

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.

Takes effect on the 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to product liability civil actions; creating new provisions; amending ORS 30.902; and pre-
3 scribing an effective date.

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

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

6 30.902. (1) A physician licensed pursuant to ORS chapter 677 is not a manufacturer, distributor,
7 seller or lessor of a product for the purposes of ORS 30.900 to 30.920 if:

8 (a) [*The product is provided by the physician*] **The physician provides the product** to a patient
9 as part of a medical procedure; and

10 (b) The physician was not involved in the design or manufacture of the product.

11 (2) **A health care facility licensed under ORS chapter 441 is not a manufacturer, distrib-**
12 **utor, seller or lessor of a product for the purposes of ORS 30.900 to 30.920 if:**

13 (a) **The health care facility provides the product to a patient as part of health care ser-**
14 **vices; and**

15 (b) **The health care facility was not involved in the design or manufacture of the product.**

16 **SECTION 2.** The amendments to ORS 30.902 by section 1 of this 2025 Act apply to actions
17 commenced on or after the effective date of this 2025 Act.

18 **SECTION 3.** This 2025 Act takes effect on the 91st day after the date on which the 2025
19 regular session of the Eighty-third Legislative Assembly adjourns sine die.

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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.