FIRST ENGROSSMENT

Sixty-seventh Legislative Assembly of North Dakota

ENGROSSED HOUSE BILL NO. 1352

Introduced by

Representatives Hoverson, Magrum, Marschall

- 1 A BILL for an Act to provide for liability for medical products.
- 2 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:
- 3 **SECTION 1**.
- 4 Liability for medical products.
- 5 Notwithstanding any other law, a medical product may not be required by a state or local
- 6 <u>elected official, the state, a political subdivision of the state, or business as a condition of</u>
- 7 employment, the entry to a business, public building, or space, or the receipt of a service or
- 8 good unless the manufacturer of the medical product is liable for any death or serious injury
- 9 caused by the medical product. This section may not be construed to grant a person the right to
- 10 require use of a medical product. For purposes of this section "medical product" includes a
- 11 <u>drug, biologic, or medical device.</u>