

75th OREGON LEGISLATIVE ASSEMBLY - 2009 Regular Session  
STAFF MEASURE SUMMARY  
Senate Committee on Judiciary

MINORITY REPORT  
MEASURE: SB 284 A  
CARRIER: Sen. Boquist

REVENUE: No revenue impact  
FISCAL: Fiscal statement issued

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Action: Do Pass with Amendments  
Signers onto the Minority Report: Sen. Boquist and Sen. Whitsett  
Prepared By: Anna Braun, Counsel  
Meeting Dates: 4/28

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**WHAT THE MEASURE DOES:** Increases the statute of ultimate repose for product liability actions, including wrongful death, to 10 years or the statute of ultimate repose of the state in which the product was manufactured or from which it was imported, whichever is later. Exempts manufactured homes. Applies to causes of action arising after the effective date. Exempts physicians unless involved in the manufacture or design of the product. Exempts product liability actions for damages from halide or mercury vapor light bulbs from being subject to any statute of repose. Applies retroactively to halide or mercury vapor light bulbs product liability suits.

**ISSUES DISCUSSED:**

- Provisions of the measure

**EFFECT OF COMMITTEE AMENDMENT:** Maintains current statute of ultimate repose at eight years. Exempts manufactured homes. Exempts physicians unless involved in the manufacture or design of the product. Exempts product liability actions for damages from halide or mercury vapor light bulbs from being subject to any statute of repose. Applies retroactively to halide or mercury vapor light bulbs product liability suits.

**BACKGROUND:** The statute of ultimate repose is the time limit under which any product liability action for personal injury or property damage must be commenced. The time limit is currently eight years.

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*This summary has not been adopted or officially endorsed by action of the committee.*