## 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 <u>employment, the entry to a business, public building, or space, or the receipt of a service or</u>
- 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 drug, biologic, or medical device.