

**Senate Bill No. 541**

AN ACT concerning

**Limitations – Product Liability Action Arising and Barred in Foreign Jurisdiction**

FOR the purpose of prohibiting certain causes of action for personal injury allegedly caused by a defective product that arose in another jurisdiction, but that may not be maintained in that jurisdiction by reason of a lapse of time, from being maintained in this State; providing a certain exception; defining certain terms; providing for the application of this Act; and generally relating to limitations on product liability causes of action in this State that arose in a foreign jurisdiction.

BY adding to

Article – Courts and Judicial Proceedings

Section 5-115

Annotated Code of Maryland

(1989 Replacement Volume and 1990 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – Courts and Judicial Proceedings**

5-115.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “FOREIGN JURISDICTION” MEANS A STATE, OTHER THAN THIS STATE, TERRITORY, OR POSSESSION OF THE UNITED STATES, THE DISTRICT OF COLUMBIA, THE COMMONWEALTH OF PUERTO RICO, OR A FOREIGN COUNTRY.

(3) (I) “MANUFACTURER” MEANS A DESIGNER, ASSEMBLER, FABRICATOR, CONSTRUCTOR, COMPOUNDER, PRODUCER, OR PROCESSOR OF A PRODUCT OR ITS COMPONENT PARTS.

(II) “MANUFACTURER” INCLUDES AN INDIVIDUAL OR ENTITY NOT OTHERWISE A MANUFACTURER THAT IMPORTS A PRODUCT OR OTHERWISE HOLDS ITSELF OUT AS A MANUFACTURER.

(4) “PRODUCT” MEANS A TANGIBLE ARTICLE, INCLUDING ATTACHMENTS, ACCESSORIES, AND COMPONENT PARTS, AND ACCOMPANYING LABELS, WARNINGS, INSTRUCTIONS, AND PACKAGING.