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An Act To Amend the Law Pertaining to Defective or Unreasonably Dangerous Goods

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 14 MRSA §221, as enacted by PL 1973, c. 466, §1, is amended to read:

§ 221. Defective or unreasonably dangerous goods

One who sells any goods or products in a defective condition unreasonably dangerous to the user or consumer or to ~~his~~the user's or consumer's property is subject to liability for physical harm ~~thereby~~ caused to a person whom the manufacturer, seller or supplier might reasonably have expected to use, consume or be affected by the goods, or to ~~his~~the user's or consumer's property, if the seller is engaged in the business of selling such a product and it is expected to and does reach the user or consumer without significant change in the condition in which it is sold. This section applies although the seller has exercised all possible care in the preparation and sale of ~~his~~the product and the user or consumer has not bought the product from or entered into any ~~contractual~~contractual relation with the seller. A civil action to enforce this section must be commenced within 6 years after the date that both that injury and its cause are known or should have been known by the exercise of reasonable diligence.

SUMMARY

This bill requires a user or consumer who has been injured by defective or unreasonably dangerous goods or products to bring a civil action within 6 years after the date that both that injury and its cause are known or should have been known by the exercise of reasonable diligence.