

FILED

2015 APR -2 P 2:49

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

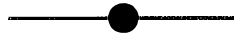
**WEST VIRGINIA LEGISLATURE**  
FIRST REGULAR SESSION, 2015



**ENROLLED**

**House Bill No. 2726**

(By Delegate(s) Shott, Folk,  
Overington, Sponaugle, Azinger,  
Deem and Waxman)



Passed March 3, 2015

*July 1, 2015*

In effect ~~ninety~~ days from passage.

*HB 2726*


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**E N R O L L E D**

**H. B. 2726**

(BY DELEGATE(S) SHOTT, FOLK, OVERINGTON,  
SPONAUGLE, AZINGER, DEEM AND WAXMAN)

[Passed March 3, 2015; in effect July 1, 2015 ~~ninety days from passage.~~ 

AN ACT to amend and reenact §55-8-16 of the Code of West Virginia, 1931, as amended, relating to choice of law in product liability actions; and establishing the effective date of the amendments enacted in 2015.

*Be it enacted by the Legislature of West Virginia:*

That §55-8-16 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 8. ACTIONS ON CONTRACTS.**


**§55-8-16. Choice of law in product liability actions.**

1       (a) It is public policy of this state that, in determining the  
2 law applicable to a product liability claim brought by a  
3 nonresident of this state against the manufacturer or distributor  
4 of a prescription drug or other product, all liability claims at  
5 issue shall be governed solely by the product liability law of the  
6 place of injury (“lex loci delicti”).

7       (b) The amendments to this section enacted in 2015 shall be  
8 applicable prospectively to all civil actions commenced on or  
9 after July 1, 2015.

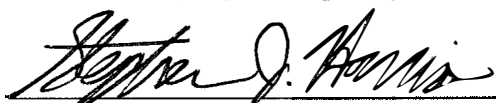
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

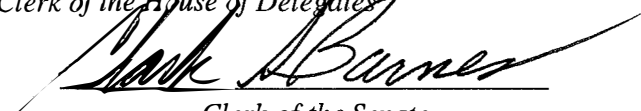
  
Chairman, House Committee

  
Chairman, Senate Committee

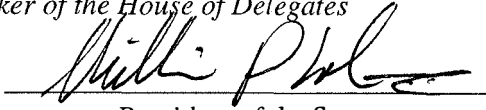
Originating in the House.

In effect ~~ninety~~ <sup>July 1, 2015</sup> ~~days from~~ <sup>88MA</sup> passage.

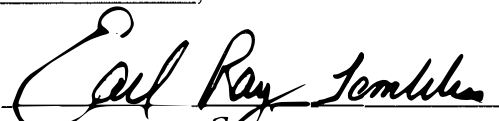
  
Clerk of the House of Delegates

  
Clerk of the Senate

  
Speaker of the House of Delegates

  
President of the Senate

The within is approved this the 2nd  
day of April, 2015.

  
Governor

PRESENTED TO THE GOVERNOR

APR - 1 2015

Time 10:07 am