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

In effect 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.


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

(b) The amendments to this section enacted in 2015 shall be applicable prospectively to all civil actions commenced on or 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 days from passage.

Clerk of the House of Delegates

Clerk of the Senate

Speaker of the House of Delegates

President of the Senate

The within ______ approved ______ the ______ day of ______, 2015.

Governor