

1 5386-S AMS TALM

2 SSB 5386 - S AMD

3 By Senator Talmadge

4 NOT ADOPTED - EXCEEDED SCOPE 2/18/92

5 On page 2, following line 23, add a new subsection to read as  
6 follows:

7 "(6) The claimant shall include within the certificate a statement  
8 that if the cause of action involves a potential public hazard the  
9 claimant shall not agree to the court entering any order or judgment  
10 which has the effect of concealing the existence of a public hazard.  
11 For purposes of this subsection a public hazard shall mean any device,  
12 instrument, procedure, or product that (i) presents a real and  
13 substantial potential for repetition of harm; or (ii) is a single  
14 incident which affected or is likely to affect many people, other than  
15 any action or procedure done in the course of a person licensed by the  
16 state who is acting within the scope of the license."