

1319

Sponsor(s): Representatives Delvin, Buck, Mielke, Schoesler, Benson and Campbell

Brief Description: Narrowing the scope of legal actions against the firearms industry.

HB 1319 - DIGEST

Declares that neither the state nor any political subdivision of the state may sue the firearms industry for damages, abatement, or injunctive relief resulting or arising from the lawful design, manufacture, marketing, sale, or use of firearms, firearm-related components, or ammunition.

Does not prohibit the state or any political subdivision of the state from bringing an action against the firearms industry for breach of contract or warranty in connection with firearms, firearm-related components, or ammunition when purchased by the state or any political subdivision of the state.

Does not prohibit civil actions by individuals for injuries resulting from a firearm, firearm-related component, or ammunition malfunction due to defects in design or manufacture of the firearm, firearm-related component, or ammunition.

Provides that an employee, official, or agent of the state, or any political subdivision of the state, who in his or her official capacity and within the scope of his or her duties files an action in violation of this act is guilty of a class C felony.

Provides that a civil suit may be brought by any person or corporation to enjoin a wrongful filing under this act and if the person or corporation prevails, the person or corporation shall be awarded costs, including reasonable attorney fees.