

# House Study Bill 195

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON PAULSEN)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act limiting the liability of manufacturers, distributors, and  
2 sellers of food or nonalcoholic beverages.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 2698HC 81  
5 rh/sh/8

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1 1 Section 1. NEW SECTION. 668.12A MANUFACTURERS,  
1 2 DISTRIBUTORS, AND SELLERS OF FOOD OR NONALCOHOLIC BEVERAGES ==  
1 3 LIMITATION OF LIABILITY.  
1 4 The manufacturer, distributor, or seller of a food or  
1 5 nonalcoholic beverage product intended for human consumption  
1 6 shall not be subject to civil liability, whether based on  
1 7 contract, breach of warranty, negligence, strict liability, or  
1 8 tort, relating to the consumption of food or nonalcoholic  
1 9 beverage products unless the plaintiff proves that at the time  
1 10 of sale, the product was not in compliance with applicable  
1 11 federal or state statutory and regulatory requirements.  
1 12 EXPLANATION  
1 13 This bill limits the liability of manufacturers,  
1 14 distributors, and sellers of food or nonalcoholic beverages.  
1 15 The bill provides that a manufacturer, distributor, or  
1 16 seller of a food or nonalcoholic beverage product intended for  
1 17 human consumption shall not be subject to civil liability,  
1 18 whether based on contract, breach of warranty, negligence,  
1 19 strict liability, or tort, relating to the consumption of food  
1 20 or nonalcoholic beverage products unless the plaintiff proves  
1 21 that at the time of sale, the product was not in compliance  
1 22 with applicable federal or state statutory and regulatory  
1 23 requirements.  
1 24 LSB 2698HC 81  
1 25 rh:nh/sh/8