

ALEC EXPOSED

"ALEC" has long been a secretive collaboration between Big Business and "conservative" politicians. Behind closed doors, they ghostwrite "model" bills to be introduced in state capitols across the country. This agenda-underwritten by global corporations-- includes major tax loopholes for big industries and the super rich, proposals to offshore U.S. jobs and gut minimum wage, and efforts to weaken public health, safety, and environmental protections. Although many of these bills have become law, until now, their origin has been largely unknown. With **ALEC EXPOSED**, the Center for Media and Democracy hopes more Americans will study the bills to understand the depth and breadth of how big corporations are changing the legal rules and undermining democracy across the nation.

ALEC's Corporate Board --in recent past or present

- AT&T Services, Inc.
 - centerpoint360
 - UPS
 - Bayer Corporation
 - GlaxoSmithKline
 - Energy Future Holdings
 - Johnson & Johnson
 - Coca-Cola Company
 - PhRMA
 - Kraft Foods, Inc.
 - Coca-Cola Co.
 - Pfizer Inc.
 - Reed Elsevier, Inc.
 - DIAGEO
 - Peabody Energy
 - Intuit, Inc.
 - Koch Industries, Inc.
 - ExxonMobil
 - Verizon
 - Reynolds American Inc.
 - Wal-Mart Stores, Inc.
 - Salt River Project
 - Altria Client Services, Inc.
 - American Bail Coalition
 - State Farm Insurance
- For more on these corporations, search at www.SourceWatch.org.

DID YOU KNOW? Corporations VOTED to adopt this. Through ALEC, global companies work as "equals" in "unison" with politicians to write laws to govern your life. Big Business has "a VOICE and a VOTE," according to newly exposed documents. **DO YOU?**

Home → Model Legislation → Health and Human Services
Ten-Year Statute of Repose Act

Did you know that global pharmaceutical company Bayer Healthcare was the corporate co-chair in 2011?

Summary

Statutes of repose prohibit filing of claims beyond a specified period of time after the date of sale of a product or provision of a service. This model bill provides that a plaintiff must commence a course of action within 10 years after the purchase date of the product alleged to have caused an injury during use or consumption; the date of the last professional action alleged to have caused the harm; or the date of substantial completion of the construction that is alleged to have caused the harm.

Model Legislation

{Title, enacting clause, etc.}

Section 1. {Title.} This Act may be cited as the Ten-Year Statute of Repose Act.

Section 2. {Limitation period.}

(A) In any action for:

- (1) personal physical injury, illness or death;
- (2) mental anguish or emotional harm;
- (3) damage to property, except as such actions are governed by the Uniform Commercial Code;
- (4) wrongful death;
- (5) any loss of consortium or services; or

(6) other loss deriving from any type of harm described in Subsections (1), (2), (3), (4), or (5) resulted from exposure to a toxic substance and was not manifest for more than 10 years after the final exposure to the toxic substance.

- (a) the date that the product that is alleged to have caused the injury was first purchased for use or consumption;
- (b) the date of the last professional action that is alleged to have caused the harm; or
- (c) the date of substantial completion of the construction that is alleged to have caused the harm.

(B) This time limitation does not apply if the harm described in Subsection (1), (2), (3), (4), or (5) resulted from exposure to a toxic substance and was not manifest for more than 10 years after the final exposure to the toxic substance.

Section 3. {Legal Disability.} The time limitation in the Act shall apply to all persons regardless of minority or other legal disability.

Section 4. {Severability Clause.}

Section 5. {Repealer Clause.}

Were your laws repealed?

Section 6. {Effective Date.}

Approved by the Health and Human Services Task Force in March 2002.

About Us and ALEC EXPOSED. The Center for Media and Democracy reports on corporate spin and government propaganda. We are located in Madison, Wisconsin, and publish www.PRWatch.org, www.SourceWatch.org, and now www.ALECExposed.org. For more information contact: editor@prwatch.org or 608-260-9713.



Exposed

By the Center for
Media and Democracy
www.prwatch.org

Center for Media and Democracy's quick summary

This proposed legislation establishes an across-the-board 10 year statute of limitations for filing liability claims against the sellers or producers of a product or service (including construction). There is a limited exemption for exposure to toxic substances. A 10 year statute of limitations severely limits an injured person from filing a liability suit, since harm or injury caused by a product or service often occurs more than ten years after its sale or production.