

SHORT TITLE: Torts; applying certain statute of limitations to the Governmental Tort Claims Act; effective date.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 282

By: Shedrick

AS INTRODUCED

An Act relating to limitations of actions; amending 12 O.S. 1991, Section 100, which relates to limitation of new action after reversal or failure other than on merits; clarifying that Governmental Tort Claims Act is subject to certain extension; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 12 O.S. 1991, Section 100, is amended to read as follows:

Section 100. If any action, including, but not limited to, an action brought pursuant to the provisions of the Governmental Tort Claims Act, Section 151 et seq. of Title 51 of the Oklahoma Statutes, is commenced within due time, and a judgment thereon for the plaintiff is reversed, or if the plaintiff should fail in ~~such~~ the action otherwise than upon the merits, the plaintiff, or, if ~~he~~ the plaintiff should die, and the cause of action survive, ~~his~~ representatives the plaintiff's representative may commence a new action within one (1) year after the reversal or failure although the time limit for commencing the action shall have expired before the new action is filed.

SECTION 2. This act shall become effective November 1, 1995.

45-1-0436

KSM

