
STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2402

By: Erwin

AS INTRODUCED

An Act relating to torts; limiting liability of persons engaged in equine activity; defining term; specifying certain exceptions and limitations; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 30 of Title 76, unless there is created a duplication in numbering, reads as follows:

A. In this section, "equine animal" means a horse, pony, mule, donkey or hinny.

B. The provisions of this section shall not apply to an activity regulated by the Oklahoma Horse Racing Commission.

C. A person shall not be liable for damages arising from the activity of an equine animal if:

1. The activity is inherent in the nature of the equine animal, including the propensity of an equine animal to react in a way that cannot reasonably be predicted to:

- a. an unexpected sound or a sudden movement,
- b. an unfamiliar object, person or other animal, or
- c. a collision with another animal or an object; and

2. The activity could not reasonably have been prevented by the person.

SECTION 2. This act shall become effective November 1, 1998.

46-2-8401 KSM