

An Act relating to tort reform; amending 12 O.S. 1991, Section 100, which relates to commencement of new action after reversal or failure otherwise than on the merits; limiting commencement of new action if original action is voluntarily dismissed; providing a statute of repose for product liability actions; defining terms; amending 12 O.S. 1991, Section 178, which relates to joint and several liability; providing for actions against two or more defendants; modifying recovery in tort actions; providing for several liability in tort actions; providing for joint and several liability for certain medical malpractice actions if limitations on noneconomic damages are deemed invalid; requiring itemized verdicts for certain causes of action; amending 12 O.S. 1991, Section 2702, which relates to expert witnesses; providing standards for qualification of expert witnesses for certain issues; providing the standards apply to causes of action filed on or after a certain date; declaring public policy; providing immunity from civil liability for certain nonprofit corporations; providing exceptions; providing for availability of certain defenses; disallowing damages incurred through criminal conduct of plaintiff in certain circumstances; disallowing damages incurred through work release program if plaintiff was trespassing; creating the Premises Liability Act; providing short title; providing that Premises Liability Act applies to causes of action filed on or after a certain date; abolishing common law distinction between invitees and licensees for certain purpose; providing that duty owed to entrants on to property is duty of reasonable care under the circumstances; excluding certain duties from scope of duty of reasonable care under the circumstances; providing that Premises Liability Act does not affect law regarding trespassing child; providing circumstances in which an owner or occupier of land has duty to warn of dangerous condition; providing that duty to warn does not include duty to protect from danger; creating the Products Liability Act; providing short title; defining terms; providing scope of actions to be governed by Products Liability Act; providing for determination of reasonable safety of product or product component; providing for determination or reasonable safety of design; excluding certain evidence, with exception; providing for adequacy of warning, instructions or labeling of product; excluding liability for inherent characteristic of product; limiting noneconomic and punitive damages; providing that the Products Liability Act does not create a cause of action; providing that the Products Liability Act shall apply to actions accruing on and after a certain date; requiring certain procedures in cases in which the plaintiff seeks damages for bodily injuries or death by reason of medical, hospital, or other healing art malpractice; requiring filing of affidavit in products liability cases in which the plaintiff seeks damages for bodily injuries or death; providing for admissibility of evidence of payments or services from collateral sources; providing for deductions from judgment; providing for increase in award for certain costs paid by plaintiff; repealing 12 O.S. 1991, Section 2411, which relates to admissibility of evidence of existence of liability insurance; providing for codification; and providing an effective date.