

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

SENATE BILL 1003

By: Pruitt

AS INTRODUCED

An Act relating to damages; creating the Guidelines for Punitive Damages Act; providing short title; allowing appellate review of certain damage award; requiring appellate court to make certain determination; 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 16 of Title 23, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Guidelines for Punitive Damages Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 17 of Title 23, unless there is created a duplication in numbering, reads as follows:

A. Appellate review of the constitutionality of a punitive damages award shall be available as a matter of right.

B. An appellate court shall determine the excessiveness of a punitive damage award without according any weight or deference to the decision of the trial court related to the amount of the damage award.

SECTION 3. This act shall become effective November 1, 2005.

50-1-1260

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