

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

SENATE BILL 485

By: Coffee

AS INTRODUCED

An Act relating to torts; amending 76 O.S. 2001, Section 18, as amended by Section 4, Chapter 462, O.S.L. 2002 (76 O.S. Supp. 2004, Section 18), which relates to statute of limitations; clarifying language; and providing an effective date.

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

SECTION 1. AMENDATORY 76 O.S. 2001, Section 18, as amended by Section 4, Chapter 462, O.S.L. 2002 (76 O.S. Supp. 2004, Section 18), is amended to read as follows:

Section 18. An action for damages for injury or death against any physician, health care provider or hospital licensed under the laws of ~~this state~~ the State of Oklahoma, whether based in tort, breach of contract or otherwise, arising out of patient care, shall be brought within two (2) years of the date the plaintiff knew or should have known, through the exercise of reasonable diligence, of the existence of the death, injury or condition complained of; provided, however, the minority or incompetency when the cause of action arises will extend said period of limitation.

SECTION 2. This act shall become effective November 1, 2005.

50-1-666

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