

1 ENGROSSED SENATE  
2 BILL NO. 1830

By: Jolley of the Senate

3 and

4 Schwartz of the House

5  
6 An Act relating to admissibility of evidence;  
7 amending 12 O.S. 2011, Section 2407, which relates to  
8 subsequent remedial measures; modifying requirements  
9 for admissibility of certain evidence; and providing  
10 an effective date.

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

12 SECTION 1. AMENDATORY 12 O.S. 2011, Section 2407, is  
13 amended to read as follows:

14 Section 2407. ~~When, after an event,~~ measures are taken ~~which,~~  
15 ~~if taken previously,~~ that would have made ~~the event~~ an earlier  
16 injury or harm less likely to occur, evidence of the subsequent  
17 measures is not admissible to prove negligence ~~or,~~ culpable conduct  
18 ~~in connection with the event. This section does not require the~~  
19 ~~exclusion of evidence of subsequent measures when offered,~~ a defect  
20 in a product or its design or a need for a warning or instruction.  
21 However, a court may admit such evidence for another purpose, such  
22 as impeachment or, if disputed, proving ownership, control, or  
23 feasibility of precautionary measures, ~~if controverted, or~~  
24 ~~impeachment.~~

SECTION 2. This act shall become effective November 1, 2012.

1 Passed the Senate the 13th day of March, 2012.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2012.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives