

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1830

By: Jolley

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6 AS INTRODUCED

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

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

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

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

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

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