

1 ENGROSSED SENATE  
2 BILL NO. 865

By: Sykes and Brecheen of the  
Senate

3 and

4 Sullivan of the House  
5

6 An Act relating to jury instructions; providing  
7 requirements for Oklahoma Uniform Jury Instructions;  
8 establishing requirements for certain exhibits;  
9 providing for codification; and providing an  
effective date.

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

11 SECTION 1. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 577.4 of Title 12, unless there  
13 is created a duplication in numbering, reads as follows:

14 The Oklahoma Uniform Jury Instructions (OUJI) applicable in a  
15 civil case shall include an instruction notifying the jury that no  
16 part of an award for damages for personal injury or wrongful death  
17 is subject to federal or state income tax. Any amount that the jury  
18 determines to be proper compensation for personal injury or wrongful  
19 death should not be increased or decreased by any consideration for  
20 income taxes. In order to be admitted at trial, any exhibit  
21 relating to damage awards shall reflect accurate tax ramifications.

22 SECTION 2. This act shall become effective November 1, 2011.  
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1 Passed the Senate the 1st day of March, 2011.

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

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2011.

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