

1 ENGROSSED SENATE
2 BILL NO. 701

By: Sykes of the Senate

3 and

4 Echols of the House

5
6 An Act relating to medical liability actions;
7 amending 76 O.S. 2011, Section 20.1, which relates to
8 standard of care; updating language; prohibiting
9 admissibility of certain action; prohibiting use of
10 certain action for certain determination or
11 presumption; and providing an effective date.

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

13 SECTION 1. AMENDATORY 76 O.S. 2011, Section 20.1, is
14 amended to read as follows:

15 Section 20.1. The standard of care required of those engaging
16 in the practice of the healing arts within ~~the State of Oklahoma~~
17 this state shall be measured by national standards; provided, a
18 health care provider's failure to comply with or breach of any
19 federal statute, regulation, program, guideline or other provision
20 established by such, shall not be admissible, used to determine the
21 standard of care or the legal basis for a presumption of negligence
22 in any medical liability action in this state.

23 SECTION 2. This act shall become effective November 1, 2017.
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1 Passed the Senate the 21st day of March, 2017.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2017.

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9 Presiding Officer of the House
10 of Representatives