

BILL SUMMARY
1st Session of the 56th Legislature

Bill No.:	HB 1570
Version:	CS
Request Number:	7187
Author:	Rep. Echols
Date:	2/27/2017
Impact:	\$0

Research Analysis

The committee substitute for HB1570 modifies the Oklahoma Discovery Code by limiting the scope of discovery to any nonprivileged matter that would support proof of a claim or defense as long as the burden or expense of the proposed discovery is proportional to the claims and defenses at issue. The measure also expands a court's ability to limit the frequency and extent of discovery and exempts certain types of electronically stored information from discovery and preservation requirements unless there is a finding of substantial need and good cause by the receiving party. Furthermore, the measure modifies the information required to be included in a written response and provides that sanctions for failure to preserve relevant information may only be imposed if a party willfully destroys the information to prevent its use in litigation and no options for recovery or replacement of the information is available.

Lastly, the measure gives an officer, director or managing of a corporation or a government official who has been served with a notice of a deposition or subpoena the ability to submit an affidavit stating the individual has no knowledge regarding the matter at issue and to identify a person within the corporation or government who does have knowledge of the subject matter.

Prepared By: Quyen Do

Fiscal Analysis

The CS on HB 1570, which deals with discovery, has no fiscal impact for the state.

Prepared By: Kristina King

Other Considerations

None.