

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

COMMITTEE SUBSTITUTE
FOR

SENATE BILL 137

By: Taylor of the Senate

and

O'Donnell of the House

COMMITTEE SUBSTITUTE

An Act relating to liability insurance; creating the Act Concerning Interpretation of Oklahoma Insurance Laws; specifying that any statement or restatement of insurance law in certain texts is not law or public policy under certain circumstances; providing for codification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2411.1 of Title 12, unless there is created a duplication in numbering, reads as follows:

A. This act shall be known and may be cited as the "Act Concerning Interpretation of Oklahoma Insurance Laws".

B. A statement or restatement of the law of insurance in any legal treatise, scholarly publication, textbook or other explanatory text shall not constitute the law or public policy of this state and shall not be authoritative if the statement of the law purports to

1 create, eliminate, expand or restrict a cause of action, right or
2 remedy, or if it conflicts with:

3 1. The Constitution of the United States or the Constitution of
4 the State of Oklahoma;

5 2. A statute of this state;

6 3. Case law precedent of this state;

7 4. Other common law adopted by this state; or

8 5. Creates or eliminates any cause of action or legal remedy.

9 SECTION 2. It being immediately necessary for the preservation
10 of the public peace, health or safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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