

1 ENGROSSED SENATE
2 BILL NO. 137

By: Taylor and Quinn of the
Senate

3 and

4 O'Donnell of the House
5
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7 An Act relating to liability insurance; creating the
8 Act Concerning Interpretation of Oklahoma Insurance
9 Laws; specifying that any statement or restatement of
10 insurance law in certain texts is not law or public
11 policy under certain circumstances; providing for
12 codification; and declaring an emergency.

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

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

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

18 B. A statement or restatement of the law of insurance in any
19 legal treatise, scholarly publication, textbook or other explanatory
20 text shall not constitute the law or public policy of this state and
21 shall not be authoritative if the statement of the law purports to
22 create, eliminate, expand or restrict a cause of action, right or
23 remedy, or if it conflicts with:
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1. The Constitution of the United States or the Constitution of the State of Oklahoma;

2. A statute of this state;

3. Case law precedent of this state;

4. Other common law adopted by this state; or

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

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

Passed the Senate the 8th day of March, 2021.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2021.

Presiding Officer of the House
of Representatives