

1 **SENATE FLOOR VERSION**

2 February 19, 2021

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 137

By: Taylor of the Senate

and

O'Donnell of the House

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

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

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

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

21 B. A statement or restatement of the law of insurance in any  
22 legal treatise, scholarly publication, textbook or other explanatory  
23 text shall not constitute the law or public policy of this state and  
24 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.

13 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY  
14 February 19, 2021 - DO PASS AS AMENDED  
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