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February 20, 2024

By: Daniels

An Act relating to noneconomic damages; amending 23 O.S. 2021, Section 61, which relates to obligation not arising from contract; prohibiting party from referencing noneconomic damages to jury in certain actions; and providing an effective date.

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

SECTION 1. AMENDATORY 23 O.S. 2021, Section 61, is amended to read as follows:

Section 61. A. For the breach of an obligation not arising from contract, the measure of damages, except where otherwise expressly provided by this chapter, is the amount which will compensate for all detriment proximately caused thereby, whether it could have been anticipated or not.

B. In a trial in an action for the breach of an obligation not arising from contract, a party or counsel for a party shall not seek or refer to a specific dollar amount, state a range, or suggest a mathematical formula for the jury to consider with respect to an award for noneconomic damages.

SECTION 2. This act shall become effective November 1, 2024.

COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
February 20, 2024 - DO PASS