

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1549

By: McIntosh

AS INTRODUCED

An Act relating to civil liability; defining term; making vaccine manufacturer liable to individual under certain conditions; establishing deadline for certain civil actions; directing award of certain relief; providing for codification; and providing an effective date.

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 113 of Title 76, unless there is created a duplication in numbering, reads as follows:

A. As used in this section, "advertise" means a media communication, including through television, radio, print, the Internet, digital or electronic media, product placement, promotion by an influencer in exchange for compensation, or other manner of paid promotion a vaccine manufacturer purchases to promote the manufacturer's vaccine. The term does not include:

1. Any discussion between a health care provider and the provider's patient or written materials a health care provider provides to a patient concerning a vaccine; or

1 2. Any posters, decorations, or other materials or promotional
2 items concerning a vaccine that are displayed in or made available
3 by a health care facility, health care provider's office, or other
4 clinical setting.

5 B. A vaccine manufacturer is liable to an individual if the
6 manufacturer advertises a vaccine in this state and the advertised
7 vaccine causes harm or injury to the individual.

8 C. Notwithstanding any other law, an individual may bring an
9 action under this section not later than the third anniversary of
10 the date the cause of action accrues.

11 D. A court shall award a claimant who prevails in an action
12 brought under this section actual damages, court costs, and
13 reasonable attorney fees incurred in bringing the action.

14 SECTION 2. This act shall become effective November 1, 2026.
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