

1 **SENATE FLOOR VERSION**

2 February 24, 2015

3 **AS AMENDED**

4 SENATE BILL NO. 792

By: Sykes of the Senate

and

McCullough of the House

7 **[ medical liability actions - standard of care -  
8 action for certain determination or presumption -  
9 effective date ]**

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

11 SECTION 1. AMENDATORY 76 O.S. 2011, Section 20.1, is  
12 amended to read as follows:

13 Section 20.1. The standard of care required of those engaging  
14 in the practice of the healing arts within ~~the State of Oklahoma~~  
15 this state shall be measured by national standards; provided, a  
16 health care provider's failure to comply with or breach of any  
17 federal statute, regulation, program, guideline or other provision  
18 established by such, shall not be admissible, used to determine the  
19 standard of care or the legal basis for a presumption of negligence  
20 in any medical liability action in this state.

21  
22 SECTION 2. This act shall become effective November 1, 2015.

23 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY  
24 February 24, 2015 - DO PASS AS AMENDED