

ENGROSSED HOUSE  
BILL NO. 2216

By: Morgan, Newport, Liotta,  
Adkins, Claunch, Dank,  
Peterson, Smith (Hopper),  
Piatt, Phillips, Wilt,  
Ingmire, Smaligo, Ervin,  
Perry, Sullivan, DeWitt,  
Nance, Hiett, O'Neal,  
Jones, Tibbs, Webb,  
Winchester, Miller (Doug),  
Peters, Vaughn, Case,  
Coleman, Young, Steele,  
Maddux, Balkman, Benge,  
Calvey, Davis, Ericson,  
Ferguson, Friskup, Graves,  
Greenwood, Hastings,  
Pettigrew, Pope (Tim),  
Roggow, Walker, Worthen and  
Wright of the House

and

Coffee, Henry and Pruitt of  
the Senate

An Act relating to civil procedure; amending 12 O.S.  
2001, Section 2403, which relates to exclusion of  
relevant evidence; providing exception for certain  
photographs; and providing an effective date.

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

SECTION 1. AMENDATORY 12 O.S. 2001, Section 2403, is  
amended to read as follows:

Section 2403. Relevant evidence may be excluded if its  
probative value is substantially outweighed by the danger of unfair  
prejudice, confusion of the issues, misleading the jury, undue  
delay, needless presentation of cumulative evidence, or unfair and  
harmful surprise. However, in a prosecution for any criminal  
homicide, a photograph of the victim while alive shall be admissible  
evidence when offered by the district attorney to show the general  
appearance and condition of the victim while alive.

SECTION 2. This act shall become effective November 1, 2002.

Passed the House of Representatives the 13th day of February,  
2002.

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Presiding Officer of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2002.

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Presiding Officer of the Senate