

ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 606

BY: HERBERT of the SENATE
and
SEIKEL of the HOUSE

(AD VALOREM TAXATION - AMENDING 68 O.S., SECTIONS
2925, 2927, 2928 AND 2929 - COLLECTION AND
PAYMENT OF AD VALOREM TAXES -
EMERGENCY)

AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert

AN ACT RELATING TO AD VALOREM TAXATION; AMENDING 68
O.S. 1991, SECTIONS 2925 AND 2929, WHICH RELATE TO
COLLECTION AND PAYMENT OF AD VALOREM TAXES;
MODIFYING PROCEDURES FOR PAYING TAXES ON CERTAIN
SALES OF PERSONAL PROPERTY; MODIFYING AMOUNT
REQUIRED TO BE PAID FROM CERTAIN SALE OF PERSONAL
PROPERTY; MODIFYING LIEN PROCEDURES ON PERSONAL
PROPERTY FOR AD VALOREM TAX PURPOSES; REPEALING 68
O.S. 1991, SECTIONS 2927 AND 2928, WHICH RELATE TO
COLLECTION AND PAYMENT OF AD VALOREM TAXES ON
PERSONAL PROPERTY; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 68 O.S. 1991, Section 2925, is
amended to read as follows:

Section 2925. Whenever personal property within the State of Oklahoma is sold at public sale or under order of a court after the first day of January of that year, it shall be the duty of ~~the clerk of the sale,~~ the administrator, executor, referee in bankruptcy, receiver, ~~agent or other person~~ or owner making such property available for sale to pay into the county treasury of the county in which ~~said sale takes place~~ the personal property was originally taxed, the amount of any and all taxes, interest and costs due on said personal property ~~for that year.~~

SECTION 2. AMENDATORY 68 O.S. 1991, Section 2929, is amended to read as follows:

Section 2929. If any person or entity in this state, after ~~his~~ their personal property is assessed and before the tax, interest and costs thereon is paid, shall sell ~~all of the same to any one person,~~ and not retain sufficient money to pay ~~the~~ all taxes, interest and costs thereon, the ~~tax for that year~~ taxes, interest and costs shall be a lien thereon, or if such property is about to be sold at auction, or about to be sold at cost, then in either such event ~~the tax~~ all taxes, interest and costs thereon shall at once become due and payable, and the county treasurer shall at once issue a tax warrant for the collection thereof, and the sheriff shall forthwith collect it as in other cases. The ~~one~~ person or entity owing such tax, interest and costs shall be civilly liable to any purchaser of such property for any tax ~~he owes,~~ interest and costs owing thereon, but the property so purchased shall be liable in the hands of the purchaser for such tax, interest and costs. If the property is sold in the ordinary course of retail trade, it shall not be so liable in the hands of the purchaser.

SECTION 3. REPEALER 68 O.S. 1991, Sections 2927 and 2928, are hereby repealed.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Passed the House of Representatives the 30th day of March, 1992.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate