

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 2302

By: Greenwood

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S. 1991, Section 1121, as amended by Section 1, Chapter 294, O.S.L. 1993 (47 O.S. Supp. 1993, Section 1121), which relates to dishonored checks; providing exception to penalties for dishonored checks for payment of fees and taxes; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 1121, as amended by Section 1, Chapter 294, O.S.L. 1993 (47 O.S. Supp. 1993, Section 1121), is amended to read as follows:

Section 1121. A. When, at the time of registration of any vehicle, payment is made by check for fees and taxes and the check is not paid by the bank on which drawn for any reason, after said check has been presented for payment a second time, such certificate of registration and other such instruments issued at the time of registration of such vehicle shall be invalid. The motor license agent shall transmit all documents and the dishonored check to the Oklahoma Tax Commission for credit to the motor license agent's account. The Commission may enter into a contract for the

collection of dishonored checks and canceled instruments. In all such cases, such vehicles shall be subject to the license fees and penalties provided in this act as though no attempt to register the vehicle had been made and the motor license agent shall charge the person issuing the check a fee of Twenty-five Dollars (\$25.00) for each check to cover the costs of processing each returned check. An individual who subsequently purchases any such vehicle shall not be required, as a condition for registration of the vehicle, to pay any penalties imposed by this section.

A mortgagee who repossesses any such vehicle shall not be required, as a condition for registration of said vehicle, to pay the dishonored check penalties which had accrued as of the date of such repossession.

B. Whenever payment is made by check for any Oklahoma driver's license and the check is not paid by the bank on which drawn for any reason, after said check has been presented for payment a second time, such driver's license shall be invalid and all driving privileges of the holder of the driver's license shall be canceled. The motor license agent shall transmit the dishonored check to the Oklahoma Tax Commission for credit to the motor license agents account. The Commission may enter into a contract for the collection of dishonored checks. The motor license agent shall charge the person issuing the check a fee of Twenty-five Dollars (\$25.00) for each check to cover the cost of processing each returned check. The motor license agent shall transmit a copy of all documents associated with the application and issuance of the driver's license and a copy of the dishonored check to the Department of Public Safety.

SECTION 2. This act shall become effective September 1, 1994.

44-2-8299

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