

SHORT TITLE: Revenue and taxation; modifying amount of penalty if county is holder of tax lien; providing that penalties for delinquent taxes and interest on certain bonds become property of county; emergency.

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

SENATE BILL NO. 238

By: Herbert

AS INTRODUCED

An Act relating to revenue and taxation; amending 68 O.S. 1991, Section 3113, which relates to tax liens; modifying amount of certain penalty; providing that certain funds are property of county and be collected by county treasurer; providing for codification; and declaring an emergency.

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

SECTION 1. AMENDATORY 68 O.S. 1991, Section 3113, is amended to read as follows:

Section 3113. The owner of any real estate sold for taxes, or any person having a legal or equitable interest therein, may redeem the same from the lien resulting from tax sale at any time before the execution of a deed of conveyance therefor by the county treasurer, by paying to the county treasurer, if the tax sale certificate is held by an individual purchaser, the sum paid to the county for such certificate and all taxes paid and endorsed thereon, together with interest thereon at the rate of eight percent (8%) per annum from the date of sale or purchase thereof from the county, and interest at the rate of eight percent (8%) per annum on taxes endorsed on such certificate from the date of each such endorsement, and in addition thereto costs provided in this article, for the use of the owner of the certificate of such sale, and the county treasurer shall hold the money paid to the order of such certificate owner, his agent, or attorney; and if the county is the holder of

such tax lien, by paying to the county treasurer the sum for which said property was sold with penalty at the rate of ~~twelve percent~~ eighteen percent (18%) per annum and such additional costs as may have accrued; provided, that infants, idiots and insane persons may redeem from taxes any real property belonging to them within one (1) year after the expiration of such disability, with interest and penalty at not more than ten percent (10%) per annum. Upon such redemption, the county treasurer shall enter the same upon the sales record, giving a receipt therefor to the person redeeming, file the duplicate with the county clerk, and retain the triplicate in his office.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2913.1 of Title 68, unless there is created a duplication in numbering, reads as follows:

All penalties for delinquent taxes, including penalties on special assessments and the interest on bonds for paving or on other special assessment bonds, over and above the amount specified on the face thereof, shall be and become the property of the county and shall be collected by the county treasurer.

SECTION 3. 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.

44-1-0729

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