

ENGROSSED HOUSE
BILL NO. 1523

By: Cotner of the House
and
Kerr of the Senate

An Act relating to revenue and taxation; amending 68 O.S. 1991, Section 214, as amended by Section 7, Chapter 146, O.S.L. 1993 (68 O.S. Supp. 1994, Section 214), which relates to release of property from lien; modifying remittance of certain fees to county clerk; and providing an effective date.

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

SECTION 1. AMENDATORY 68 O.S. 1991, Section 214, as amended by Section 7, Chapter 146, O.S.L. 1993 (68 O.S. Supp. 1994, Section 214), is amended to read as follows:

Section 214. The Tax Commission may release any property from the lien of any warrant, certificate, judgment, or levy procured by it; provided, payment be made to the Tax Commission of such sum as it shall deem adequate consideration for such release, or provided a deposit shall be made with the Tax Commission of such security as it shall deem adequate to secure the payment of any debt evidenced by any such warrant, certificate, judgment, or levy, the lien of which is sought to be released. Provided further, however, the Tax Commission shall issue such releases without the payment of any consideration in cases where it determines that its warrant,

certificate or judgment is clouding the title of such property by reason of error in the description of properties or similarity of names. Such release shall be issued under the seal of the Tax Commission, delivered by mail or by personal service to the taxpayer, and shall be filed in the office of the county clerk in which the lien is filed or same shall be recorded in any office in which conveyances of real estate may be recorded. Such release may be filed in the appropriate office of the county clerk by the taxpayer or by the Tax Commission. If such release is filed by the Tax Commission, the Tax Commission shall collect the filing fee, as authorized by statute, along with the other consideration for the release. Upon collection of the filing fees, the Tax Commission shall transmit the revenue to the State Treasurer to be deposited in the Oklahoma Tax Commission Fund. The revenue from the fees collected shall be remitted monthly by the Tax Commission to the appropriate county ~~treasurers~~ clerk to be deposited in the appropriate fund ~~of the county clerk's department~~.

SECTION 2. This act shall become effective November 1, 1995.

Passed the House of Representatives the 8th day of March, 1995.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1995.

President of the Senate