

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 2051

By: Rice

AS INTRODUCED

An Act relating to oil and gas; amending 52 O.S. 1991, Section 420.5, as amended by Section 52, Chapter 270, O.S.L. 1993 (52 O.S. Supp. 1996, Section 420.5), which relates to liquefied petroleum gas; clarifying language; and providing an effective date.

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

SECTION 1. AMENDATORY 52 O.S. 1991, Section 420.5, as amended by Section 52, Chapter 270, O.S.L. 1993 (52 O.S. Supp. 1996, Section 420.5), is amended to read as follows:

Section 420.5 (a) There are hereby levied the following fees, to be paid to the Administrator, upon the sale, purchase, rental and/or use in this state of liquefied petroleum gas containers and/or cylinders.

(1) On all I.C.C. cylinders, manufactured home containers or cylinders, and vehicle fuel containers, a fee of Three Dollars (\$3.00) each.

(2) On all other containers, a fee of Seven Dollars and fifty cents (\$7.50) each.

(b) After the effective date of this act, each manufacturer of LP-Gas containers in Oklahoma; each vendor of containers manufactured without the state; and each person, firm or corporation placing any LPG container or cylinder in use in this state on which the applicable fee has not been paid, shall, within ten (10) days following the month in which such sale, rental, purchase or the placing of such container or cylinder in use in this state occurs, furnish to the Administrator a report on a form prescribed by the Administrator, reporting all such sales, rentals, purchases, and/or any such containers or cylinders placed in use in this state during the preceding month, and shall accompany such report with a remittance in the amount of the applicable fees levied under this section; ~~provided, however, that as to.~~ For vendors of containers manufactured without this state, the said fee or fees shall apply and become due upon delivery to such vendors, or for their account, within the state, of containers or cylinders purchased without the state; ~~and provided, further, that in.~~ In no event shall the fees herein levied be paid or become payable on any container or cylinder sold, rented, purchased or placed in use in this state prior to the effective date of this act, or more than once on any such container or cylinder, or upon any such container or cylinder resold, rereanted, repurchased or reused in this state. The Administrator is authorized to refund fees upon containers sold without the state upon which such fees have previously been paid, or any such fees which have erroneously been paid, upon written application supported by affidavit setting forth the basis for such refund. The Administrator is authorized to adopt a system of identification of containers on which the fees herein levied have been paid.

(c) No person, firm or corporation shall use or install in this state any container or cylinder upon which the applicable fee levied above applies and has not been paid. In case of failure to pay within the specified time, there shall be assessed a penalty of

twenty-five percent (25%), which shall be added to the applicable fee.

SECTION 2. This act shall become effective November 1, 1997.

46-1-6143

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