

SB 44

THE STATE SENATE  
Monday, February 19, 2007

Senate Bill No. 44  
As Amended

SENATE BILL NO. 44 - By: LERBLANCE of the Senate and HARRISON of the House.

[ revenue and taxation - modifying application deadline - ad valorem tax exemption - effective date ]

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

SECTION 1. AMENDATORY 68 O.S. 2001, Section 2902.2, as amended by Section 5, Chapter 503, O.S.L. 2002 (68 O.S. Supp. 2006, Section 2902.2), is amended to read as follows:

Section 2902.2 Any person, firm, or corporation claiming the exemption provided in Section 6A of Article X of the Oklahoma Constitution, relating to property moving through the state in interstate commerce, shall file an application with the county assessor for each year for which the exemption is claimed. The application shall be on a form prescribed by the Oklahoma Tax Commission and shall be filed during the year in which the tax is due, on or before March 15 ~~of the year in which the person, firm, or corporation desires to take the exemption~~ or within thirty (30) days from and after receipt by the taxpayer of a notice of valuation increase, whichever is later. ~~Applications must be filed in the year in which the exemption is requested.~~ Claims filed for previous

1 years shall be declared null and void. Eligibility for the  
2 exemption shall be established by annually filing an affidavit with  
3 the county assessor stating that the property qualifies for  
4 exemption pursuant to the provisions of Section 6A of Article X of  
5 the Oklahoma Constitution, relating to property moving through the  
6 state in interstate commerce, and such other information as may be  
7 required by the county assessor.

8 Each application for such an exemption shall be examined by the  
9 county assessor in the same manner as applications for homestead  
10 exemptions are examined pursuant to Section 2893 of this title.  
11 Further, the applications shall be reviewed by the county board of  
12 equalization in the same manner as homestead exemption applications  
13 are reviewed pursuant to Section 2894 of this title and applicants  
14 shall have the same rights to review and appeal as provided in  
15 Section 2895 of this title.

16 SECTION 2. This act shall become effective November 1, 2007.

17 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 2-13-07 - DO PASS,  
18 As Amended and Coauthored.