

1 ENGROSSED  
2 SENATE BILL NO. 1282

By: Brogdon of the Senate  
and  
Enns of the House

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6 [ public health and safety - Oklahoma Vessel and  
7 Motor Excise Tax Act -  
8 effective date ]  
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11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. AMENDATORY 63 O.S. 2001, Section 4105, is  
13 amended to read as follows:

14 Section 4105. A. The value of any vessel or motor for the  
15 purposes of the excise tax levied by Section 4103 of this title  
16 shall be determined as of the time the person applying for a  
17 certificate of title thereto obtained either legal ownership or  
18 possession of the vessel or motor which shall be the actual date of  
19 the sale or other transfer of legal ownership, which date shall be  
20 shown by the assignment on the certificate of title or, in the case  
21 of a new vessel or motor on the manufacturer's certificate or  
22 statement of origin hereby required, and by the application for  
23 registration, required to be furnished by the licensed dealer for  
24 use by the purchaser. The value of a new vessel or new motor for

1 excise tax purposes shall be the ~~manufacturer's price of such vessel~~  
2 ~~or motor delivered at the factory.~~ As used herein, the  
3 ~~manufacturer's factory delivered price shall represent the~~  
4 ~~recommended retail selling price and shall not mean the wholesale~~  
5 ~~price to a dealer~~ actual sales price before any discounts or credits  
6 are given for a trade-in. However, the value of the vessel or motor  
7 prior to the subtraction of such discounts or credits for a trade-in  
8 shall be required to be within twenty percent (20%) of the average  
9 retail price of such vessel or motor as listed in such reference  
10 material as is prescribed by the Oklahoma Tax Commission. Further,  
11 for purposes of the Oklahoma Vessel and Motor Excise Tax Act,  
12 Section 4102 et seq. of this title, a new vessel or new motor used  
13 by a licensed dealer for demonstration purposes shall be considered  
14 a new vessel or new motor upon the first time sale and registration  
15 of such vessel or motor. The value of a used vessel or used motor  
16 shall be sixty-five percent (65%) of the ~~manufacturer's price of~~  
17 ~~such vessel or motor delivered at the factory~~ actual sales price  
18 before any discounts or credits are given for a trade-in for  
19 subsequent transfers for the first year and for the second year and  
20 sixty-five percent (65%) of the value of the previous year so fixed  
21 for each successive year for which such vessel or motor is  
22 registered and licensed in this or any other state, until such  
23 vessel or motor reaches a minimum value of Two Hundred Fifty Dollars  
24 (\$250.00).

1 B. The Commission shall have the authority in cases of dispute  
2 to determine the ~~factory delivered price or~~ price of any vessel or  
3 motor.

4 C. In computing the excise tax, the fees collected shall be  
5 rounded to the nearest dollar.

6 SECTION 2. This act shall become effective November 1, 2010.

7 Passed the Senate the 8th day of March, 2010.

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\_\_\_\_\_  
Presiding Officer of the Senate

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11 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

12 2010.

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Presiding Officer of the House  
of Representatives

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