

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1774

By: Corn

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6  
7 AS INTRODUCED

8 An Act relating to motor vehicles; amending 47 O.S.  
9 2001, Section 1115, as last amended by Section 1,  
10 Chapter 443, O.S.L. 2009, Section 1127, as amended by  
11 Section 1, Chapter 60, O.S.L. 2006, Section 1132, as  
12 last amended by Section 2, Chapter 443, O.S.L. 2009  
13 and Section 1151, as last amended by Section 4,  
14 Chapter 443, O.S.L. 2009 (47 O.S. Supp. 2009,  
15 Sections 1115, 1127, 1132 and 1151), which relate to  
16 registration of motor vehicles by military personnel;  
17 providing exception to penalty for delinquent renewal  
18 of motor vehicle registration; exempting Oklahoma  
19 residents on assignment in a foreign country from  
20 specified penalties for late motor vehicle  
21 registration during certain time period; providing  
22 for assessment of penalties after specified date;  
23 requiring certain statement to be submitted and  
24 outlining the contents thereof; providing exception  
to penalty for delinquent motor vehicle registration;  
and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2001, Section 1115, as  
last amended by Section 1, Chapter 443, O.S.L. 2009 (47 O.S. Supp.  
2009, Section 1115), is amended to read as follows:

1 Section 1115. A. Unless provided otherwise by statute, the  
2 following vehicles shall be registered annually: manufactured  
3 homes, vehicles registered with a permanent nonexpiring license  
4 plate pursuant to Section 1113 of this title, and commercial  
5 vehicles registered pursuant to the installment plan provided in  
6 subsection H of Section 1133 of this title. The following schedule  
7 shall apply for such vehicle purchased in this state or brought into  
8 this state by residents of this state:

9 1. Between January 1 and March 31, the payment of the full  
10 annual fee shall be required;

11 2. Between April 1 and June 30, the payment of three-fourths  
12 (3/4) the annual fee shall be required;

13 3. Between July 1 and September 30, the payment of one-half  
14 (1/2) the annual fee shall be required; and

15 4. Between October 1 and November 30, one-fourth (1/4) the  
16 annual fee shall be required.

17 License plates or decals for each year shall be made available  
18 on December 1 of each preceding year for such vehicles. Any person  
19 who purchases such vehicle or manufactured home between December 1  
20 and December 31 of any year shall register it within thirty (30)  
21 days from date of purchase and obtain a license plate or  
22 Manufactured Home License Registration Decal, as appropriate, for  
23 the following calendar year upon payment of the full annual fee.  
24 Unless provided otherwise by statute, all annual license,

1 registration and other fees for such vehicles shall be due and  
2 payable on January 1 of each year and if not paid by February 1  
3 shall be deemed delinquent.

4 B. 1. All vehicles, other than those required to be registered  
5 pursuant to the provisions of subsection A of this section, shall be  
6 registered on a staggered system of registration and licensing on a  
7 monthly series basis to distribute the work of registering such  
8 vehicles as uniformly and expeditiously as practicable throughout  
9 the calendar year. After the end of the month following the  
10 expiration date, the license and registration fees for the new  
11 registration period shall become delinquent.

12 2. All fleet vehicles registered pursuant to new applications  
13 approved pursuant to the provisions of Section 1120 of this title  
14 shall be registered on a staggered system monthly basis.

15 3. Applicants seeking to establish Oklahoma as the base  
16 jurisdiction for registering apportioned fleet vehicles shall have a  
17 one-time option of registering for a period of not less than six (6)  
18 months nor greater than eighteen (18) months. Subsequent renewals  
19 for these registrants will be for twelve (12) months, expiring on  
20 the last day of the month chosen by the registrant under the one-  
21 time option as provided herein. In addition, registrants with  
22 multiple fleets may designate a different registration month of  
23 expiration for each fleet.

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1 As used in this section, "fleet" shall have the same meaning as  
2 set forth in the International Registration Plan.

3 4. Effective January 1, 2004, all motorcycles and mopeds shall  
4 be registered on a staggered system of registration. The Oklahoma  
5 Tax Commission shall notify in writing, prior to December 1, 2003,  
6 all owners of motorcycles or mopeds registered as of such date, who  
7 shall have a one-time option of registering for a period of not less  
8 than three (3) months nor greater than fifteen (15) months.

9 Subsequent renewals for these registrants will be for twelve (12)  
10 months, expiring on the last day of the month chosen by the  
11 registrant under the one-time option as provided herein. All  
12 motorcycles and mopeds registered pursuant to new applications  
13 received on or after December 1, 2003, shall also be registered  
14 pursuant to the provisions of this paragraph.

15 C. The following penalties shall apply for delinquent  
16 registration fees:

17 1. For fleet vehicles required to be registered pursuant to the  
18 provisions of Section 1120 of this title for which a properly  
19 completed application for registration has not been received by the  
20 Corporation Commission by the last day of the month following the  
21 registration expiration date, a penalty of thirty percent (30%) of  
22 the Oklahoma portion of the annual registration fee, or Two Hundred  
23 Dollars (\$200.00), whichever is greater, shall be assessed. The  
24 license and registration cards issued by the Corporation Commission

1 for each fleet vehicle shall be valid until two (2) months after the  
2 registration expiration date;

3 2. For commercial vehicles registered under the provisions of  
4 subsection B of this section, except those vehicles registered  
5 pursuant to Section 1133.1 of this title, a penalty shall be  
6 assessed after the last day of the month following the registration  
7 expiration date. A penalty of twenty-five cents (\$0.25) per day  
8 shall be added to the license fee of such vehicle and shall accrue  
9 for one (1) month. Thereafter, the penalty shall be thirty percent  
10 (30%) of the annual registration fee, or Two Hundred Dollars  
11 (\$200.00), whichever is greater;

12 3. For new or used manufactured homes, not registered within  
13 thirty (30) days from date of purchase or date such manufactured  
14 home was brought into this state, a penalty equal to the  
15 registration fee shall be assessed; or

16 4. Except as provided in subsection H of Section 1133 and  
17 subsection C of Section 1127 of this title, for all other vehicles a  
18 penalty shall be assessed after the last day of the month following  
19 the expiration date. A penalty of One Dollar (\$1.00) per day shall  
20 be added to the license fee of such vehicle, provided that the  
21 penalty shall not exceed One Hundred Dollars (\$100.00). Of each  
22 dollar penalty collected pursuant to this subsection:

23 1. ~~Twenty-five~~

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1 shall not exceed the amount established by the Corporation  
2 Commission pursuant to the provisions of subsection A of Section  
3 1167 of this title. Revenue from such penalties shall be  
4 apportioned as provided in Section 1167 of this title;

5       2. A penalty of not less than Fifty Dollars (\$50.00) shall be  
6 imposed for any person operating a commercial vehicle subject to the  
7 provisions of Section 1120 or Section 1133 of this title without the  
8 proper display of, or, carrying in such commercial vehicle, the  
9 identification credentials issued by the Corporation Commission as  
10 evidence of payment of the fee or tax as provided in Section 1120 or  
11 Section 1133 of this title. Such penalty shall not exceed the  
12 amount established by the Corporation Commission pursuant to the  
13 provisions of subsection A of Section 1167 of this title. Revenue  
14 from such penalties shall be apportioned as provided in Section 1167  
15 of this title; and

16       3. A penalty of not less than One Hundred Dollars (\$100.00)  
17 shall be imposed for any person that fails to register any  
18 commercial vehicle subject to the Oklahoma Vehicle License and  
19 Registration Act. Such penalty shall not exceed the amount  
20 established by the Corporation Commission pursuant to the provisions  
21 of subsection A of Section 1167 of this title. Revenue from such  
22 penalties shall be apportioned as provided in Section 1167 of this  
23 title.

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1 E. The Tax Commission, or Corporation Commission with respect  
2 to vehicles registered under Section 1120 or Section 1133 of this  
3 title, shall assess the registration fees and penalties for the year  
4 or years a vehicle was not registered. For vehicles not registered  
5 for two (2) or more years, the registration fees and penalties shall  
6 be due only for the current year and one (1) previous year.

7 F. In addition to any other penalty prescribed by law, there  
8 shall be a penalty of not less than Twenty Dollars (\$20.00) upon a  
9 finding by an enforcement officer that:

10 1. The registration of a vehicle registered pursuant to Section  
11 1132 of this title is expired and it is sixty (60) or more days  
12 after the end of the month of expiration; or

13 2. The registration fees for a vehicle that is subject to the  
14 registration fees pursuant to Section 1132 of this title have not  
15 been paid.

16 Such penalty shall not exceed the amount established by the  
17 Corporation Commission pursuant to the provisions of subsection A of  
18 Section 1167 of this title. Revenue from such penalties shall be  
19 apportioned as provided in Section 1167 of this title.

20 G. If a vehicle is donated to a nonprofit charitable  
21 organization, the nonprofit charitable organization shall be exempt  
22 from paying any current or past due registration fees, excise tax,  
23 transfer fees, and penalties and interest. However, after the  
24 donation, if the person donating the vehicle, or someone on behalf

1 of such person, purchases the same vehicle back from the nonprofit  
2 charitable organization to which the vehicle was donated, such  
3 person shall be liable for all current and past-due registration  
4 fees, excise tax, title or transfer fees, and penalties and interest  
5 on such vehicle.

6 SECTION 2. AMENDATORY 47 O.S. 2001, Section 1127, as  
7 amended by Section 1, Chapter 60, O.S.L. 2006 (47 O.S. Supp. 2009,  
8 Section 1127), is amended to read as follows:

9 Section 1127. A. All vehicles owned by members of the Armed  
10 Forces of the United States, the Reserve Corps of the Armed Forces  
11 of the United States, and the Oklahoma National Guard or their  
12 spouses assigned to duty in this state in compliance with official  
13 military or naval orders or owned by the spouse, who resides in  
14 Oklahoma, of a member of the Armed Forces of the United States  
15 serving in a foreign country, which vehicles are not being used in a  
16 trade or business or for any commercial purpose, are hereby  
17 classified specially for vehicle license and registration purposes  
18 in this state. Any such vehicle which is not registered and  
19 licensed for the current year in the state of residence or domicile  
20 of the serviceman, Guardsman, or Reservist or of the spouse owning  
21 the vehicle must be registered for the current year in Oklahoma as  
22 herein provided, except that any such vehicle which has been  
23 licensed in some other state by such serviceman, Guardsman,  
24 Reservist, or spouse while the serviceman, Guardsman, or Reservist

1 was stationed in said other state may be operated in this state for  
2 the remainder of the year or period for which it is licensed. If  
3 such vehicle currently is registered with the Armed Forces of the  
4 United States rather than being registered in a state and the  
5 serviceman, Guardsman, or Reservist is transferred to a duty station  
6 within this state pursuant to military orders, the serviceman,  
7 Guardsman, Reservist, or spouse owning the vehicle shall not be  
8 required to register the vehicle in this state for a period of  
9 thirty (30) days after the date the serviceman, Guardsman, or  
10 Reservist is required to report for duty pursuant to ~~said~~ the  
11 military.

12 The serviceman, Guardsman, Reservist, or spouse applying for the  
13 registration of any such vehicle shall submit an appropriate  
14 statement, to be attached to the vehicle registration application,  
15 showing the following: A description of the vehicle owned by  
16 applicant; the state and address of the applicant's legal residence  
17 or domicile; that applicant or applicant's spouse is on active duty  
18 in the Armed Forces of the United States assigned or stationed at a  
19 named location in compliance with official military orders. The  
20 statement shall be signed by the applicant and certified to by a  
21 proper officer of the organization to which applicant is assigned  
22 for duty or where the applicant is the spouse of such serviceman,  
23 Guardsman, or Reservist serving in a foreign country, the statement  
24 shall be signed by ~~said~~ the spouse under the penalties of perjury.

1 The application shall be accompanied by a registration fee of  
2 Fifteen Dollars (\$15.00).

3 B. Any Oklahoma resident who is stationed out of state due to  
4 an official assignment of the Armed Forces of the United States or  
5 ~~their~~ the resident's spouse shall be entitled to register his or her  
6 vehicle or vehicles in this state for the same registration fee  
7 afforded members of the Armed Forces of the United States assigned  
8 to duty in this state pursuant to subsection A of this section.

9 Such Oklahoma resident or their spouse who is stationed out of state  
10 due to an official assignment of the Armed Forces of the United  
11 States shall be exempt from the vehicle inspection requirements of  
12 Section 1105 of this title; provided, such Oklahoma resident or  
13 ~~their~~ spouse who is stationed out of state presents valid  
14 documentation acceptable to the Oklahoma Tax Commission evidencing  
15 that such inspection has been made by an out-of-state authority  
16 acceptable to the Oklahoma Tax Commission.

17 Any Oklahoma resident who is stationed out of state due to an  
18 official assignment of the Armed Forces of the United States may  
19 authorize his or her parents to register his or her vehicle or  
20 vehicles as provided for in this subsection if the serviceman,  
21 Guardsman, or Reservist is not able to register the vehicle at the  
22 appropriate time.

23 C. Any Oklahoma resident who is a member of the Armed Forces of  
24 the United States, the Reserve Corps of the Armed Forces of the

1 United States or the Oklahoma National Guard stationed in a foreign  
2 country due to official assignment of the Armed Forces of the United  
3 States, or his or her spouse, shall be exempt from the penalties  
4 assessed pursuant to paragraph 4 of subsection C of Section 1115,  
5 subsection F of Section 1132 and subsection C of Section 1151 of  
6 this title for the duration of such official assignment and for a  
7 period of ninety (90) days after such assignment ends. If  
8 registration is not completed after the ninetieth day, the  
9 expiration date and the period for assessment of penalties shall  
10 commence on the ninety-first day. The exemption provided for in  
11 this section shall be granted only if the serviceman, Guardsman,  
12 Reservist, or spouse registering such vehicle submits an appropriate  
13 statement, to be attached to the vehicle registration application,  
14 showing the following: A description of the vehicle owned by  
15 applicant; the state and address of the applicant's legal residence  
16 or domicile; that the applicant or applicant's spouse is on active  
17 duty in the Armed Forces of the United States assigned or stationed  
18 at a named location in a foreign country in compliance with official  
19 military orders. The statement shall be signed by the applicant and  
20 certified by a proper officer of the organization to which the  
21 applicant is assigned for duty or where the applicant is the spouse  
22 of such serviceman, Guardsman, or Reservist serving in a foreign  
23 country, the statement shall be signed by his or her spouse under  
24 the penalties of perjury.

1 SECTION 3. AMENDATORY 47 O.S. 2001, Section 1132, as  
2 last amended by Section 2, Chapter 443, O.S.L. 2009 (47 O.S. Supp.  
3 2009, Section 1132), is amended to read as follows:

4 Section 1132. A. For all vehicles, unless otherwise  
5 specifically provided by the Oklahoma Vehicle License and  
6 Registration Act, a registration fee shall be assessed at the time  
7 of initial registration by the owner and annually thereafter, for  
8 the use of the avenues of public access within this state in the  
9 following amounts:

10 1. For the first through the fourth year of registration in  
11 this state or any other state, Eighty-five Dollars (\$85.00);

12 2. For the fifth through the eighth year of registration in  
13 this state or any other state, Seventy-five Dollars (\$75.00);

14 3. For the ninth through the twelfth year of registration in  
15 this state or any other state, Fifty-five Dollars (\$55.00);

16 4. For the thirteenth through the sixteenth year of  
17 registration in this state or any other state, Thirty-five Dollars  
18 (\$35.00); and

19 5. For the seventeenth and any following year of registration  
20 in this state or any other state, Fifteen Dollars (\$15.00).

21 The registration fee provided for in this subsection shall be in  
22 lieu of all other taxes, general or local, unless otherwise  
23 specifically provided.

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1 B. For all-terrain vehicles and motorcycles used exclusively  
2 for use off roads or highways purchased on or after July 1, 2005,  
3 and for all-terrain vehicles and motorcycles used exclusively for  
4 use off roads or highways purchased prior to July 1, 2005, which the  
5 owner chooses to register pursuant to the provisions of Section  
6 1115.3 of this title, an initial and nonrecurring registration fee  
7 of Eleven Dollars (\$11.00) shall be assessed at the time of initial  
8 registration by the owner. Nine Dollars (\$9.00) of the registration  
9 fee shall be deposited in the Oklahoma Tax Commission Reimbursement  
10 Fund. Two Dollars (\$2.00) of the registration fee shall be retained  
11 by the motor license agent. The fees required by subsection A of  
12 this section shall not be required for all-terrain vehicles or  
13 motorcycles used exclusively off roads and highways.

14 C. For utility vehicles used exclusively for use off roads or  
15 highways purchased on or after July 1, 2008, and for utility  
16 vehicles used exclusively for use off roads or highways purchased  
17 prior to July 1, 2008, which the owner chooses to register pursuant  
18 to the provisions of Section 1115.3 of this title, an initial and  
19 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be  
20 assessed at the time of initial registration by the owner. Nine  
21 Dollars (\$9.00) of the registration fee shall be deposited in the  
22 Oklahoma Tax Commission Reimbursement Fund. Two Dollars (\$2.00) of  
23 the registration fee shall be retained by the motor license agent.  
24 The fees required by subsection A of this section shall not be

1 required for utility vehicles used exclusively off roads and  
2 highways.

3 D. There shall be a credit allowed with respect to the fee for  
4 registration of a new vehicle which is a replacement for:

5 1. A new original vehicle which is stolen from the  
6 purchaser/registrant within ninety (90) days of the date of purchase  
7 of the original vehicle as certified by a police report or other  
8 documentation as required by the Oklahoma Tax Commission; or

9 2. A defective new original vehicle returned by the  
10 purchaser/registrant to the seller within six (6) months of the date  
11 of purchase of the defective new original vehicle as certified by  
12 the manufacturer.

13 The credit shall be in the amount of the fee for registration  
14 which was paid for the new original vehicle and shall be applied to  
15 the registration fee for the replacement vehicle. In no event will  
16 the credit be refunded.

17 E. Upon every transfer or change of ownership of a vehicle, the  
18 new owner shall obtain title for and, except in the case of salvage  
19 vehicles and manufactured homes, register the vehicle within thirty  
20 (30) days of change of ownership and pay a transfer fee of Fifteen  
21 Dollars (\$15.00) in addition to any other fees provided for in this  
22 act. No new decal shall be issued to the registrant. Thereafter,  
23 the owner shall register the vehicle annually on the anniversary  
24 date of its initial registration in this state and shall pay the

1 fees provided in subsection A of this section and receive a decal  
2 evidencing such payment. Provided, used motor vehicle dealers shall  
3 be exempt from the provisions of this section.

4 F. ~~In~~ Except as provided in subsection C of Section 1127 of  
5 this title, in the event a new or used vehicle is not registered,  
6 titled and tagged within thirty (30) days from the date of transfer  
7 of ownership, the penalty for the failure of the owner of the  
8 vehicle to register the vehicle within thirty (30) days shall be One  
9 Dollar (\$1.00) per day, provided that in no event shall the penalty  
10 exceed One Hundred Dollars (\$100.00). Of each dollar penalty  
11 collected pursuant to this subsection:

12 1. Twenty-five cents (\$0.25) shall be apportioned as provided  
13 in Section 1104 of this title;

14 2. Twenty-five cents (\$0.25) shall be retained by the motor  
15 license agent; and

16 3. Fifty cents (\$.50) shall be deposited in the General Revenue  
17 Fund for the fiscal year beginning on July 1, 2009, and for all  
18 subsequent fiscal years, shall be deposited in the State Highway  
19 Construction and Maintenance Fund.

20 SECTION 4. AMENDATORY 47 O.S. 2001, Section 1151, as  
21 last amended by Section 4, Chapter 443, O.S.L. 2009 (47 O.S. Supp.  
22 2009, Section 1151), is amended to read as follows:

23 Section 1151. A. It shall be unlawful for any person to commit  
24 any of the following acts:

1           1. To lend or to sell to, or knowingly permit the use of by,  
2 one not entitled thereto any certificate of title, license plate or  
3 decal issued to or in the custody of the person so lending or  
4 permitting the use thereof;

5           2. To alter or in any manner change a certificate of title,  
6 registration certificate, license plate or decal issued under the  
7 laws of this or any other state;

8           3. To procure from another state or country, or display upon  
9 any vehicle owned by such person within this state, except as  
10 otherwise provided in the Oklahoma Vehicle License and Registration  
11 Act, any license plate issued by any state or country other than  
12 this state, unless there shall be displayed upon such vehicle at all  
13 times the current license plate and decal assigned to it by the  
14 Oklahoma Tax Commission or the Corporation Commission or the vehicle  
15 shall display evidence that the vehicle is registered as a  
16 nonresident vehicle pursuant to rules promulgated by the Tax  
17 Commission, with the concurrence of the Department of Public Safety.  
18 A violation of the provisions of this paragraph shall be presumed to  
19 have occurred if a person who is the holder of an Oklahoma driver  
20 license operates a vehicle owned by such person on the public roads  
21 or highways of this state and there is not displayed on the vehicle  
22 a current Oklahoma license plate and decal, unless the vehicle is  
23 owned by a member of the Armed Forces of the United States assigned

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1 to duty in this state in compliance with official military or naval  
2 orders or the spouse of such a member of the Armed Forces;

3 4. To drive, operate or move, or for the owner to cause or  
4 permit to be driven or moved, upon the roads, streets or highways of  
5 this state, any vehicle loaded in excess of its registered laden  
6 weight, or which is licensed for a capacity less than the  
7 manufacturer's rated capacity as provided for in the Oklahoma  
8 Vehicle License and Registration Act;

9 5. To operate a vehicle without proper license plate or decal  
10 or on which all taxes due the state have not been paid;

11 6. To buy, sell or dispose of, or possess for sale, use or  
12 storage, any secondhand or used vehicle on which the registration or  
13 license fee has not been paid, as required by law, and on which  
14 vehicle the person neglects, fails or refuses to display at all  
15 times the license plate or decal assigned to it;

16 7. To give a fictitious name or fictitious address or make any  
17 misstatement of facts in application for certificate of title and  
18 registration of a vehicle;

19 8. To purchase a license plate on an assigned certificate of  
20 title. This particular paragraph shall be applicable to all persons  
21 except a bona fide registered dealer in used cars who are holders of  
22 a current and valid used car dealer license;

23 9. To operate a vehicle upon the highways of this state after  
24 the registration deadline for that vehicle without a proper license

1 plate, as prescribed by the Oklahoma Vehicle License and  
2 Registration Act, for the current year;

3 10. For any owner of a vehicle registered on the basis of laden  
4 weight to fail or refuse to weigh or reweigh it when requested to do  
5 so by any enforcement officer charged with the duty of enforcing  
6 this law;

7 11. To operate or possess any vehicle which bears a motor  
8 number or serial number other than the original number placed  
9 thereon by the factory except a number duly assigned and authorized  
10 by the state;

11 12. For any motor license agent to release a license plate, a  
12 manufactured home registration receipt, decal or excise tax receipt  
13 to any unauthorized person or source, including any dealer in new or  
14 used motor vehicles. Violation of this paragraph shall constitute  
15 sufficient grounds for discharge of a motor license agent by the Tax  
16 Commission;

17 13. To operate any vehicle registered as a commercial vehicle  
18 without the lettering requirements of Section 1102 of this title; or

19 14. To operate any vehicle in violation of the provisions of  
20 Sections 7-600 through 7-606 of this title while displaying a yearly  
21 decal issued to the owner who has filed an affidavit with the  
22 appropriate motor license agent in accordance with Section 7-607 of  
23 this title.

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1 Any person convicted of violating any provision of this  
2 subsection, other than paragraph 3 of this subsection, shall be  
3 deemed guilty of a misdemeanor and upon conviction shall be punished  
4 by a fine not to exceed Five Hundred Dollars (\$500.00). Any person  
5 convicted of violating the provisions of paragraph 3 of this  
6 subsection shall be deemed guilty of a misdemeanor and, upon  
7 conviction, shall be punished by a fine of not less than One Hundred  
8 Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00)  
9 and shall be required to obtain an Oklahoma license plate.  
10 Employees of the Corporation Commission may be authorized by the  
11 Corporation Commission to issue citations to motor carriers or  
12 operators of commercial motor vehicles, pursuant to the jurisdiction  
13 of the Corporation Commission, for a violation of this subsection.  
14 If a person convicted of violating the provisions of this subsection  
15 was issued a citation by a duly authorized employee of the  
16 Corporation Commission, the fine herein levied shall be apportioned  
17 as provided in Section 1167 of this title.

18 B. Except as otherwise authorized by law, it shall be unlawful  
19 to:

20 1. Lend or sell to, or knowingly permit the use of by, one not  
21 entitled thereto any certificate of title issued for a manufactured  
22 home, manufactured home registration receipt, manufactured home  
23 registration decal or excise tax receipt;

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1           2. Alter or in any manner change a certificate of title issued  
2 for a manufactured home under the laws of this state or any other  
3 state;

4           3. Remove or alter a manufactured home registration receipt,  
5 manufactured home registration decal or excise tax receipt attached  
6 to a certificate of title or attach such receipts to a certificate  
7 of title with the intent to misrepresent the payment of the required  
8 excise tax and registration fees;

9           4. Buy, sell, or dispose of, or possess for sale, use or  
10 storage any used manufactured home on which the registration fees or  
11 excise taxes have not been paid as required by law; or

12           5. Purchase identification, manufactured home registration  
13 receipt, manufactured home registration decal or excise tax receipt  
14 on an assigned certificate of title.

15           Anyone violating the provisions of this subsection, upon  
16 conviction, shall be guilty of a felony.

17           C. ~~In~~ Except as provided in subsection C of Section 1127 of  
18 this title, in the event a new vehicle is not registered within  
19 thirty (30) days from date of purchase, the penalty for the failure  
20 of the owner of the vehicle to register the vehicle within thirty  
21 (30) days shall be One Dollar (\$1.00) per day; provided, that in no  
22 event shall the penalty exceed One Hundred Dollars (\$100.00). Of  
23 each dollar penalty collected pursuant to this subsection:

1        1. Twenty-five cents (\$0.25) shall be apportioned as provided  
2 in Section 1104 of this title;

3        2. Twenty-five cents (\$0.25) shall be retained by the motor  
4 license agent; and

5        3. Fifty cents (\$0.50) shall be deposited in the General  
6 Revenue Fund for the fiscal year beginning on July 1, 2009, and for  
7 all subsequent fiscal years, shall be deposited in the State Highway  
8 Construction and Maintenance Fund. The penalty for new commercial  
9 vehicles shall be equal to the license fee for such vehicles.

10        ~~If~~ Except as provided in subsection C of Section 1127 of this  
11 title, if a used vehicle is brought into Oklahoma by a resident of  
12 this state and is not registered within thirty (30) days, a penalty  
13 of One Dollar (\$1.00) per day shall be charged from the date of  
14 entry to the date of registration; provided, that in no event shall  
15 the penalty exceed One Hundred Dollars (\$100.00). Of each dollar  
16 penalty collected pursuant to this subsection:

17        1. Twenty-five cents (\$0.25) shall be apportioned as provided  
18 in Section 1104 of this title;

19        2. Twenty-five cents (\$0.25) shall be retained by the motor  
20 license agent; and

21        3. Fifty cents (\$0.50) shall be deposited in the General  
22 Revenue Fund for the fiscal year beginning on July 1, 2009, and for  
23 all subsequent fiscal years, shall be deposited in the State Highway  
24

1 Construction and Maintenance Fund. The penalty for used commercial  
2 vehicles shall be equal to the license fee for such vehicles.

3 D. Any owner who knowingly makes or causes to be made any false  
4 statement of a fact required in this section to be shown in an  
5 application for the registration of one or more vehicles shall be  
6 deemed guilty of a misdemeanor and, upon conviction, shall be fined  
7 not more than One Thousand Dollars (\$1,000.00), or shall be  
8 imprisoned in the county jail for not more than one (1) year, or by  
9 both such fine and imprisonment.

10 E. The following self-propelled or motor-driven and operated  
11 vehicles shall not be registered under the provisions of the  
12 Oklahoma Vehicle License and Registration Act or, except as provided  
13 for in Section 11-1116 of this title, be permitted to be operated on  
14 the streets or highways of this state:

15 1. Vehicles known and commonly referred to as "minibikes" and  
16 other similar trade names; provided, minibikes may be registered and  
17 operated in this state by food vendor services upon streets having a  
18 speed limit of thirty (30) miles per hour or less;

19 2. Golf carts;

20 3. Go-carts; and

21 4. Other motor vehicles, except motorcycles, which are  
22 manufactured principally for use off the streets and highways.

23 Transfers and sales of such vehicles shall be subject to sales  
24 tax and not motor vehicle excise taxes.

1 F. Any person violating paragraph 3 or 6 of subsection A of  
2 this section, in addition to the penal provisions provided in this  
3 section, shall pay as additional penalty a sum equal to the amount  
4 of license fees due on such vehicle or registration fees due on a  
5 manufactured home known to be in violation and such amount is hereby  
6 declared to be a lien upon the vehicle as provided in the Oklahoma  
7 Vehicle License and Registration Act. In addition to the penalty  
8 provisions provided in this section, any person violating paragraph  
9 3 of subsection A of this section shall be deemed guilty of a  
10 misdemeanor and shall, upon conviction, be punished by a fine of One  
11 Hundred Dollars (\$100.00).

12 G. Each violation of any provision of the Oklahoma Vehicle  
13 License and Registration Act for each and every day such violation  
14 has occurred shall constitute a separate offense.

15 H. Anyone violating any of the provisions heretofore enumerated  
16 in this section shall be guilty of a misdemeanor and upon conviction  
17 shall be fined not less than Ten Dollars (\$10.00) and not to exceed  
18 Three Hundred Dollars (\$300.00).

19 I. Any violation of any portion of the Oklahoma Vehicle License  
20 and Registration Act where a specific penalty has not been imposed  
21 shall constitute a misdemeanor and upon conviction thereof the  
22 person having violated it shall be fined not less than Ten Dollars  
23 (\$10.00) and not to exceed Three Hundred Dollars (\$300.00).

24

1 J. Any provision of Section 1101 et seq. of this title  
2 providing for proportional registration under reciprocal agreements  
3 and the International Registration Plan that relates to the  
4 promulgation of rules and regulations shall not be subject to the  
5 provisions of this section.

6 SECTION 5. This act shall become effective November 1, 2010.

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