

1 ENGROSSED SENATE
2 BILL NO. 261

By: Mazzei of the Senate

3 and

4 Dank of the House

5
6
7 [special license plates - Oklahoma Tax Commission -
8 effective date]

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

11 SECTION 1. AMENDATORY Section 6, Chapter 416, O.S.L.
12 2005 (47 O.S. Supp. 2010, Section 1135.7), is amended to read as
13 follows:

14 Section 1135.7. A. ~~Beginning January 1, 2006, the~~ The Oklahoma
15 Tax Commission is authorized to design and issue special license
16 plates to any person that applies to the Tax Commission for the
17 creation of a special license plate and meets the minimum standards
18 and qualifications specified in this section.

19 B. If the following standards and guidelines are satisfied, the
20 Tax Commission shall issue a special license plate to the person
21 making application for the special license plate:

22 1. The license plate is to:

23 a. show membership in or affiliation with an
24 organization, or

1 b. demonstrate support for an organization, group or
2 cause;

3 2. The license plate does not advertise or endorse a product,
4 brand, or service that is provided for sale;

5 3. The license plate does not promote any philosophy based on
6 prejudice or that is contrary to state civil rights laws; and

7 4. Five hundred prepaid applications for the special license
8 plate are received by the Tax Commission.

9 C. The fee for special license plates that do not provide
10 financial assistance shall be Fifteen Dollars (\$15.00) and shall be
11 in addition to all other registration fees provided by the Oklahoma
12 Vehicle License and Registration Act. Unless otherwise provided in
13 this section, the fee shall be apportioned as follows: Eight
14 Dollars (\$8.00) of the special license plate fee shall be deposited
15 in the Oklahoma Tax Commission Reimbursement Fund to be used for the
16 administration of the Oklahoma Vehicle License and Registration Act
17 and the remaining Seven Dollars (\$7.00) of the special license plate
18 fee shall be apportioned as provided in Section 1104 of ~~Title 47 of~~
19 ~~the Oklahoma Statutes~~ this title.

20 D. The fee for special license plates that provide financial
21 assistance shall be Thirty-five Dollars (\$35.00) and shall be in
22 addition to all other registration fees provided by the Oklahoma
23 Vehicle License and Registration Act. The fee shall be apportioned
24 as follows:

1 1. Twenty Dollars (\$20.00) of the fee shall be apportioned to
2 the License Plate Special Program Assistance Revolving Fund created
3 in Section 7 1135.8 of this ~~act~~ title to be used in the manner
4 detailed in the application for the special license plate;

5 2. Eight Dollars (\$8.00) of the fee shall be deposited in the
6 Oklahoma Tax Commission Reimbursement Fund to be used for the
7 administration of the Oklahoma Vehicle License and Registration Act;
8 and

9 3. Seven Dollars (\$7.00) of the fee shall be apportioned as
10 provided in Section 1104 of ~~Title 47 of the Oklahoma Statutes~~ this
11 title.

12 E. If a person applies for a special license plate that
13 provides financial assistance, the application shall designate a
14 state agency to be responsible for expending the funds generated by
15 the special license plate and the application shall designate a
16 specific public purpose for which the funds are to be used.

17 F. Special license plates shall not be transferred to any other
18 person but shall be removed from the vehicle upon transfer of
19 ownership and retained. The special license plate may then be used
20 on another vehicle but only after such other vehicle has been
21 registered for the current year.

22 Special license plates shall be renewed each year by the Tax
23 Commission or a motor license agent. The Tax Commission shall
24 annually notify by mail all persons issued special license plates.

1 The notice shall contain all necessary information and shall contain
2 instructions for the renewal procedure upon presentation to a motor
3 license agent or the Tax Commission. The license plates shall be
4 issued on a staggered system.

5 The Tax Commission is hereby directed to develop and implement a
6 system whereby motor license agents are permitted to accept
7 applications for special license plates authorized under this
8 section. The motor license agent shall confirm the applicant's
9 eligibility, if applicable, collect and deposit any amount
10 specifically authorized by law, accept and process the necessary
11 information directly into such system and generate a receipt
12 accordingly. For performance of these duties, motor license agents
13 shall retain the fee provided in Section 1141.1 of ~~Title 47 of the~~
14 ~~Oklahoma Statutes~~ this title for registration of a motor vehicle.
15 The motor license agent fees for acceptance of applications and
16 renewals shall be paid out of the Oklahoma Tax Commission
17 Reimbursement Fund.

18 G. All special plates issued by the Tax Commission prior to ~~the~~
19 ~~effective date of this act~~ November 1, 2005 shall not be subject to
20 the requirements and qualifications outlined in this section.

21 H. As used in this section, "person" includes an individual,
22 group, organization or not-for-profit corporation that is recognized
23 as such by the Internal Revenue Service.

24 SECTION 2. This act shall become effective November 1, 2011.

1 Passed the Senate the 8th day of March, 2011.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2011.

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8 _____
9 Presiding Officer of the House
10 of Representatives