

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE BILL 1536

By: Blackwell

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5
6 AS INTRODUCED

7 An Act relating to revenue and taxation; amending 68
8 O.S. 2001, Section 2104, as amended by Section 1,
9 Chapter 273, O.S.L. 2007 (68 O.S. Supp. 2010, Section
10 2104), which relates to vehicle excise tax; modifying
11 calculation of excise tax; providing an effective
12 date; and declaring an emergency.

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

14 SECTION 1. AMENDATORY 68 O.S. 2001, Section 2104, as
15 amended by Section 1, Chapter 273, O.S.L. 2007 (68 O.S. Supp. 2010,
16 Section 2104), is amended to read as follows:

17 Section 2104. A. The value of any motor vehicle, except a
18 manufactured home, for the purposes of the excise tax levied by
19 Section 2103 of this title, shall be determined as of the time the
20 person applying for a certificate of title thereto obtained either
21 ownership or possession of the vehicle, which shall be presumed to
22 be the actual date of the sale or other transfer of ownership, and
23 assignment of the certificate of title.

24 B. The value of any vehicle, for purposes of the excise tax
levied by Section 2103 of this title, shall be the actual sales

1 price of such a vehicle before any discounts or credits are given
2 for a trade-in. ~~However, the value of the vehicle prior to the~~
3 ~~subtraction of such discounts or credits for a trade-in shall be~~
4 ~~required to be within twenty percent (20%) of the average retail~~
5 ~~price value of such vehicle as listed in the automotive reference~~
6 ~~material prescribed by the Oklahoma Tax Commission.~~ The actual
7 sales price of the vehicle, which total shall be the basis of the
8 motor vehicle excise tax, as well as the number of tires on the
9 vehicle and the tire rim diameters, shall be entered on the bill of
10 sale furnished by the seller to the purchaser, or on such other form
11 as may be prescribed by the Tax Commission.

12 Upon receipt of the properly completed bill of sale or other
13 form as prescribed by the Tax Commission, and the payment of all
14 applicable taxes and fees, the Tax Commission or an appointed motor
15 license agent shall issue a vehicle certificate of title in
16 accordance with the provisions of the Oklahoma Vehicle License and
17 Registration Act.

18 SECTION 2. This act shall become effective July 1, 2011.

19 SECTION 3. It being immediately necessary for the preservation
20 of the public peace, health and safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.

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24 53-1-5488 CJB 01/03/11