

1 STATE OF OKLAHOMA

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

3 SENATE BILL 197

By: Aldridge

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6 AS INTRODUCED

7 An Act relating to motor vehicle transfer; amending
8 Section 6, Chapter 381, O.S.L. 2005 (47 O.S. Supp.
9 2010, Section 1107.4), which relates to written
10 notice upon transfer of vehicle; changing requirement
to file certain notice from permissive to mandatory;
modifying fee amount and distribution thereof; and
providing an effective date.

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

14 SECTION 1. AMENDATORY Section 6, Chapter 381, O.S.L.
15 2005 (47 O.S. Supp. 2010, Section 1107.4), is amended to read as
16 follows:

17 Section 1107.4 A. Upon the transfer of a vehicle, the
18 transferor ~~may~~ shall file a written notice of transfer with the Tax
19 Commission or a motor license agent. On receipt of a written notice
20 of transfer, the Commission shall indicate the transfer on the
21 vehicle records maintained by the Commission. The written notice of
22 transfer shall contain the following information:

- 23 1. The vehicle identification number of the vehicle;
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- 1 2. The number of the license plate issued to the vehicle, if
2 any;
- 3 3. The full name and address of the transferor;
- 4 4. The full name and address of the transferee;
- 5 5. The date the transferor delivered possession of the vehicle
6 to the transferee; and
- 7 6. The signature of the transferor.

8 B. There shall be assessed a fee of ~~Ten Dollars (\$10.00)~~ Five
9 Dollars (\$5.00) when filing the notice of transfer. ~~Seven Dollars~~
10 ~~(\$7.00)~~ Three Dollars and fifty cents (\$3.50) of the fee shall be
11 retained by the motor license agent. ~~Three Dollars (\$3.00)~~ One
12 Dollar and fifty cents (\$1.50) of the fee shall be apportioned to
13 the Oklahoma Tax Commission Reimbursement Fund.

14 C. After the date of the transfer of the vehicle as shown on
15 the records of the Commission, the transferee of the vehicle shown
16 on the records is rebuttably presumed to be:

- 17 1. The owner of the vehicle; and
- 18 2. Subject to civil and criminal liability arising out of the
19 use, operation, or abandonment of a vehicle, to the extent that
20 ownership of the vehicle subjects the owner of the vehicle to civil
21 or criminal liability pursuant to law.

22 D. This section does not impose or establish any civil or
23 criminal liability on the owner of a vehicle who transfers ownership
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1 of the vehicle but does not file a written notice of transfer with
2 the Commission.

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