

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SUBCOMMITTEE RECOMMENDATION  
4 FOR

5 HOUSE BILL NO. 2403

6 By: Hulbert

7 SUBCOMMITTEE RECOMMENDATION

8 [ revenue and taxation - motor vehicle excise tax -  
9 calculation -

10 effective date ]

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

14 SECTION 1. AMENDATORY 68 O.S. 2011, Section 2104, is  
15 amended to read as follows:

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

23 B. The value of any vehicle, for purposes of the excise tax  
24 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. In addition, the actual  
12 sales price of the vehicle shall be entered by the purchaser on a  
13 notarized declaration of vehicle purchase price form prescribed by  
14 the Tax Commission.

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

22 C. In addition to any other penalty prescribed by law, there  
23 shall be a penalty of thirty percent (30%) of the average retail  
24 price value of the vehicle purchased as listed in the automotive

1 reference material prescribed by the Oklahoma Tax Commission,  
2 assessed against an individual who submits to the Tax Commission a  
3 notarized declaration of vehicle purchase price form which  
4 understates the actual sales price of the vehicle purchased.

5 SECTION 2. This act shall become effective November 1, 2014.

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7 54-2-9979 JM 02/11/14

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