

1 STATE OF OKLAHOMA

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

3 SUBCOMMITTEE RECOMMENDATION  
4 FOR

5 HOUSE BILL NO. 3143

6 By: Jackson

7 SUBCOMMITTEE RECOMMENDATION

8 An Act relating to cities and towns; amending 11 O.S.  
9 2011, Section 21-109, which relates to taxation of  
10 annexed territory; modifying provisions related to  
11 applicability of municipal taxation and regulatory  
12 ordinances; and providing an effective date.

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

15 SECTION 1. AMENDATORY 11 O.S. 2011, Section 21-109, is  
16 amended to read as follows:

17 Section 21-109. A. Tracts of land in excess of forty (40)  
18 acres which are annexed to a municipality and used for industrial or  
19 commercial purposes shall not be subject to ad valorem taxes at the  
20 municipal rate. Tracts of annexed land in excess of five (5) acres  
21 which are used by persons engaged in farming or ranching, and all  
22 farm animals and livestock, and all agricultural implements and  
23 machinery and household goods located on the land, shall not be  
24 subject to municipal taxes unless the municipality furnishes

1 services to these tracts as are ordinarily furnished to municipal  
2 residents. Tracts of land with an area of width no greater than  
3 three hundred twenty-six (326) feet at the widest point which are  
4 annexed to a municipality shall not be subject to municipal taxes,  
5 unless such tracts are annexed pursuant to paragraph 2 of subsection  
6 A of Section 21-103 of this title. No land which is used for  
7 agricultural purposes may be taken within the limits of a town and  
8 taxed at a greater rate than land which is adjacent to but outside  
9 the town limits.

10 B. ~~On any annexation after July 1, 1998, the~~ The revenue and  
11 taxation ordinances of any municipality and the licensing and  
12 regulatory authority of any municipality shall not apply or extend  
13 to any military installation located on federal property which has  
14 been annexed in part or in whole by a municipality on or after July  
15 1, 1998, except to the following extent. The sales, use and  
16 occupancy tax ordinances of a municipality shall be applicable and  
17 extend to the part or whole of the military installation on federal  
18 property annexed on or after July 1, 1998, but the applicability of  
19 such ordinances shall be limited to activities on the military  
20 installation engaged in by the private sector involving the sale of  
21 goods and services taxable under the Oklahoma Sales Tax Code, the  
22 storage, use or other consumption of tangible property taxable under  
23 the Oklahoma Use Tax Code, and the occupancy of hotel/motel rooms  
24 for rent whether received in money or otherwise.

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

54-2-10120      AMM      02/17/14