

1 Section 1132.3 A. There shall be a credit allowed with respect
2 to the fee for registration of a vehicle which is a replacement for
3 a vehicle which was destroyed by a tornado on May 3, 1999, and which
4 was registered pursuant to the provisions of Section 1132 of this
5 title on such date. The credit shall be a prorated amount based on
6 the fee paid for the registration of the destroyed vehicle for the
7 period of registration remaining as of May 3, 1999, and shall be
8 applied to the registration fee for the replacement vehicle pursuant
9 to the provisions of Section 1132 of this title. In no event will
10 the credit be refunded.

11 B. There shall be a credit allowed with respect to the fee for
12 registration of a vehicle which is a replacement for a vehicle which
13 was destroyed by a tornado on October 9, 2001, and which was
14 registered pursuant to the provisions of Section 1132 of this title
15 on such date. The credit shall be a prorated amount based on the
16 fee paid for the registration of the destroyed vehicle for the
17 period of registration remaining as of October 9, 2001, and shall be
18 applied to the registration fee for the replacement vehicle pursuant
19 to the provisions of Section 1132 of this title. In no event will
20 the credit be refunded.

21 C. There shall be a credit allowed with respect to the fee for
22 registration of a vehicle which is a replacement for a vehicle which
23 was destroyed by a tornado on May 8 or 9, 2003, and which was
24 registered pursuant to the provisions of Section 1132 of this title

1 on such date. The credit shall be a prorated amount based on the
2 fee paid for the registration of the destroyed vehicle for the
3 period of registration remaining as of May 8 or 9, 2003, and shall
4 be applied to the registration fee for the replacement vehicle
5 pursuant to the provisions of Section 1132 of this title. In no
6 event will the credit be refunded.

7 D. There shall be a credit allowed with respect to the fee for
8 registration of a vehicle which is a replacement for a vehicle which
9 was destroyed by a tornado in calendar year 2013 for which a
10 Presidential Major Disaster Declaration was issued, and which was
11 registered pursuant to the provisions of Section 1132 of this title
12 on the date of destruction. The credit shall be a prorated amount
13 based on the fee paid for the registration of the destroyed vehicle
14 for the period of registration remaining as of the date of
15 destruction, and shall be applied to the registration fee for the
16 replacement vehicle pursuant to the provisions of Section 1132 of
17 this title. In no event will the credit be refunded.

18 E. There shall be a credit allowed with respect to the fee for
19 registration of a vehicle which is a replacement for a vehicle which
20 was destroyed by a wildfire in calendar year 2013 for which a
21 Presidential Major Disaster Declaration was issued, and which was
22 registered pursuant to the provisions of Section 1132 of this title
23 on the date of destruction. The credit shall be a prorated amount
24 based on the fee paid for the registration of the destroyed vehicle

1 for the period of registration remaining as of the date of
2 destruction and shall be applied to the registration fee for the
3 replacement vehicle pursuant to the provisions of Section 1132 of
4 this title. In no event will the credit be refunded.

5 SECTION 2. AMENDATORY 68 O.S. 2011, Section 1367.1, as
6 amended by Section 3, Chapter 370, O.S.L. 2013 (68 O.S. Supp. 2013,
7 Section 1367.1), is amended to read as follows:

8 Section 1367.1 A. For the purpose of compensating the seller
9 or vendor in keeping sales tax records, filing reports and remitting
10 the tax when due, a seller or vendor shall be allowed a deduction of
11 one percent (1%) of the tax due under the applicable provisions of
12 this title.

13 Such deduction shall not be allowed with respect to a direct
14 payment permit.

15 B. No deductions from tax shall be allowed if any such report
16 or payment of tax is delinquent; provided, the deduction shall be
17 allowed if the Oklahoma Tax Commission determines that the reason
18 that such report or payment of tax was delinquent was due to a
19 tornado or wildfire occurring in calendar year 2013 for which a
20 Presidential Major Disaster Declaration was issued.

21 C. Notwithstanding the formula provided by subsection A of this
22 section, the deduction provided by this section shall be limited to
23 a maximum of Two Thousand Five Hundred Dollars (\$2,500.00) per month
24 per sales tax permit. No such sales tax permit holder may change

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 sales tax permit status in order to avoid the provisions of this
2 subsection.

3 D. Notwithstanding any other provision of law, an amount equal
4 to the excess of the amount calculated by the formula provided by
5 subsection A of this section over the two-thousand-five-hundred-
6 dollar limit provided by subsection C of this section shall be
7 retained by the state as an administrative expense and deposited to
8 the General Revenue Fund.

9 E. Notwithstanding the provisions of subsections A, B, C and D
10 of this section, in the event that federal authority authorizes this
11 state to require remote sellers to collect and remit sales and use
12 taxes, the Oklahoma Tax Commission is authorized and directed to
13 promulgate rules which provide for deductions in the amounts and
14 subject to the limitations provided in the Streamlined Sales and Use
15 Tax Agreement. All sellers or vendors shall be eligible for such
16 deductions beginning on the date this state acquires such collection
17 authority pursuant to federal authorization.

18 F. For purposes of this section, the term "remote seller" shall
19 mean a seller that would not register to collect sales and use taxes
20 in this state but for the ability of this state to require such
21 remote seller to collect sales or use tax under federal authority.

22 SECTION 3. AMENDATORY 68 O.S. 2011, Section 2103.1, as
23 amended by Section 4, Chapter 370, O.S.L. 2013 (68 O.S. Supp. 2013,
24 Section 2103.1), is amended to read as follows:

1 Section 2103.1 There shall be a credit allowed with respect to
2 the excise tax paid for a vehicle which is:

3 1. A replacement for a vehicle which was destroyed by a tornado
4 on May 3, 1999, and upon which excise tax had been paid pursuant to
5 the provisions of Section 2103 of this title on or after May 3, 1998;

6 2. A replacement for a vehicle which was destroyed by a tornado
7 on October 9, 2001, and upon which excise tax had been paid pursuant
8 to the provisions of Section 2103 of this title on or after October
9 9, 2000;

10 3. A replacement for a vehicle which was destroyed by a tornado
11 on May 8 or 9, 2003, and upon which excise tax had been paid pursuant
12 to the provisions of Section 2103 of this title on or after May 8 or
13 9, 2002; ~~or~~

14 4. A replacement for a vehicle which was destroyed by a tornado
15 in calendar year 2013 for which a Presidential Major Disaster
16 Declaration was issued, and upon which excise tax had been paid
17 pursuant to the provisions of Section 2103 of this title on or after
18 January 1, 2012; or

19 5. A replacement for a vehicle which was destroyed by a wildfire
20 in calendar year 2013 for which a Presidential Major Disaster
21 Declaration was issued, and upon which excise tax had been paid
22 pursuant to the provisions of Section 2103 of this title on or after
23 January 1, 2012.

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1 The credit shall be in the amount of the excise tax which was
2 paid for the destroyed vehicle and shall be applied to the excise tax
3 due on the replacement vehicle. In no event shall the credit be
4 refunded.

5 SECTION 4. This act shall become effective July 1, 2014.

6 SECTION 5. It being immediately necessary for the preservation
7 of the public peace, health and safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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11 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
12 02/24/2014 - DO PASS, As Coauthored.

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