

1 2. Aircraft owned by dealers and in the dealer's inventory, not
2 including aircraft that are used personally or for business. In
3 order for this exemption to apply, the dealer shall be licensed in
4 accordance with Section ~~2 of this act~~ 254.1 of Title 3 of the
5 Oklahoma Statutes;

6 3. Aircraft of the federal government, any agency thereof, any
7 territory or possession, any state government, agency, or political
8 subdivision thereof;

9 4. Aircraft transferred from one corporation or limited
10 liability company to another corporation or limited liability
11 company pursuant to reorganization of the corporation or limited
12 liability company. For the purpose of this section the term
13 reorganization means a statutory merger, consolidation, or
14 acquisition;

15 5. Aircraft purchased or used by commercial airlines as defined
16 by paragraph 2 of Section 6001 of this title;

17 6. Aircraft transferred in connection with the dissolution or
18 liquidation of a corporation or limited liability company and only
19 if included in a payment in kind to the shareholders or members;

20 7. Aircraft transferred to a corporation for the purpose of
21 organizing such corporation. However, the former owners of the
22 aircraft must have control of the corporation in proportion to their
23 interest in the aircraft prior to the transfer;

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1 8. Aircraft transferred to a partnership or limited liability
2 company when the organization of the partnership or limited
3 liability company is by the former owners of the aircraft. However,
4 the former owners of the aircraft must have control of the
5 partnership in proportion to their interest in the aircraft prior to
6 the transfer;

7 9. Aircraft transferred from a partnership or limited liability
8 company to the members of the partnership or limited liability
9 company and if made in payment in kind in the dissolution of the
10 partnership;

11 10. Aircraft transferred or conveyed to a partner of a
12 partnership or shareholder or member of a limited liability company
13 or other person who after such sale owns a joint interest in the
14 aircraft and on which the sales or use tax levied pursuant to the
15 provisions of this title or the excise tax levied pursuant to the
16 provisions of Section 6002 of this title have previously been paid
17 on the aircraft;

18 11. Aircraft on which a tax levied pursuant to the provisions
19 of the laws of another state, equal to or in excess of the excise
20 tax levied by Section 6002 of this title, has been paid by the
21 person using the aircraft in this state. Aircraft on which a tax
22 levied pursuant to the laws of another state, in an amount less than
23 the excise tax levied by Section 6002 of this title, has been paid
24 by the person using the aircraft in this state shall be subject to

1 the levy of the excise tax at a rate equal to the difference between
2 the rate of tax levied by Section 6002 of this title and the rate of
3 tax levied by the other state;

4 12. Aircraft when legal ownership of such aircraft is obtained
5 by the applicant for a certificate of title by inheritance;

6 13. Aircraft when legal ownership of such aircraft is obtained
7 by the lienholder or mortgagee under or by foreclosure of a lien or
8 mortgage in the manner provided for by law;

9 14. Aircraft which is transferred between husband and wife or
10 parent and child where no valuable consideration is given;

11 15. Aircraft which is purchased by a resident of this state and
12 used exclusively in this state for agricultural spraying purposes;
13 provided, if such aircraft is sold, leased or used outside this
14 state or for a purpose other than agricultural spraying at any time
15 within three (3) years from the date of purchase, the excise tax
16 levied pursuant to the provisions of Section 6002 of this title
17 shall be due and payable. For purposes of this subsection,
18 "agricultural spraying" means the aerial application of any
19 substance sold and used for soil enrichment or soil corrective
20 purposes or for promoting the growth and productivity of plants and
21 animals;

22 16. Aircraft which have a selling price in excess of Two
23 Million Five Hundred Thousand Dollars (\$2,500,000.00) and which are
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1 transferred to a purchaser who is not a resident of this state for
2 immediate transfer out of state; ~~and~~

3 17. Aircraft which is transferred without consideration between
4 an individual and an express trust which that individual or the
5 spouse, child or parent of that individual has a right to revoke;
6 and

7 18. Aircraft which is purchased to be used exclusively for the
8 purpose of training relating to rotary-wing aircraft.

9 SECTION 2. This act shall become effective November 1, 2013.

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11 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
12 04/15/2013 - DO PASS, As Amended.

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