

**OKLAHOMA TAX COMMISSION**

FISCAL IMPACT STATEMENT AND/OR ADMINISTRATIVE IMPACT STATEMENT  
FIRST REGULAR SESSION, FIFTY-FOURTH OKLAHOMA LEGISLATURE

DATE OF IMPACT STATEMENT: March 6, 2013

BILL NUMBER: HB 1103 STATUS AND DATE OF BILL: Engrossed 3/5/13

AUTHORS: House Sears Senate Mazzei

TAX TYPE (S): Motor Vehicle SUBJECT: Administrative

PROPOSAL: Amendatory and New Law

Section 1: Proposes to create a new section of law that would authorize the Tax Commission's Motor Vehicle Division [Title Section employees] to utilize the Oklahoma Law Enforcement Telecommunications System (OLETS) in order to request vehicle titling information from other states, as well as to run stolen vehicle checks via the National Crime Information Center (NCIC) system, which is integrated with OLETS.

Section 2: Proposes to eliminate the Surviving Spouse special license plate type and combine it with the Gold Star Survivor special license plate type.

Section 3: Proposes to require proof of official affiliation by persons applying for the Civil Emergency Management license plate.

EFFECTIVE DATE: November 1, 2013

REVENUE IMPACT:

Insert dollar amount (plus or minus) of the expected change in state revenues due to this proposed legislation.

FY 14: None

FY 15: None

ADMINISTRATIVE IMPACT:

Insert the estimated cost or savings to the Tax Commission due to this proposed legislation.

FY 14: None

Mar. 6, 2013  
DATE

Rick Miller  
DIVISION DIRECTOR

hmr

3-7-2013  
DATE

Reece Womack  
REECE WOMACK, ECONOMIST

3/8/13  
DATE

[Signature]  
FOR THE COMMISSION

**Section 1:**

Proposes to create a new section of law (47 O.S. § 1105.5) that would authorize the Tax Commission's Motor Vehicle Division [Title Section employees] to continue utilizing the Oklahoma Law Enforcement Telecommunications System (OLETS) in order to request vehicle titling information from other states, as well as to run stolen vehicle checks via the National Crime Information Center (NCIC) system, which is integrated with OLETS.

Out of state titling checks are conducted to confirm the presence of any active liens, and/or the existence of special title types or brands, such as Salvage; Rebuilt; Junked; Odometer Discrepancy; etc., which must be carried forward to the Oklahoma title record. These checks are particularly important when issuing an Oklahoma title pursuant to a court order or Title 42 possessory lien proceeding, as no out of state titling documentation is ordinarily surrendered.

The stolen vehicle checks are conducted to ensure no Oklahoma certificate of title is issued to a stolen vehicle, without first notifying the filing law enforcement agency. When an NCIC hit is discovered, Commission personnel contact the filing agency to advise application for an Oklahoma certificate of title has been received and allow them 7 days to respond.

The Tax Commission currently has authorized access to the system for the above-referenced uses. The problem presently encountered occurs when OLETS access-certified OTC employees retire or leave employment and it is difficult to receive certification for new employees to perform their duties. This seems to be the result of a renewed focus on limiting access that perhaps comes from the Federal NLETS system which encompasses the various state systems. Tax Commission staff have been in contact with their counterparts at DPS and OSBI, in an effort to resolve this matter.

There is no revenue or administrative impact associated with Section 1 of this measure.

**Section 2:**

The proposed amendments to 47 O.S. § 1135.2 would eliminate the Surviving Spouse special license plate type and combine it with the Gold Star Survivor special license plate type. Presently, these two special license plates are authorized for issuance to surviving spouses of honorably discharged veterans and no significant qualifying distinctions exist. The proposed amendment will also reduce the annual registration rate for the newly designated Gold Star Survivor/Surviving Spouse.

The annual fee for these two special license plates is now \$8.00 and is in addition to all other vehicle registration fees. The proposal will limit the annual registration fee for the Gold Star Survivor/Surviving Spouse special license plate to \$8.00. The files and records of the Tax Commission's Motor Vehicle Division indicate that there are currently eight (8) Surviving Spouse special license plates issued and four (4) Gold Star Survivor special license plates issued. The proposed reduction in the cost for the combined Gold Star Survivor/Surviving Spouse special license plate will be consistent with the annual statutory fees presently charged for the Killed in Action and the Gold Star Parent special license plates.

The estimated revenue impact for the proposed amendments to 47 O.S. § 1135.2 would be negligible. There is no administrative impact associated with Section 2 of the measure.

**Section 3:**

The proposed amendment to 47 O.S. §1135.3 would require persons applying for Civil Emergency Management License Plates to show proof of official affiliation by presenting a nonexpired proof of employment, affiliation or retirement in the form of an identification card or letter on official letterhead from a Municipal, County or State Emergency Management Department Head.

The annual fee for this special license plate is \$15.00 and is in addition to all other annual vehicle registration fees. The fee is apportioned as follows: \$8.00 of the special license plate fee is deposited in the Oklahoma Tax Commission Reimbursement Fund and the remaining \$7.00 is apportioned as provided in Section 1104 of Title 47.

The estimated revenue impact for the proposed amendment to 47 O.S. §1135.3 would be negligible. There is no administrative impact associated with Section 3 of the measure.