

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1053

By: Newberry

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6 AS INTRODUCED

7 An Act relating to motor vehicle excise tax; amending
8 68 O.S. 2011, Section 2104, which relates to the
9 value of a motor vehicle; modifying application of
specified range to vehicle value for purposes of
levying tax; and providing an effective date.

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

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

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

22 B. The value of any vehicle, for purposes of the excise tax
23 levied by Section 2103 of this title, shall be the actual sales
24 price of such a vehicle before any discounts or credits are given

1 for a trade-in. However, for any sale or transfer of ownership
2 between persons who are not licensed to sell new or used motor
3 vehicles in this state, the value of the vehicle prior to the
4 subtraction of such discounts or credits for a trade-in shall be
5 required to be within twenty percent (20%) of the average retail
6 price value of such vehicle as listed in the automotive reference
7 material prescribed by the Oklahoma Tax Commission. The actual
8 sales price of the vehicle, which total shall be the basis of the
9 motor vehicle excise tax, as well as the number of tires on the
10 vehicle and the tire rim diameters, shall be entered on the bill of
11 sale furnished by the seller to the purchaser, or on such other form
12 as may be prescribed by the Tax Commission.

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

19 SECTION 2. This act shall become effective November 1, 2016.
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