

OKLAHOMA HOUSE OF REPRESENTATIVES
COMMITTEE REPORT

5/12/2016 4:40:07 PM

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

HB3208

By: Sears et al of the House
Jolley et al of the Senate

Title: Motor vehicles; license plate reissuance; registration fees;
apportionment of certain funds; effective date; emergency.

Coauthored By:

Recommendation: **DO PASS AS AMENDED BY CS**

Amendments:

1. Committee Substitute Attached



Chr.
Representative Earl Sears

YEAS: 17

Bennett, Casey, Cox, Johnson, Martin, McCall, McCullough, McDaniel (R), Nelson, Ortega, Osborn,
Ownbey, Peterson, Russ, Sanders, Sears, Wright

NAYS: 4

McDaniel (J), Morrissette, Rousselot, Sherrer

CONSTITUTIONAL PRIVILEGE: 0

OKLAHOMA STATE SENATE
JOINT
COMMITTEE REPORT

May 12, 2016

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

HB 3208

By: Sears of the House and Jolley and Treat of the Senate

Title: Motor vehicles; license plate reissuance; registration fees; apportionment of certain funds; effective date; emergency.

Recommendation: **DO PASS AS AMENDED**

Aye: Allen, Barrington, Bice, Boggs, Brooks, Brown, Crain, David, Fields, Ford, Fry, Halligan, Justice, Newberry, Quinn, Sharp, Stanislawski, Thompson, Yen, Treat, Jolley

Nay: Bass, Brecheen, Dahm, Dossett, Floyd, Holt, Loveless, Matthews, Pittman, Silk, Smalley, Sparks, Sykes, Wyrick

Pass:

Senator Clark Jolley, Chair

Committee Substitute, motion by Senator JOLLEY - Adopted (Request No: 9964)

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 3208

By: Sears and Casey of the
House

6 and

7 Jolley and Treat of the
8 Senate

9
10 COMMITTEE SUBSTITUTE

11 Act relating to motor vehicles; amending 47 O.S.
12 2011, Section 1113.2, which relates to the reissue of
13 official vehicle license plates; clarifying
14 references; authorizing additional registration fee;
15 establishing fee amount; limiting time period when
16 fee is applicable; requiring deposit of monies to
17 certain funds; apportioning certain amounts to
18 certain revolving fund; providing for a reissuance of
19 vehicle license plates; eliminating option for
20 certain alternative method of license plate inventory
21 management; establishing types of license plates
22 subject to reissuance; establishing deadline for
23 certain fee; creating the State Public Safety Fund;
24 limiting fund to appropriation for certain purposes;
providing for codification; providing an effective
date; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 1113.2, is
amended to read as follows:

1 Section 1113.2 A. 1. The ~~Administrator~~ Executive Director of
2 the Oklahoma Tax Commission shall initiate the reissue of the
3 official vehicle license plates ~~which currently bear the legend~~
4 ~~"Oklahoma Native America" and, unless otherwise provided, all~~
5 ~~previous license plate designs~~ and substitute therefor a new license
6 plate designed by the Oklahoma Tourism and Recreation Department
7 with the approval of the Department of Public Safety ~~in accordance~~
8 ~~with the report of the Oklahoma License Plate Design Task Force~~
9 ~~created in Section 1113.3 of Title 47 of the Oklahoma Statutes.~~

10 2. a. In addition to all other vehicle registration fees
11 specified by law, beginning July 1, 2016, through June
12 30, 2017, there is levied and there shall be paid to
13 the Oklahoma Tax Commission a fee of Five Dollars
14 (\$5.00) upon every vehicle to be registered.

15 b. Eighty percent (80%) of all monies collected under the
16 provisions of this paragraph shall be deposited by the
17 Oklahoma Tax Commission in the State Treasury to the
18 credit of the State Public Safety Fund created in
19 Section 2 of this act.

20 c. Twenty percent (20%) of all monies collected under the
21 provisions of this paragraph shall be deposited by the
22 Oklahoma Tax Commission to the credit of the Oklahoma
23 Tax Commission Revolving Fund.

1 B. In addition to the monies apportioned by Section 1104 of
2 ~~Title 47 of the Oklahoma Statutes~~ this title, the following amounts
3 of monies shall be placed to the credit of the Oklahoma Tax
4 Commission Revolving Fund for the purpose of conducting a new
5 general issue of license plates commencing January 1, ~~2009~~ 2017:

6 1. For the fiscal year beginning July 1, ~~2008~~ 2016, and ending
7 June 30, ~~2009~~ 2017, the first ~~Three Million Dollars (\$3,000,000.00)~~
8 One Million Eight Hundred Thousand Dollars (\$1,800,000.00) collected
9 or received by the Tax Commission pursuant to the registration of
10 vehicles as provided by the Oklahoma Vehicle License and
11 Registration Act; and

12 2. For the fiscal year beginning July 1, ~~2009~~ 2017, and ending
13 June 30, ~~2010~~ 2018, the first ~~Three Million Dollars (\$3,000,000.00)~~
14 Two Million Dollars (\$2,000,000.00) collected or received by the Tax
15 Commission pursuant to the registration of vehicles as provided by
16 the Oklahoma Vehicle License and Registration Act.

17 C. Subject to the Oklahoma Tax Commission Revolving Fund
18 receiving credit for the funds referenced in subsection B of this
19 section, the ~~Administrator~~ Executive Director shall devise a
20 numbering system suitable for a new general issue of license plates
21 commencing January 1, ~~2009~~ 2017. Unless otherwise provided by the
22 Oklahoma Vehicle License and Registration Act, new license plates
23 will be issued to all registrants applying for an original or
24 renewal registration on or after January 1, ~~2009~~ 2017, and will

1 continue until all previously issued license plates have been
2 replaced. Upon receipt of the new general issue license plate,
3 registrants shall replace any previously issued Oklahoma general
4 issue license plate currently displayed on their vehicle.

5 D. The Tax Commission shall have the authority to promulgate
6 any rules necessary to implement such a new general issue. ~~In~~
7 ~~conjunction with a new general issue of license plates, the Oklahoma~~
8 ~~Tax Commission and the Oklahoma Correctional Industries may utilize~~
9 ~~an alternative method of license plate inventory management.~~

10 E. Except for vehicles registered ~~with a permanent nonexpiring~~
11 ~~license plate pursuant to Sections 1113 and 1133 of Title 47 of the~~
12 ~~Oklahoma Statutes, vehicles registered pursuant to the provisions of~~
13 ~~Section 1120 of Title 47 of the Oklahoma Statutes, this title and~~
14 ~~certain official special license plates and license plates issued~~
15 ~~for motorcycles and mopeds, the new license plate design provided~~
16 ~~for in subsection A of this section shall be a part of all license~~
17 ~~plates issued on or after January 1, 2009 2017. The Oklahoma Tax~~
18 ~~Commission may establish procedures for the purpose of allowing~~
19 ~~current registrants to reserve their present general issue or~~
20 ~~personalized license plate numbers for a fee of Fifteen Dollars~~
21 ~~(\$15.00), provided payment of the fees ~~are~~ is received by the Tax~~
22 ~~Commission on or before November 1, 2008 2016. The fees shall be~~
23 ~~deposited into the Oklahoma Tax Commission Reimbursement Fund for~~
24 ~~the purpose of conducting the new general issue of license plates.~~

1 F. The license plates shall be issued with identification
2 numbers and letters in a color that provides a distinct contrast
3 with a light-colored background in the plate identification area.
4 All license plates and decals shall be made with reflectorized
5 material as a background to the letters, numbers and characters
6 displayed thereon. The reflectorized material shall be of such a
7 nature as to provide effective and dependable brightness during the
8 service period for which the license plate or decal is issued.

9 G. In furtherance of the public safety of Oklahoma drivers, the
10 Department of Public Safety may request that the Oklahoma Tax
11 Commission initiate subsequent reissues of the official vehicle
12 license plate. Provided however, such request shall not occur more
13 frequently than five (5) years following the most recent reissue.
14 Upon such request and subject to the Tax Commission receiving the
15 necessary funds the Tax Commission shall initiate the reissue.

16 SECTION 2. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 2-147 of Title 47, unless there
18 is created a duplication in numbering, reads as follows:

19 A. There is hereby created in the State Treasury a fund to be
20 designated as the "State Public Safety Fund". The fund shall be
21 subject to legislative appropriation and shall consist of revenues
22 deposited to such fund by Section 1113.2 of Title 47 of the Oklahoma
23 Statutes and of such other revenues as may be provided by law.

24

1 B. The State Public Safety Fund shall be utilized by the
2 Legislature through appropriations to support public safety in
3 Oklahoma.

4 SECTION 3. This act shall become effective July 1, 2016.

5 SECTION 4. It being immediately necessary for the preservation
6 of the public peace, health and safety, an emergency is hereby
7 declared to exist, by reason whereof this act shall take effect and
8 be in full force from and after its passage and approval.

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10 55-2-9964 JM 05/11/16

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