

BILL SUMMARY
1st Session of the 55th Legislature

Bill No.:	HB1904
Version:	INT
Request Number:	6159
Author:	Rep. Johnson
Date:	2/9/2015
Impact:	\$0

Research Analysis

HB 1904 provides that no additional name is to be added to a title nor shall a title be reissued which includes additional names unless the owner of the vehicle notifies the issuer of the vehicle's insurance policy and any lien holder against the motor vehicle.

Prepared By: Brad Wolgamott

Fiscal Analysis

According to officials with the Oklahoma Tax Commission,

The measure proposes to modify the circumstances upon which an additional name may be added to a vehicle title providing that no title shall be reissued which includes additional names unless the vehicle owner notifies the issuer of the motor vehicle's compulsory insurance policy and any holder of a lien or encumbrance against the motor vehicle. Under the measure, the owner is required to file with the Tax Commission ("OTC") or motor license agent ("MLA") an affidavit which states current name and address of the vehicle's insurer and lienholder and that all required notifications have been made. The form of the affidavit is to be prescribed by the OTC and contain any additional information deemed necessary by the Commission. A copy of the affidavit is required to be mailed by the OTC or MLA to all addresses listed in the affidavit upon payment of a two dollar (\$2.00) fee for each required mailing.

No revenue impact to motor vehicle collections is estimated to occur as a result of this measure.

Prepared By: Joshua Maxey

Other Considerations

Certain issues regarding administrative implementation of the measure by the OTC are listed below:

- What, if any, are the responsibilities of the OTC or MLA to verify the information submitted in the affidavit? If verification is required and the information does not match OTC records is the updated title to be issued?
- What, if any, are the MLA or OTC obligations should the owner submit an affidavit and later the OTC or MLA are made aware that the owner did not notify the designated parties?
- Are the titling agents to aid the owner in providing address, lienholder, and insurance information for the affidavit? If yes, insurance information is confidential and therefore not releasable.
- If after mailing, the affidavit is returned by the postal service for insufficient address are the MLA or OTC required to research for updated information and again attempt mailing?

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