

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1449

By: Roberts (Dustin) of the
House

and

Bice of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to motor vehicle registrations;
creating the Motor Fuels Tax Fee; establishing fee as
a registration fee for certain types of vehicles;
providing fee amount; clarifying circumstances and
manner in which fee shall be paid; making fee a
prerequisite to licensing and registration;
apportioning fee revenue; defining terms; amending 69
O.S. 2011, Section 1501, which relates to the State
Highway Construction and Maintenance Fund; allowing
fund to receive certain apportionment; authorizing
certain expenditures; providing for codification; and
providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 1132.7 of Title 47, unless there
is created a duplication in numbering, reads as follows:

A. In addition to other vehicle registration fees specified by
law, for the year beginning January 1, 2018, and for each year

thereafter, there is hereby levied and there shall be paid to the Oklahoma Tax Commission a Motor Fuels Tax Fee of:

1. One Hundred Dollars (\$100.00) upon every electric-drive motor vehicle to be registered; and

2. Thirty Dollars (\$30.00) upon every hybrid-drive motor vehicle to be registered.

The fee shall accrue and shall be collectible upon each electric-drive motor vehicle and hybrid-drive motor vehicle under the same circumstances and shall be payable in the same manner and times as apply to vehicle registrations under the provisions of the Oklahoma Vehicle License and Registration Act; provided, the fee shall be paid in full for the then current year at the time any electric-drive motor vehicle or hybrid-drive motor vehicle is first registered in a calendar year.

B. The collection and payment of the fee specified in this section shall be a prerequisite to licensing or registration of any electric-drive motor vehicle or hybrid-drive motor vehicle.

C. Revenue from the fee provided for in subsection A of this section shall be deposited in the State Treasury to the credit of the State Highway Construction and Maintenance Fund created in Section 1501 of Title 69 of the Oklahoma Statutes.

D. For purposes of this section:

1. "Electric-drive motor vehicle" means a vehicle subject to a registration fee as provided for in subsection A of Section 1132 of

1 Title 47 of the Oklahoma Statutes that is propelled solely by
2 electrical energy and is not capable of using gasoline, diesel or
3 any other fuel for propulsion; and

4 2. "Hybrid-drive motor vehicle" means a vehicle subject to a
5 registration fee as provided for in subsection A of Section 1132 of
6 Title 47 of the Oklahoma Statutes that is capable of being propelled
7 at least in part by electrical energy through the use of a battery
8 storage system of at least four (4) kilowatt-hours, is capable of
9 being recharged from an external source of electricity and is also
10 capable of using gasoline, diesel fuel or alternative fuel to propel
11 the vehicle.

12 SECTION 2. AMENDATORY 69 O.S. 2011, Section 1501, is
13 amended to read as follows:

14 Section 1501. (a) All monies received by taxation or otherwise
15 for use on the state highways of this state shall, unless otherwise
16 provided by law, be placed in the State Treasury in a fund to be
17 known as the State Highway Construction and Maintenance Fund. The
18 fund shall also consist of revenues specifically apportioned to such
19 fund by provisions of the Oklahoma Statutes.

20 (b) All monies remaining in the State Highway Construction and
21 Maintenance Fund created by 69 O.S.1961, Section 44(d), when this
22 Code becomes effective, and all other assets thereof, and all taxes,
23 revenue and other funds payable to or required to be deposited in
24 such Fund under the provisions of other laws when this Code becomes

1 effective, shall be transferred to, be deposited in and be a part of
2 the State Highway Construction and Maintenance Fund created by this
3 section; and the latter fund shall be liable for the payment of all
4 outstanding obligations existing against the former fund.

5 (c) Of the monies deposited in the State Highway Construction
6 and Maintenance Fund pursuant to the apportionment of Motor Fuels
7 Tax Fees provided in Section 1 of this act, the lesser of Ten
8 Thousand Dollars (\$10,000.00) and one and one-half percent (1 1/2%)
9 of such monies may be used for the development and maintenance of
10 alternative fuel corridors as defined by the Federal Highway
11 Administration.

12 SECTION 3. This act shall become effective November 1, 2017.

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