

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1515

By: Cockroft

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S. 2011, Sections 1131 and 1132, as amended by Section 2, Chapter 337, O.S.L. 2012 (47 O.S. Supp. 2014, Section 1132), which relate to vehicle registration renewal; adjusting notice requirement; authorizing multiyear renewals; specifying fee structure for multiyear renewals; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 1131, is amended to read as follows:

Section 1131. The Oklahoma Tax Commission shall ~~annually~~ notify all persons within the state who have a previous registration on record of the period for registration renewal. The Tax Commission shall send the notifications to the electronic mail address provided by the person. If a person does not provide an electronic mail address then the Tax Commission shall notify the person through the mail. The notifications shall contain all necessary information for such registration and licensing including a breakdown of all charges to be paid by the owner and shall contain instructions as to the

1 procedure for renewal upon presentation to a motor license agent or
2 by return mail to the Commission's state office. The content and
3 form of the notice shall be determined by the Commission. Use of a
4 postcard or electronic mail type renewal notice is specifically
5 permitted. The Commission shall provide information on its public
6 website instructing persons on the procedure for obtaining ~~an annual~~
7 a notification via electronic mail, outlining all charges and fees
8 associated with the registration of a vehicle, as well as an
9 explanation of the apportionment of vehicle fees and penalties. The
10 cost of mailing shall be One Dollar (\$1.00) for license plates and
11 fifty cents (\$0.50) for decals, titles or other forms or devices
12 provided in this act. Provided, that the Commission may adjust any
13 mailing costs as deemed appropriate to allow for increased or
14 additional fees charged by the United States Postal Service.

15 Failure by any applicant to receive notification of renewal as
16 provided by this act shall not excuse the applicant from properly
17 obtaining any registration or license at the proper time by
18 presenting proof of ownership to the Commission's state office or to
19 a motor license agent.

20 SECTION 2. AMENDATORY 47 O.S. 2011, Section 1132, as
21 amended by Section 2, Chapter 337, O.S.L. 2012 (47 O.S. Supp. 2016,
22 Section 1132), is amended to read as follows:

23 Section 1132. A. For all vehicles, unless otherwise
24 specifically provided by the Oklahoma Vehicle License and

Registration Act, a registration fee shall be assessed at the time of initial registration by the owner and annually thereafter or as provided in subsection G of this section, for the use of the avenues of public access within this state in the following amounts:

1. For the first through the fourth year of registration in this state or any other state, Eighty-five Dollars (\$85.00);

2. For the fifth through the eighth year of registration in this state or any other state, Seventy-five Dollars (\$75.00);

3. For the ninth through the twelfth year of registration in this state or any other state, Fifty-five Dollars (\$55.00);

4. For the thirteenth through the sixteenth year of registration in this state or any other state, Thirty-five Dollars (\$35.00); and

5. For the seventeenth and any following year of registration in this state or any other state, Fifteen Dollars (\$15.00).

The registration fee provided for in this subsection shall be in lieu of all other taxes, general or local, unless otherwise specifically provided.

B. For all-terrain vehicles and motorcycles used exclusively for use off roads or highways purchased on or after July 1, 2005, and for all-terrain vehicles and motorcycles used exclusively for use off roads or highways purchased prior to July 1, 2005, which the owner chooses to register pursuant to the provisions of Section 1115.3 of this title, an initial and nonrecurring registration fee

1 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
2 registration by the owner. Nine Dollars (\$9.00) of the registration
3 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
4 Fund. Two Dollars (\$2.00) of the registration fee shall be retained
5 by the motor license agent. The fees required by subsection A of
6 this section shall not be required for all-terrain vehicles or
7 motorcycles used exclusively off roads and highways.

8 C. For utility vehicles used exclusively for use off roads or
9 highways purchased on or after July 1, 2008, and for utility
10 vehicles used exclusively for use off roads or highways purchased
11 prior to July 1, 2008, which the owner chooses to register pursuant
12 to the provisions of Section 1115.3 of this title, an initial and
13 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
14 assessed at the time of initial registration by the owner. Nine
15 Dollars (\$9.00) of the registration fee shall be deposited in the
16 Oklahoma Tax Commission Reimbursement Fund. Two Dollars (\$2.00) of
17 the registration fee shall be retained by the motor license agent.
18 The fees required by subsection A of this section shall not be
19 required for utility vehicles used exclusively off roads and
20 highways.

21 D. There shall be a credit allowed with respect to the fee for
22 registration of a new vehicle which is a replacement for:

23 1. A new original vehicle which is stolen from the
24 purchaser/registrant within ninety (90) days of the date of purchase

1 of the original vehicle as certified by a police report or other
2 documentation as required by the Oklahoma Tax Commission; or

3 2. A defective new original vehicle returned by the
4 purchaser/registrant to the seller within six (6) months of the date
5 of purchase of the defective new original vehicle as certified by
6 the manufacturer.

7 The credit shall be in the amount of the fee for registration
8 which was paid for the new original vehicle and shall be applied to
9 the registration fee for the replacement vehicle. In no event will
10 the credit be refunded.

11 E. Upon every transfer or change of ownership of a vehicle, the
12 new owner shall obtain title for and, except in the case of salvage
13 vehicles and manufactured homes, register the vehicle within thirty
14 (30) days of change of ownership and pay a transfer fee of Fifteen
15 Dollars (\$15.00) in addition to any other fees provided for in this
16 act. No new decal shall be issued to the registrant. Thereafter,
17 the owner shall register the vehicle annually on the anniversary
18 date of its initial registration in this state and shall pay the
19 fees provided in subsection A of this section and receive a decal
20 evidencing such payment. Provided, used motor vehicle dealers shall
21 be exempt from the provisions of this section.

22 F. In the event a new or used vehicle is not registered, titled
23 and tagged within thirty (30) days from the date of transfer of
24 ownership, the penalty for the failure of the owner of the vehicle

1 to register the vehicle within thirty (30) days shall be One Dollar
2 (\$1.00) per day, provided that in no event shall the penalty exceed
3 One Hundred Dollars (\$100.00). No penalty shall be waived by the
4 Oklahoma Tax Commission or any motor license agent except as
5 provided in subsection C of Section 1127 of this title. Of each
6 dollar penalty collected pursuant to this subsection:

7 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
8 Section 1104 of this title;

9 2. Twenty-one cents (\$0.21) shall be retained by the motor
10 license agent; and

11 3. Fifty-eight cents (\$0.58) shall be deposited in the General
12 Revenue Fund.

13 G. The owner of a vehicle which is required to be registered by
14 the provisions of subsection B of Section 1115 of this title may at
15 the owner's discretion renew the vehicle registration annually or
16 have the vehicle registration renewed:

17 1. For a period of two (2) years. The fee assessed for the
18 two-year registration renewal shall be equivalent to the estimated
19 total of fees that would otherwise be assessed under the Oklahoma
20 Vehicle License and Registration Act, if the owner had elected to
21 renew the registration on an annual basis during the two-year
22 period;

23 2. For a period of three (3) years. The fee assessed for the
24 three-year registration renewal shall be equivalent to the estimated

1 total of fees that would otherwise be assessed under the Oklahoma
2 Vehicle License and Registration Act, if the owner had elected to
3 renew the registration on an annual basis during the three-year
4 period; or

5 3. For a period of five (5) years. The fee assessed for the
6 five-year registration renewal shall be equivalent to the estimated
7 total of fees that would otherwise be assessed under the Oklahoma
8 Vehicle License and Registration Act, if the owner had elected to
9 renew the registration on an annual basis during the five-year
10 period.

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

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13 56-1-6129 JM 12/19/16
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