

# OKLAHOMA TAX COMMISSION

## FISCAL IMPACT STATEMENT AND/OR ADMINISTRATIVE IMPACT STATEMENT SECOND REGULAR SESSION, FIFTY-SIXTH OKLAHOMA LEGISLATURE

DATE OF IMPACT STATEMENT: April 10, 2018

BILL NUMBER: HB 3278 STATUS AND DATE OF BILL: Engrossed 03/13/2018

AUTHORS: House Kannady Senate Treat

TAX TYPE (S): Motor Vehicle SUBJECT: Administrative

PROPOSAL: Amendatory

The measure proposes to amend 47 O.S. § 1140 by removing the prohibition against a location of a motor license agency being owned by a member of the Oklahoma Legislature or person related to a member of the Oklahoma Legislature within the third degree by consanguinity or affinity. It instead adds a prohibition against the location of a motor license agency from being owned by an employee of the Oklahoma Tax Commission, a Tax Commissioner or any person related to the Commissioner or employee of the Tax Commission within the third degree by consanguinity or affinity. It also provides that under circumstances where a person is making application to assume the location of an existing or operating agency, the current agent may submit a letter of resignation contingent upon the appointment of the applicant regardless of the population of the municipality in which the agency is located. Also, current statutory language mandates that the Tax Commission take the necessary steps to make a determination whether a person and proposed location meet the statutory requirements for purposes of the agent's appointment and if so must appoint that person to serve as a motor license agent. Under the amendment, the Tax Commission would be authorized to make such a determination and the appointment of the agent would be within the Commission's discretion. Additionally, the measure adds a condition that an applicant, to be appointed as a motor license agent, must attest under oath that they are not related to any member the Tax Commission. Attestations of applicants regarding a familial relationship with a member of the Legislature would no longer be required for purposes of motor license agent appointment.

EFFECTIVE DATE: November 1, 2018

### REVENUE IMPACT:

Insert dollar amount (plus or minus) of the expected change in state revenues due to this proposed legislation.

FY 19: None

FY 20: None

### ADMINISTRATIVE IMPACT:

Insert the estimated cost or savings to the Tax Commission due to this proposed legislation.

FY 19: None

Apr. 10, 2018  
DATE

Rick Miller  
DIVISION DIRECTOR

bjs

4-10-18  
DATE

Beece Womack  
BEECE WOMACK, ECONOMIST

4-11-18  
DATE

Jimmy White  
FOR THE COMMISSION