

BILL SUMMARY
1st Session of the 57th Legislature

Bill No.:	SB 516
Version:	ENGR
Request Number:	NA
Author:	Rep. Fetgatter
Date:	4/22/2019
Impact:	Tax Commission: No Impact

Research Analysis

SB 516 modifies the definition of “vehicle” as used in the Oklahoma Vehicle License and Registration Act to mean a vehicle manufactured within the last 10 model years. The measure also repeals the requirement for the Oklahoma Tax Commission to provide information to the Oklahoma Motor Vehicle Commission, Oklahoma Used Motor Vehicle and Parts Commission, and every person and business licensed by the Oklahoma Motor Vehicle Commission or Oklahoma Used Motor Vehicle and Parts Commission related to state laws and rules and regulations concerning motor vehicle titles and motor vehicle inspections.

Prepared By: Brad Wolgamott

Fiscal Analysis

Analysis provided by the Tax Commission:

Section one of the measure proposes amendment to 47 O.S. §1111(5) to correct the reference to the wrong paragraph in 47 O.S. §1102 defining “vehicle”. Title 47 O.S. §1111 establishes the requirement to notify the Tax Commission when a claimant retains the salvage of their vehicle. Currently, §1111(5) refers to vehicle as defined in “paragraph 29 of section 1102 of Title 47”. However, paragraph 29 refers to “Recreational vehicle” and paragraph 40 of section 1102 refers to the definition of “vehicle”. Also the definition of vehicle in Section 1111(5) is amended to change the number of model years from 7 to 10 consistent with the 10 model year component of the salvage vehicle definition in Section 1105 of Title 47¹.

Section 2 of the measure proposes repeal of 47 O.S. §1105.4 which requires OTC to provide informational publications to the Oklahoma Motor Vehicle Commission, Oklahoma Used Motor Vehicle and Parts Commission, and every person and business licensed by these Commissions concerning any amendment, repeal or addition to the Oklahoma Statutes or OTC rules and regulations relating to motor vehicle titles or inspections within 45 days of effective date of any such change to statute or rule. Within the same timeframe the referenced information is also to be provided to financial institutions. Also, requires the OTC to publish every two years and make available upon request a booklet concerning state laws and rules and regulations related to motor vehicle titles and motor vehicle inspections.

Presently, the information required by Section 1105.5 of Title 47 is readily available and easily accessible by the named parties and others from the Tax Commission's website. The applicable statutes and administrative rules are regularly monitored for accuracy and any necessary changes or revisions are made in a timely fashion. Consequently, the requirement to produce the described informational publications and provide them to the named groups is outdated as the need for these activities no longer exists.

There is no estimated impact to state revenues or additional costs or saving to the Tax Commission due to this proposed legislation.

¹ "Salvage vehicle" means any vehicle which is within the last ten (10) model years and which has been damaged by collision or other occurrence to the extent that the cost of repairing the vehicle for safe operation on the highway exceeds sixty percent (60%) of its fair market value, as defined by Section 1111 of this title, immediately prior to the damage. For purposes of this section, actual repair costs shall only include labor and parts for actual damage to the suspension, motor, transmission, frame or unibody and designated structural components. 47 O.S. § 1105(A)(1).

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Other Considerations

None.