

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 HOUSE BILL 3021

By: Lepak

6 AS INTRODUCED

7 An Act relating to motor vehicles; amending Section
8 2, Chapter 208, O.S.L. 2018 (47 O.S. Supp. 2019,
9 Section 1112.2), which relates to transferability of
10 license plates; modifying time period for which
11 vehicle can be operated without license plate;
12 providing an effective date; and declaring an
13 emergency.

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

15 SECTION 1. AMENDATORY Section 2, Chapter 208, O.S.L.
16 2018 (47 O.S. Supp. 2019, Section 1112.2), is amended to read as
17 follows:

18 Section 1112.2 A. Effective July 1, 2019, the registration
19 license plate and certificate of registration shall be issued to,
20 and remain in the name of, the owner of the vehicle registered and
21 the license plates shall not be transferable between motor vehicle
22 owners. When a vehicle is sold or transferred in the state, the
23 following registration procedures shall apply:

24 1. When a current and valid Oklahoma motor vehicle license
plate has been obtained for use on a motor vehicle and the vehicle

1 has been sold or otherwise transferred to a new owner, the license
2 plate shall be removed from the vehicle and retained by the original
3 plate owner.

4 2. In the event an owner purchases, trades, exchanges, or
5 otherwise acquires another vehicle of the same license registration
6 classification, the Oklahoma Tax Commission shall authorize the
7 transfer of the current and valid license plate previously obtained
8 by the owner to the replacement vehicle for the remainder of the
9 current registration period. In the event the owner acquires a
10 vehicle requiring payment of additional registration fees, the owner
11 shall request a transfer of the license plate to the newly acquired
12 vehicle and pay the difference in registration fees. The fee shall
13 be calculated on a monthly prorated basis. The owner shall not be
14 entitled to a refund:

15 a. when the registration fee for the vehicle to which the
16 plate(s) is to be assigned is less than the
17 registration fee for that vehicle to which the license
18 plate(s) was last assigned, or

19 b. if the owner does not have or does not acquire another
20 vehicle to which the license plate may be transferred.

21 3. In the event the owner of a license plate purchases, trades,
22 exchanges or otherwise acquires a vehicle for which a license plate
23 has been issued during the current registration period, and the
24 license plate has not been removed by the previous owner in

1 accordance with this section, the new owner of the vehicle shall
2 remove and return the license plate to the Tax Commission or a motor
3 license agent. However, if the license plate has expired, the new
4 owner shall not be required to surrender the license plate.

5 4. If a person purchases a motor vehicle from which the number
6 plates have been removed pursuant to this section, the person may
7 operate the motor vehicle for ~~five (5)~~ twenty-one (21) days from the
8 date of purchase without number plates if a dated notarized bill of
9 sale is carried in the motor vehicle.

10 B. 1. The new owner of a motor vehicle shall, within thirty
11 (30) calendar days from the date of vehicle purchase or acquisition,
12 make application to record the registration of the vehicle by the
13 transfer to, or purchase of, a license plate for the newly acquired
14 vehicle with the Tax Commission or motor license agent and shall pay
15 all taxes and fees provided by law.

16 2. Any person failing to register a motor vehicle by timely
17 transferring the license plate as provided by this section shall pay
18 the penalty levied in Section 1132 of ~~Title 47 of the Oklahoma~~
19 ~~Statutes~~ this title.

20 C. A surviving spouse, desiring to operate a vehicle devolving
21 from a deceased spouse, shall present an application for certificate
22 of title to the Tax Commission or motor license agent in his or her
23 name within thirty (30) days of obtaining ownership. The Tax
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1 Commission or motor license agent shall then transfer the license
2 plate to the surviving spouse.

3 D. The Oklahoma Tax Commission shall be authorized to
4 promulgate such rules as may be required to implement the license
5 plate transfers authorized by this section; including, but not
6 limited to, such rules as may be required for a system under which
7 the license plate is registered to an individual and not a vehicle
8 for all license plates issued on or after July 1, 2019.

9 SECTION 2. This act shall become effective July 1, 2020.

10 SECTION 3. It being immediately necessary for the preservation
11 of the public peace, health or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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