

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 298

By: Dugger of the Senate

and

McDugle of the House

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9 COMMITTEE SUBSTITUTE

10 An Act relating to the Motor Fuel Tax Code; amending
11 68 O.S. 2011, Section 500.22, as amended by Section
12 1, Chapter 237, O.S.L. 2017 (68 O.S. Supp. 2020,
13 Section 500.22), which relates to precollection and
14 remittance by suppliers and bonded importers;
extending date of prior remittance percentage basis
increase; and providing an effective date.

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

16 SECTION 1. AMENDATORY 68 O.S. 2011, Section 500.22, as
17 amended by Section 1, Chapter 237, O.S.L. 2017 (68 O.S. Supp. 2020,
18 Section 500.22), is amended to read as follows:

19 Section 500.22. Each supplier and bonded importer who sells
20 motor fuel shall precollect and remit on behalf of and from the
21 purchaser the motor fuel tax imposed under Section 500.4 of this
22 title. At the election of an eligible purchaser, which notice shall
23 be evidenced by a written statement from the Commission as to the
24 purchaser eligibility status as determined under Section 500.23 of

1 this title, the seller shall not require a payment of motor fuel tax
2 on transport truck loads from the purchaser sooner than two (2)
3 business days prior to the date on which the tax is required to be
4 remitted by the supplier or bonded importer under Section 500.20 of
5 this title. This election shall be subject to a condition that the
6 remittances by the eligible purchaser of all amounts of tax due the
7 seller shall be paid on the basis of:

8 1. Ninety-eight and four-tenths percent (98.4%) for gasoline
9 until July 1, ~~2022~~ 2024; thereafter remittance shall be paid on the
10 basis of one hundred percent (100%); and

11 2. Ninety-eight and one-tenth percent (98.1%) for diesel fuel
12 until July 1, ~~2022~~ 2024; thereafter remittance shall be paid on the
13 basis of one hundred percent (100%),
14 which shall be paid by electronic funds transfer on or before the
15 second preceding day prior to the date of the remittance by the
16 supplier to the Commission, and the election by the eligible
17 purchaser under this section may be terminated by the seller if the
18 eligible purchaser does not make timely payments to the seller as
19 required by this section.

20 SECTION 2. This act shall become effective November 1, 2021.
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