

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 58th Legislature (2021)

4   COMMITTEE SUBSTITUTE  
5   FOR  
6   HOUSE BILL NO. 2382

By: Sterling and **Boles** of the  
House

and

**Weaver** of the Senate

11                                   COMMITTEE SUBSTITUTE

12           An Act relating to motor vehicles; defining term;  
13           requiring certain registration; stating certain  
14           license requirements; amending 47 O.S. 2011, Section  
15           11-1116, as last amended by Section 2, Chapter 315,  
16           O.S.L. 2019 (47 O.S. Supp. 2020, Section 11-1116),  
17           which relates to self-propelled or motor-driven  
18           vehicles; making certain exception for street-legal  
19           utility vehicles; amending 47 O.S. 2011, Section  
20           1102, as last amended by Section 1, Chapter 57,  
21           O.S.L. 2016 (47 O.S. Supp. 2020, Section 1102), which  
22           relates to definitions; defining term; amending 47  
23           O.S. 2011, Section 1113, as last amended by Section  
24           4, Chapter 208, O.S.L. 2018 (47 O.S. Supp. 2020,  
              Section 1113), which relates to issuance of  
              certificate of registration, license plates and  
              decals; providing for the issuance of license plates,  
              decals and registration for certain vehicles;  
              requiring the design and issuance of certain  
              temporary tag; specifying certain tag details and  
              requirements; requiring proof of insurance;  
              authorizing promulgation of certain rules and  
              procedures; amending 47 O.S. 2011, Section 1115.3,  
              which relates to registration of all-terrain and  
              utility vehicles; requiring certain vehicles receive  
              certificate of registration, license plate and yearly

1 issued decal before certain operation; providing for  
2 codification; and declaring an emergency.

3  
4 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

5 SECTION 1. NEW LAW A new section of law to be codified  
6 in the Oklahoma Statutes as Section 1-171.1 of Title 47, unless  
7 there is created a duplication in numbering, reads as follows:

8 A. A "street-legal utility vehicle" is any motor vehicle  
9 having:

10 1. A bench seat or side-by-side seat for the use of each rider;

11 2. Four wheels in contact with the ground, but excluding a  
12 tractor;

13 3. A combustion engine with a piston or rotor displacement of  
14 four hundred cubic centimeters (400 cc) or greater and capable of  
15 maintaining speeds of forty-five (45) miles per hour or greater;

16 4. For each occupant, safety belts or safety shoulder harnesses  
17 which shall be of a type and shall be installed pursuant to 49  
18 C.F.R., Section 571.208 et seq.; and

19 5. All equipment required by the provisions of Sections 12-201  
20 through 12-232 of Title 47 of the Oklahoma Statutes, with respect to  
21 equipment on vehicles.

22 B. A street-legal utility vehicle operated on the streets and  
23 highways of this state shall be registered as a motor vehicle.  
24

1 C. The operator of a street-legal utility vehicle shall not be  
2 required to have an "M" endorsement on the Class D license pursuant  
3 to Section 6-110.1 of Title 47 of the Oklahoma Statutes. The  
4 operator shall be at least sixteen (16) years of age and hold a  
5 valid Oklahoma driver license.

6 SECTION 2. AMENDATORY 47 O.S. 2011, Section 11-1116, as  
7 last amended by Section 2, Chapter 315, O.S.L. 2019 (47 O.S. Supp.  
8 2020, Section 11-1116), is amended to read as follows:

9 Section 11-1116. A. The self-propelled or motor-driven and  
10 operated vehicles described in this section shall be prohibited from  
11 operating or shall be limited in operation on the streets and  
12 highways of this state.

13 B. Self-propelled or motor-driven cycles, known and commonly  
14 referred to as "minibikes" and other similar trade names, shall be  
15 prohibited from operating on the streets and highways of this state,  
16 except:

17 1. When used in a parade; or

18 2. When registered, as required by subsection E of Section 1151  
19 of this title, and operated in this state by food vendor services  
20 upon streets having a speed limit of thirty (30) miles per hour or  
21 less.

22 All minibikes offered for sale in this state shall bear the  
23 following notice to the customer: "This machine is not manufactured  
24 or sold for operation on the public streets or highways. Since it

1 is not provided with equipment required by law for street or highway  
2 use, all persons are cautioned that any operation of this vehicle  
3 upon a public street or highway will be in violation of the motor  
4 vehicle laws of this state and will subject the violator to arrest."

5 C. Golf carts and utility vehicles, as defined by Section 1102  
6 of this title, shall not be operated on the streets and highways of  
7 this state except:

8 1. Golf carts or utility vehicles owned by the Oklahoma Tourism  
9 and Recreation Department, and operated by employees or agents of  
10 the Department or employees of independent management companies  
11 working on behalf of the Department, may be operated on the streets  
12 and highways of this state during daylight hours or under rules  
13 developed by the Oklahoma Tourism and Recreation Commission, when  
14 the streets and highways are located within the boundaries of a  
15 state park. The Department shall have warning signs placed at the  
16 entrance and other locations at those state parks allowing golf  
17 carts or utility vehicles to be operated on the streets and highways  
18 of this state located within the boundaries of those state parks.  
19 The warning signs shall state that golf carts and utility vehicles  
20 may be operating on streets and highways and that motor vehicle  
21 operators shall take special precautions to be alert for the  
22 presence of golf carts or utility vehicles on the streets and  
23 highways;

1        2. The municipal governing body has adopted an ordinance  
2 governing the operation of golf carts and/or utility vehicles on  
3 city streets; provided, such ordinances shall include necessary  
4 vehicle lighting and safety requirements;

5        3. Golf carts or utility vehicles may operate on state highways  
6 only if making a perpendicular crossing of a state highway located  
7 within the boundaries of a municipality which has adopted an  
8 ordinance governing the operation of golf carts and/or utility  
9 vehicles; ~~or~~

10       4. The board of county commissioners of a county has approved  
11 the operation of golf cart and/or utility vehicle traffic on  
12 roadways within the county, and:

13           a. the roadway has a posted speed limit of twenty-five  
14                (25) miles per hour or less,

15           b. the roadway is located in an unincorporated area, and

16           c. appropriate signage, cautioning motorists of the  
17                possibility of golf cart or utility vehicle traffic,  
18                is erected by the board of county commissioners; or

19       5. Street-legal utility vehicles that are registered as a motor  
20 vehicle pursuant to subsection B of Section 1 of this act may be  
21 operated on the streets and highways of this state. Provided,  
22 however, street-legal utility vehicles shall not be operated on the  
23 National System of Interstate and Defense Highways or U.S. highways.  
24

1 D. All-terrain vehicles shall not be operated on the streets  
2 and highways of this state, except:

3 1. On unpaved roads which are located within the boundaries of  
4 any property of the Forest Service of the United States Department  
5 of Agriculture;

6 2. On highways if:

7 a. the vehicle needs to make a direct crossing of the  
8 highway while the vehicle is traveling upon a  
9 regularly traveled trail and needs to continue travel  
10 from one area of the trail to another and, if the  
11 vehicle comes to a complete stop, yields the right-of-  
12 way to all oncoming traffic that constitutes an  
13 immediate hazard, and crosses the highway at an angle  
14 of approximately ninety (90) degrees to the direction  
15 of the street or highway. This exception shall not  
16 apply to divided highways or highways with a posted  
17 speed limit of more than thirty-five (35) miles per  
18 hour in the area of the crossing,

19 b. the vehicle needs to travel on a highway in order to  
20 cross a railroad track. In that event, the all-  
21 terrain vehicle may travel for not more than three  
22 hundred (300) feet on a highway to cross a railroad  
23 track,  
24

- 1           c.     the operator of the all-terrain vehicle making the  
2                 crossing at a highway has a valid driver license, and  
3           d.     the operator of the vehicle makes a crossing on a  
4                 highway during daylight hours only;

5           3.    On streets and highways within a municipality if the  
6                 municipal governing body has adopted an ordinance governing the  
7                 operation of golf carts, utility vehicles or all-terrain vehicles on  
8                 streets and highways within the municipality; or

9           4.    On roadways within unincorporated areas of a county if those  
10                roadways are not part of the state highway system or the National  
11                System of Interstate and Defense Highways; provided, however, that  
12                the driver is a licensed driver.

13          E.    Mopeds, as defined by Section 1-133.2 of this title, may be  
14                 operated on the streets and highways of this state if:

15           1.    The municipal governing body has adopted an ordinance  
16                 governing the operation of mopeds on city streets; provided, such  
17                 ordinances shall include necessary vehicle lighting and safety  
18                 requirements; or

19           2.    The board of county commissioners of a county has approved  
20                 the operation of mopeds on roadways within the county, not including  
21                 roadways within a municipality.

22          SECTION 3.        AMENDATORY        47 O.S. 2011, Section 1102, as  
23                 last amended by Section 1, Chapter 57, O.S.L. 2016 (47 O.S. Supp.  
24                 2020, Section 1102), is amended to read as follows:

1       Section 1102. As used in the Oklahoma Vehicle License and  
2 Registration Act:

3       1. "All-terrain vehicle" means a vehicle manufactured and used  
4 exclusively for off-highway use traveling on four or more non-  
5 highway tires, and being fifty (50) inches or less in width;

6       2. "Carrying capacity" means the carrying capacity of a vehicle  
7 as determined or declared in tons of cargo or payload by the owner;  
8 provided, that such declared capacity shall not be less than the  
9 minimum tonnage capacity fixed, listed or advertised by the  
10 manufacturer of any vehicle;

11       3. "Certificate of title" means a document which is proof of  
12 legal ownership of a motor vehicle as described and provided for in  
13 Section 1105 of this title;

14       4. "Chips and oil" or the term "road oil and crushed rock"  
15 means, with respect to materials authorized for use in the surfacing  
16 of roads or highways in this title or in any equivalent statute  
17 pertaining to road or highway surfacing in the State of Oklahoma,  
18 any asphaltic materials. Wherever chips and oil or road oil and  
19 crushed rock are authorized for use in the surfacing of roads or  
20 highways in this state, whether by the Department of Transportation,  
21 or by the county commissioners, or other road building authority  
22 subject to the Oklahoma Vehicle License and Registration Act,  
23 asphaltic materials are also authorized for use in such surfacing  
24 and construction;



1        5. "Combined laden weight" means the weight of a truck or  
2 station wagon and its cargo or payload transported thereon, or the  
3 weight of a truck or truck-tractor plus the weight of any trailers  
4 or semitrailers together with the cargo or payload transported  
5 thereon;

6        6. "Commercial trailer" means any trailer, as defined in  
7 Section 1-180 of this title, or semitrailer, as defined in Section  
8 1-162 of this title, when such trailer or semitrailer is used  
9 primarily for business or commercial purposes;

10       7. "Commercial trailer dealer" means any person, firm or  
11 corporation engaged in the business of selling any new and unused,  
12 or used, or both new and used commercial trailers;

13       8. "Commercial vehicle" means any vehicle over eight thousand  
14 (8,000) pounds combined laden weight used primarily for business or  
15 commercial purposes. Each motor vehicle being registered pursuant  
16 to the provisions of this section shall have the name of the  
17 commercial establishment or the words "Commercial Vehicle"  
18 permanently and prominently displayed upon the outside of the  
19 vehicle in letters not less than two (2) inches high. Such letters  
20 shall be in sharp contrast to the background and shall be of  
21 sufficient shape and color as to be readily legible during daylight  
22 hours, from a distance of fifty (50) feet while the vehicle is not  
23 in motion;

1        9. "Commission" or "Tax Commission" means the Oklahoma Tax  
2 Commission;

3        10. "Construction machinery" means machines or devices drawn as  
4 trailers which are designed and used for construction, tree trimming  
5 and waste maintenance projects, which derive no revenue from the  
6 transportation of persons or property, whose use of the highway is  
7 only incidental and which are not mounted or affixed to another  
8 vehicle; provided, construction machinery shall not include  
9 implements of husbandry as defined in Section 1-125 of this title;

10       11. "Dealer" means any person, firm, association, corporation  
11 or trust who sells, solicits or advertises the sale of new and  
12 unused motor vehicles and holds a bona fide contract or franchise in  
13 effect with a manufacturer or distributor of a particular make of  
14 new or unused motor vehicle or vehicles for the sale of same;

15       12. "Mini-truck" means a foreign-manufactured import or  
16 domestic-manufactured vehicle powered by an internal combustion  
17 engine with a piston or rotor displacement of one thousand cubic  
18 centimeters (1,000 cu cm) or less, which is sixty-seven (67) inches  
19 or less in width, with an unladen dry weight of three thousand four  
20 hundred (3,400) pounds or less, traveling on four or more tires,  
21 having a top speed of approximately fifty-five (55) miles per hour,  
22 equipped with a bed or compartment for hauling, and having an  
23 enclosed passenger cab;

24

1       13. "Interstate commerce" means any commerce moving between any  
2 place in a state and any place in another state or between places in  
3 the same state through another state;

4       14. "Laden weight" means the combined weight of a vehicle when  
5 fully equipped for use and the cargo or payload transported thereon;  
6 provided, that in no event shall the laden weight be less than the  
7 unladen weight of the vehicle fully equipped for use, plus the  
8 manufacturer's rated carrying capacity;

9       15. "Local authorities" means every county, municipality or  
10 local board or body having authority to adopt police regulations  
11 under the Constitution and laws of this state;

12       16. "Low-speed electrical vehicle" means any four-wheeled  
13 electrical vehicle that is powered by an electric motor that draws  
14 current from rechargeable storage batteries or other sources of  
15 electrical current and whose top speed is greater than twenty (20)  
16 miles per hour but not greater than twenty-five (25) miles per hour  
17 and is manufactured in compliance with the National Highway Traffic  
18 Safety Administration standards for low-speed vehicles in 49 C.F.R.  
19 571.500;

20       17. "Manufactured home" means a residential dwelling built in  
21 accordance with the National Manufactured Housing Construction and  
22 Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq., and  
23 rules promulgated pursuant thereto and the rules promulgated by the  
24 Oklahoma Used Motor Vehicle and Parts Commission pursuant to Section

1 582 of this title. Manufactured home shall not mean a park model  
2 recreational vehicle as defined in this section;

3 18. "Manufactured home dealer" means any person, firm or  
4 corporation engaged in the business of selling any new and unused,  
5 or used, or both new and used manufactured homes. Such information  
6 and a valid franchise letter as proof of authorization to sell any  
7 such new manufactured home product line or lines shall be attached  
8 to the application for a dealer license to sell manufactured homes.

9 "Manufactured home dealer" shall not include any person, firm or  
10 corporation who sells or contracts for the sale of the dealer's own  
11 personally titled manufactured home or homes. No person, firm or  
12 corporation shall be considered a manufactured home dealer as to any  
13 manufactured home purchased or acquired by such person, firm or  
14 corporation for purposes other than resale; provided, that the  
15 restriction set forth in this sentence shall not prevent an  
16 otherwise qualified person, firm or corporation from utilizing a  
17 single manufactured home as a sales office;

18 19. "Medium-speed electrical vehicle" means any self-propelled,  
19 electrically powered four-wheeled motor vehicle, equipped with a  
20 roll cage or crush-proof body design, whose speed attainable in one  
21 (1) mile is more than thirty (30) miles per hour but not greater  
22 than thirty-five (35) miles per hour;

23 20. "Motor license agent" means any person appointed,  
24 designated or authorized by the Oklahoma Tax Commission to collect

1 the fees and to enforce the provisions provided for in the Oklahoma  
2 Vehicle License and Registration Act;

3 21. "New vehicle" or "unused vehicle" means a vehicle which has  
4 been in the possession of the manufacturer, distributor or  
5 wholesaler or has been sold only by the manufacturer, distributor or  
6 wholesaler to a dealer;

7 22. "Nonresident" means any person who is not a resident of  
8 this state;

9 23. "Off-road motorcycle" means any motorcycle, as defined in  
10 Section 1-135 of this title, when such motorcycle has been  
11 manufactured for and used exclusively off roads, highways and any  
12 other paved surfaces;

13 24. "Owner" means any person owning, operating or possessing  
14 any vehicle herein defined;

15 25. "Park model recreational vehicle" means a vehicle that is:

- 16 a. designed and marketed as temporary living quarters for  
17 camping, recreational, seasonal or travel use,
- 18 b. not permanently affixed to real property for use as a  
19 permanent dwelling,
- 20 c. built on a single chassis mounted on wheels with a  
21 gross trailer area not exceeding four hundred (400)  
22 square feet in the setup mode, and  
23  
24

d. certified by the manufacturer as complying with standard A119.5 of the American National Standards Institute, Inc.;

26. "Person" means any individual, copartner, joint venture, association, corporation, limited liability company, estate, trust, business trust, syndicate, the State of Oklahoma, or any county, city, municipality, school district or other political subdivision thereof, or any group or combination acting as a unit, or any receiver appointed by the state or federal court;

27. "Rebodied vehicle" means a vehicle:

- a. which has been assembled using a new body or new major component which is of the identical type as the original vehicle and is licensed by the manufacturer of the original vehicle and other original, new or reconditioned parts. For purposes of this paragraph, "new body or new major component" means a new body, cab, frame, front end clip or rear end clip,
- b. which is not a salvage, rebuilt, or junked vehicle as defined by paragraph 1, 2, or 6 of subsection A of Section 1105 of this title, and
- c. for which the Tax Commission has assigned or will assign a new identifying number;

28. "Recreational off-highway vehicle" means a vehicle manufactured and used exclusively for off-highway use, traveling on

1 four or more non-highway tires, and being sixty-five (65) inches or  
2 less in width;

3 29. "Recreational vehicle" means every vehicle which is built  
4 on or permanently attached to a self-propelled motor chassis or  
5 chassis cab which becomes an integral part of the completed vehicle  
6 and is capable of being operated on the highways. In order to  
7 qualify as a recreational vehicle pursuant to this paragraph such  
8 vehicle shall be permanently constructed and equipped for human  
9 habitation, having its own sleeping and kitchen facilities,  
10 including permanently affixed cooking facilities, water tanks and  
11 holding tank with permanent toilet facilities. Recreational vehicle  
12 shall not include manufactured homes or any vehicle with portable  
13 sleeping, toilet and kitchen facilities which are designed to be  
14 removed from such vehicle. Recreational vehicle shall include park  
15 model recreational vehicles as defined in this section;

16 30. "Remanufactured vehicle" means a vehicle which has been  
17 assembled by a vehicle remanufacturer using a new body and which may  
18 include original, reconditioned, or remanufactured parts, and which  
19 is not a salvage, rebuilt, or junked vehicle as defined by  
20 paragraphs 1, 2, and 6, respectively, of subsection A of Section  
21 1105 of this title;

22 31. "Rental trailer" means all small or utility trailers or  
23 semitrailers constructed and suitable for towing by a passenger  
24 automobile and designed only for carrying property, when the

1 trailers or semitrailers are owned by, or are in the possession of,  
2 any person engaged in renting or leasing such trailers or  
3 semitrailers for intrastate or interstate use or combined intrastate  
4 and interstate use;

5 32. "Special mobilized machinery" means special purpose  
6 machines or devices, either self-propelled or drawn as trailers or  
7 semitrailers, which derive no revenue from the transportation of  
8 persons or property, whose use of the highway is only incidental,  
9 and whose useful revenue producing service is performed at  
10 destinations in an area away from the traveled surface of an  
11 established open highway;

12 33. "State" means the State of Oklahoma;

13 34. "Station wagon" means any passenger vehicle which does not  
14 have a separate luggage compartment or trunk and which does not have  
15 open beds, and has one or more rear seats readily lifted out or  
16 folded, whether same is called a station wagon or ranch wagon;

17 35. "Street-legal utility vehicle" means a vehicle meeting the  
18 description and specifications of Section 1 of this act;

19 36. "Travel trailer" means any vehicular portable structure  
20 built on a chassis, used as a temporary dwelling for travel,  
21 recreational or vacational use, and, when factory-equipped for the  
22 road, it shall have a body width not exceeding eight (8) feet and an  
23 overall length not exceeding forty (40) feet, including the hitch or  
24 coupling;



1       ~~36.~~ 37. "Travel trailer dealer" means any person, firm or  
2 corporation engaged in the business of selling any new and unused,  
3 or used, or both new and used travel trailers. Such information and  
4 a valid franchise letter as proof of authorization to sell any such  
5 new travel trailer product line or lines shall be attached to the  
6 application for a dealer license to sell travel trailers. "Travel  
7 trailer dealer" shall not include any person, firm or corporation  
8 who sells or contracts for the sale of his or her own personally  
9 titled travel trailer or trailers. No person, firm or corporation  
10 shall be considered as a travel trailer dealer as to any travel  
11 trailer purchased or acquired by such person, firm or corporation  
12 for purposes other than resale;

13       ~~37.~~ 38. "Used motor vehicle dealer" means "used motor vehicle  
14 dealer" as defined in Section 581 of this title;

15       ~~38.~~ 39. "Used vehicle" means any vehicle which has been sold,  
16 bargained, exchanged or given away, or used to the extent that it  
17 has become what is commonly known, and generally recognized, as a  
18 "secondhand" vehicle. This shall also include any vehicle other  
19 than a remanufactured vehicle, regardless of age, owned by any  
20 person who is not a dealer;

21       ~~39.~~ 40. "Utility vehicle" means a vehicle powered by an  
22 internal combustion engine, manufactured and used exclusively for  
23 off-highway use, equipped with seating for two or more people and a  
24 steering wheel, traveling on four or more wheels;

1       ~~40.~~ 41. "Vehicle" means any type of conveyance or device in,  
2 upon or by which a person or property is or may be transported from  
3 one location to another upon the avenues of public access within the  
4 state. "Vehicle" does not include bicycles, trailers except travel  
5 trailers and rental trailers, or implements of husbandry as defined  
6 in Section 1-125 of this title. All implements of husbandry used as  
7 conveyances shall be required to display the owner's driver license  
8 number or license plate number of any vehicle owned by the owner of  
9 the implement of husbandry on the rear of the implement in numbers  
10 not less than two (2) inches in height. The use of the owner's  
11 Social Security number on the rear of the implement of husbandry  
12 shall not be required; and

13       ~~41.~~ 42. "Vehicle remanufacturer" means a commercial entity  
14 which assembles remanufactured vehicles.

15       SECTION 4.       AMENDATORY       47 O.S. 2011, Section 1113, as  
16 last amended by Section 4, Chapter 208, O.S.L. 2018 (47 O.S. Supp.  
17 2020, Section 1113), is amended to read as follows:

18       Section 1113. A. 1. Except for all-terrain vehicles, utility  
19 vehicles and motorcycles used exclusively off roads and highways,  
20 upon the filing of a registration application and the payment of the  
21 fees provided for in the Oklahoma Vehicle License and Registration  
22 Act, the Oklahoma Tax Commission or Corporation Commission, as  
23 applicable, shall assign to the vehicle described in the application  
24 a distinctive number, and issue to the owner of the vehicle a

1 certificate of registration, one license plate and a yearly decal.  
2 The Oklahoma Tax Commission shall assign an all-terrain vehicle,  
3 utility vehicle or motorcycle used exclusively off roads and  
4 highways a distinctive number and issue to the owner a certificate  
5 of registration and a decal but not a license plate. For each  
6 subsequent registration year, the Tax Commission shall issue a  
7 yearly decal to be affixed to the license plate, except for an all-  
8 terrain vehicle, utility vehicle or motorcycle used exclusively off  
9 roads and highways. The initial decal for an all-terrain vehicle,  
10 utility vehicle or motorcycle shall be attached to the front of the  
11 vehicle and shall be in clear view. The decal shall be on the front  
12 or on the front fork of the motorcycle used exclusively off roads  
13 and highways and the decal shall be in clear view. The yearly decal  
14 shall have an identification number and the last two numbers of the  
15 registration year for which it shall expire. Except as provided by  
16 Section 1113A of this title, the license plate shall be affixed to  
17 the exterior of the vehicle until a replacement license plate is  
18 applied for. If the owner applies for a replacement license plate,  
19 the Tax Commission shall charge the fee provided for in Section 1114  
20 of this title. The yearly decal will validate the license plate for  
21 each registration period other than the year the license plate is  
22 issued. The license plate and decal shall be of such size, color,  
23 design and numbering as the Tax Commission may direct. However,  
24 yearly decals issued to the owner of a vehicle who has filed an

1 affidavit with the appropriate motor license agent in accordance  
2 with Section 7-607 of this title shall be a separate and distinct  
3 color from all other decals issued under this section. Before the  
4 effective date of this act, the Tax Commission shall also issue a  
5 monthly decal which shall include a two-letter abbreviation  
6 corresponding to the county in which the vehicle is registered. The  
7 Tax Commission shall issue all decals in the possession of the Tax  
8 Commission on the effective date of this act before issuing any  
9 decals which do not contain the county abbreviation.

10 2. a. The operation of a street-legal utility vehicle on the  
11 streets and highways of this state requires the  
12 vehicle be issued a certificate of registration and  
13 license plate to be renewed annually. Upon the filing  
14 of a registration application and the payment of the  
15 fees provided for in the Oklahoma Vehicle License and  
16 Registration Act, the Oklahoma Tax Commission or  
17 Corporation Commission, as applicable, shall assign to  
18 the vehicle described in the application a distinctive  
19 number, and issue to the owner of the vehicle a  
20 certificate of registration, one license plate and a  
21 yearly decal. For each subsequent registration year,  
22 the Tax Commission shall issue a yearly decal to be  
23 affixed to the license plate. The initial decal for a  
24 street-legal utility vehicle shall be attached to the

1 front of the vehicle and shall be in clear view. The  
2 yearly decal shall have an identification number and  
3 the last two numbers of the registration year for  
4 which it shall expire. Except as provided by Section  
5 1113A of this title, the license plate shall be  
6 affixed to the exterior of the vehicle until a  
7 replacement license plate is issued. If the owner  
8 applies for a replacement license plate, the Tax  
9 Commission shall charge the fee provided for in  
10 Section 1114 of this title. The yearly decal will  
11 validate the license plate for each registration  
12 period other than the year the license plate is  
13 issued. The license plate and decal shall be of such  
14 size, color, design and numbering as the Tax  
15 Commission may direct. However, yearly decals issued  
16 to the owner of a vehicle who has filed an affidavit  
17 with the appropriate motor license agent in accordance  
18 with Section 7-607 of this title shall be a separate  
19 and distinct color from all other decals issued under  
20 this section.

21 b. The Oklahoma Tax Commission shall design and issue a  
22 temporary tag to out-of-state owners of street-legal  
23 utility vehicles. The temporary tag shall be  
24 recognized in lieu of registration in this state. The

1           temporary tag shall clearly indicate the date of  
2           issuance and the date of expiration, which shall be  
3           five (5) days, including the day of issuance. Upon  
4           application for a temporary tag, the out-of-state  
5           owner shall show proof of insurance coverage that  
6           satisfies the requirements of the Compulsory Insurance  
7           Law pursuant Section 7-600 et seq. of this title. The  
8           Oklahoma Tax Commission is authorized to promulgate  
9           rules and procedures to implement the provisions of  
10          this paragraph.

11          3. The license plate shall be securely attached to the rear of  
12 the vehicle, except truck-tractor plates which shall be attached to  
13 the front of the vehicle. The Tax Commission may, with the  
14 concurrence of the Department of Public Safety, by Joint Rule,  
15 change and direct the manner, place and location of display of any  
16 vehicle license plate when such action is deemed in the public  
17 interest. The license plate, decal and all letters and numbers  
18 shall be clearly visible at all times. The operation of a vehicle  
19 in this state, regardless of where such vehicle is registered, upon  
20 which the license plate is covered, overlaid or otherwise screened  
21 with any material, whether such material be clear, translucent,  
22 tinted or opaque, shall be a violation of this paragraph.

23          ~~3.~~ 4. Upon payment of the annual registration fee provided in  
24 Section 1133 of this title, the Tax Commission or Corporation

Commission, as applicable, or a motor license agent may issue a permanent nonexpiring license plate to an owner of one hundred or more commercial motor vehicles and for vehicles registered under the provisions of Section 1120 of this title. Upon payment of the annual registration fee, the Tax Commission or Corporation Commission shall issue a certificate of registration that shall be carried at all times in the vehicle for which it is issued. Provided, if the registrant submits its application through electronic means, such qualified owners of one hundred or more commercial motor vehicles, properly registered pursuant to the provisions of Section 1133 of this title, may elect to receive a permanent certificate of registration that shall be carried at all times in the vehicle for which it is issued.

~~4.~~ 5. Every vehicle owned by an agency of this state shall be exempt from the payment of registration fees required by this title. Provided, such vehicle shall be registered and shall otherwise comply with the provisions of the Oklahoma Vehicle License and Registration Act.

B. The license plates required under the provisions of this title shall conform to the requirements and specifications listed hereinafter:

1. Each license plate shall have a space for the placement of the yearly decals for each succeeding year of registration after the initial issue;

1        2. The provisions of the Oklahoma Vehicle License and  
2 Registration Act regarding the issuance of yearly decals shall not  
3 apply to the issuance of apportioned license plates, including  
4 license plates for state vehicles, and exempt plates for  
5 governmental entities and fire departments organized pursuant to  
6 Section 592 of Title 18 of the Oklahoma Statutes;

7        3. All license plates and decals shall be made with  
8 reflectorized material as a background to the letters, numbers and  
9 characters displayed thereon. The reflectorized material shall be  
10 of such a nature as to provide effective and dependable brightness  
11 during the service period for which the license plate or decal is  
12 issued;

13        4. Except as otherwise provided in this subsection, the Tax  
14 Commission shall design appropriate official license plates for all  
15 state vehicles. Such license plates shall be permanent in nature  
16 and designed in such manner as to remain with the vehicle for the  
17 duration of the vehicle's life span or until the title is  
18 transferred to a nongovernmental owner;

19        5. Within the limits prescribed in this section, the Tax  
20 Commission shall design appropriate official license plates for  
21 vehicles of the Oklahoma Highway Patrol. The license plates shall  
22 have the legend "Oklahoma OK" and shall contain the letters "OHP"  
23 followed by the state seal and the badge number of the Highway  
24



1 Patrol officer to whom the vehicle is assigned. The words "Oklahoma  
2 Highway Patrol" shall also be included on such license plates;

3 6. Within the limits prescribed in this section, the Tax  
4 Commission shall design appropriate official license plates for  
5 vehicles of the Oklahoma Military Department. Such license plates  
6 shall have the legend "Oklahoma OK" and shall contain the letters  
7 "OMD" followed by the state seal and three numbers or letters as  
8 designated by the Adjutant General. The words "Oklahoma Military  
9 Department" shall also be included on such license plates;

10 7. Within the limits prescribed in this section, the Tax  
11 Commission shall design appropriate official license plates for  
12 vehicles of the Oklahoma Department of Corrections. Such license  
13 plates shall contain the letters "DOC" followed by the Department of  
14 Corrections badge and three numbers or letters or combination of  
15 both as designated by the Director of the agency. The words  
16 "Department of Corrections" shall also be included on such license  
17 plates; and

18 8. Within the limits prescribed in this section, the Oklahoma  
19 Tourism and Recreation Department shall design any license plates  
20 required by the initiation of a license plate reissuance by the  
21 Oklahoma Tax Commission at the request of the Department of Public  
22 Safety pursuant to the provisions of Section 1113.2 of this title.  
23 Any such new designs shall be submitted by the Oklahoma Tourism and  
24

1 Recreation Department to the Department of Public Safety for its  
2 approval prior to being issued by the Oklahoma Tax Commission.

3 C. Where the applicant has satisfactorily shown that the  
4 applicant owns the vehicle sought to be registered but is unable to  
5 produce documentary evidence of the ownership, a license plate may  
6 be issued upon approval by the Tax Commission or Corporation  
7 Commission, as applicable. In such instances the reason for not  
8 issuing a certificate of title shall be indicated on the receipt  
9 given to the applicant. It shall still be the duty of the applicant  
10 to immediately take all necessary steps to obtain the Oklahoma  
11 certificate of title and it shall be unlawful for the applicant to  
12 sell the vehicle until the certificate has been obtained in the  
13 applicant's name.

14 D. The certificate of registration provided for in this section  
15 shall be in convenient form, and the certificate of registration, or  
16 a certified copy or photostatic copy thereof, duly authenticated by  
17 the Tax Commission or Corporation Commission, as applicable, shall  
18 be carried at all times in or upon all vehicles so registered, in  
19 such manner as to permit a ready examination thereof upon demand by  
20 any peace officer of the state or duly authorized employee of the  
21 Department of Public Safety. Any such officer or agent may seize  
22 and hold such vehicle when the operator of the same does not have  
23 the registration certificate in the operator's possession or when  
24 any such officer or agent determines that the registration

1 certificate has been obtained by misrepresentation of any essential  
2 or material fact or when any number or identifying information  
3 appearing on such certificate has been changed, altered, obliterated  
4 or concealed in any way, until the proper registration or  
5 identification of such vehicle has been made or produced by the  
6 owner thereof.

7 E. The purchaser of a new or used manufactured home shall,  
8 within thirty (30) days of the date of purchase, register the home  
9 with the Tax Commission or a motor license agent pursuant to the  
10 provisions of Section 1117 of this title. For a new manufactured  
11 home, it shall be the responsibility of the dealer selling the home  
12 to place a temporary license plate on the home in the same manner as  
13 provided in Section 1128 of this title for other new motor vehicles.  
14 For the first year that any manufactured home is registered in this  
15 state, the Tax Commission shall issue a metal license plate which  
16 shall be affixed to the manufactured home. The temporary dealer  
17 license plate or the metal license plate shall be displayed on the  
18 manufactured home at all times when upon a public roadway; provided,  
19 a repossession affidavit issued pursuant to Sections 1110 and 1126  
20 of this title shall be permissible in lieu of a current license  
21 plate and decal for the purposes of removing a repossessed  
22 manufactured home to a secure location. Manufactured homes  
23 previously registered and subject to ad valorem taxation as provided  
24 by law shall have a decal affixed at the time ad valorem taxes are

1 paid for such manufactured home; provided, for a manufactured home  
2 permanently affixed to real estate, no decal or license plate shall  
3 be required to be affixed and the owner thereof shall be given a  
4 receipt upon payment of ad valorem taxes due on the home. The Tax  
5 Commission shall make sufficient plates and decals available to the  
6 various motor license agents of the state in order for an owner of a  
7 manufactured home to acquire the plate or decal. A one-dollar fee  
8 shall be charged for issuance of any plate or decal. The fee shall  
9 be apportioned each month to the General Revenue Fund of the State  
10 Treasury.

11 F. The decal shall be easily visible for purposes of  
12 verification by a county assessor that the manufactured home is  
13 properly assessed for ad valorem taxation. In the first year of  
14 registration, a decal shall be issued for placement on the license  
15 plate indicating payment of applicable registration fees and excise  
16 taxes. A duplicate manufactured home registration decal shall be  
17 affixed inside the window nearest the front door of the manufactured  
18 home. In the second and all subsequent years for which the  
19 manufactured home is subject to ad valorem taxation, an annual decal  
20 shall be affixed inside the window nearest the front door as  
21 evidence of payment of ad valorem taxes. The Tax Commission shall  
22 issue decals to the various county treasurers of the state in order  
23 for a manufactured home owner to obtain such decal each year. Upon  
24

1 presentation of a valid ad valorem tax receipt, the manufactured  
2 home owner shall be issued the annual decal.

3 G. Upon the registration of a manufactured home in this state  
4 for the first time or upon discovery of a manufactured home  
5 previously registered within this state for which the information  
6 required by this subsection is not known, the Tax Commission shall  
7 obtain:

8 1. The name of the owner of the manufactured home;

9 2. The serial number or identification number of the  
10 manufactured home;

11 3. A legal description or address of the location for the home;

12 4. The actual retail selling price of the manufactured home  
13 excluding Oklahoma taxes;

14 5. The certificate of title number for the home; and

15 6. Any other information which the Tax Commission deems to be  
16 necessary.

17 The application for registration shall also include the school  
18 district in which the manufactured home is located or is to be  
19 located. The information shall be entered into a computer data  
20 system which shall be used by the Tax Commission to provide  
21 information to county assessors upon request by the assessor. The  
22 assessor may request any information from the system in order to  
23 properly assess a manufactured home for ad valorem taxation.  
24

1       SECTION 5.       AMENDATORY       47 O.S. 2011, Section 1115.3, is  
2 amended to read as follows:

3       Section 1115.3 A. Except as otherwise provided by this  
4 section, all-terrain vehicles, utility vehicles and motorcycles used  
5 exclusively off roads or highways shall be registered once with the  
6 Oklahoma Tax Commission within thirty (30) days after purchase.

7       B. For all-terrain vehicles or motorcycles used exclusively off  
8 roads or highways purchased prior to July 1, 2005, registration, as  
9 otherwise required by Section 1115 of this title, shall not be  
10 required, but shall be allowed at the option of the owner of the  
11 all-terrain vehicle or motorcycle used exclusively off roads or  
12 highways.

13       C. For utility vehicles used exclusively off roads or highways  
14 purchased prior to July 1, 2008, registration, as otherwise required  
15 by Section 1115 of this title, shall not be required but shall be  
16 allowed at the option of the owner of the utility vehicle used  
17 exclusively off roads or highways.

18       D. All-terrain vehicles, utility vehicles or motorcycles used  
19 exclusively off roads or highways owned or purchased by a person  
20 that possesses an agricultural exemption pursuant to Section 1358.1  
21 of Title 68 of the Oklahoma Statutes may be registered as provided  
22 by this section, but shall not require registration.

23       E. Vehicles meeting the specifications and description of a  
24 street-legal utility vehicle as described in Section 1 of this act

1 shall be required to receive a certificate of registration, license  
2 plate and yearly decal before operation on the streets, county roads  
3 and state highways.

4 SECTION 6. It being immediately necessary for the preservation  
5 of the public peace, health or safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval.

8  
9 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/16/2021 -  
10 DO PASS, As Amended and Coauthored.