

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               2nd Session of the 58th Legislature (2022)

4   HOUSE BILL 2986

By: Bashore, Frix and **Fetgatter**  
of the House

5   and

6   **David** of the Senate

7  
8  
9                               AS INTRODUCED

10           **[ vehicle excise tax - modifying value definition -**  
11           **effective date ]**

12  
13  
14   BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15           SECTION 1.       AMENDATORY       68 O.S. 2021, Section 2104, is  
16   amended to read as follows:

17           Section 2104.   A.   The value of any motor vehicle, except a  
18   manufactured home, for the purposes of the excise tax levied by  
19   Section 2103 of this title, shall be determined as of the time the  
20   person applying for a certificate of title thereto obtained either  
21   ownership or possession of the vehicle, which shall be presumed to  
22   be the actual date of the sale or other transfer of ownership, and  
23   assignment of the certificate of title.

1 B. 1. The value of any vehicle, for purposes of the excise tax  
2 levied by Section 2103 of this title, shall be the actual sales  
3 price of such a vehicle ~~before~~ after any discounts or credits are  
4 given for a trade-in. ~~However, the value~~

5 2. For purposes of computing the maximum value or the minimum  
6 value of the vehicle to calculate the amount of motor vehicle excise  
7 tax due, and notwithstanding the actual sales price of the vehicle  
8 as negotiated between the seller and buyer, the sales price of the  
9 vehicle prior to the subtraction of ~~such~~ discounts or credits for a  
10 trade-in shall be required to be within twenty percent (20%) of the  
11 average retail price value of such vehicle as listed in the  
12 automotive reference material prescribed by the Oklahoma Tax  
13 Commission.

14 3. The ~~actual sales price value~~ of the vehicle as computed in  
15 paragraph 1 of this subsection, which total shall be the basis of  
16 the motor vehicle excise tax, as well as:

- 17 a. the sales price of the vehicle for purposes of  
18 paragraph 2 of this subsection,  
19 b. the number of tires on the vehicle, and  
20 c. the tire rim diameters,

21 shall be entered on the bill of sale furnished by the seller to the  
22 purchaser, or on such other form as may be prescribed by the Tax  
23 Commission.

1        C. Upon receipt of the properly completed bill of sale or other  
2 form as prescribed by the Tax Commission, and the payment of all  
3 applicable taxes and fees, the Tax Commission or an appointed motor  
4 license agent shall issue a vehicle certificate of title in  
5 accordance with the provisions of the Oklahoma Vehicle License and  
6 Registration Act.

7        D. On or before November 1, 2025, the Oklahoma Tax Commission  
8 shall file a report with the Governor, the Speaker of the House of  
9 Representatives, the President Pro Tempore of the Senate, the Chair  
10 of the Appropriations and Budget Committee of the House of  
11 Representatives, and the Chair of the Appropriations Committee of  
12 the Senate. The report shall state the fiscal impact of the motor  
13 vehicle excise tax over the previous three (3) fiscal years, the  
14 future projections of the motor vehicle excise tax, and any other  
15 information important to the implementation and fiscal impact of  
16 motor vehicle excise tax.

17        SECTION 2. This act shall become effective November 1, 2022.

18  
19 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
20 02/17/2022 - DO PASS, As Amended and Coauthored.  
21  
22  
23  
24