

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

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

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 298

By: Dugger of the Senate

and

McDugle of the House

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10                               COMMITTEE SUBSTITUTE

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

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

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

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

1 purchaser eligibility status as determined under Section 500.23 of  
2 this title, the seller shall not require a payment of motor fuel tax  
3 on transport truck loads from the purchaser sooner than two (2)  
4 business days prior to the date on which the tax is required to be  
5 remitted by the supplier or bonded importer under Section 500.20 of  
6 this title. This election shall be subject to a condition that the  
7 remittances by the eligible purchaser of all amounts of tax due the  
8 seller shall be paid on the basis of:

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

12 2. Ninety-eight and one-tenth percent (98.1%) for diesel fuel  
13 until July 1, ~~2022~~ 2024; thereafter remittance shall be paid on the  
14 basis of one hundred percent (100%),

15 which shall be paid by electronic funds transfer on or before the  
16 second preceding day prior to the date of the remittance by the  
17 supplier to the Commission, and the election by the eligible  
18 purchaser under this section may be terminated by the seller if the  
19 eligible purchaser does not make timely payments to the seller as  
20 required by this section.

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

22  
23 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
24 04/15/2021 - DO PASS, As Amended.