

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 ENGROSSED SENATE
5 BILL NO. 717

By: Standridge of the Senate

and

Frix of the House

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9 **[Oklahoma Vehicle License and Registration Act -**
10 **authorizing single registration period when**
11 **physically disabled license plate and standard**
12 **license plate are issued - effective date]**

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

16 SECTION 1. AMENDATORY 47 O.S. 2011, Section 1116, is
17 amended to read as follows:

18 Section 1116. A. Twelve registration periods shall be
19 established for vehicles required to be registered on a staggered
20 basis. The registration periods shall start on the first day of
21 each calendar month and shall end on the last day of that month.
22 Unless otherwise provided, all such vehicles where the date of
23 execution of transfer of ownership occurs in this state at any time
24 during a calendar month shall be subject to registration and payment

1 of the fee for the registration period commencing the first day of
2 the month of such date of execution of transfer.

3 B. A person who registers more than one vehicle may have all of
4 such vehicles initially registered at the same time or at separate
5 times. Any person who obtains a vehicle may, upon registration,
6 have the registration period adjusted to allow future registration
7 of all such vehicles at the same period or at a different period.

8 C. On and after January 1, 2022, if a physically disabled
9 license plate is issued pursuant to paragraph 3 of subsection B of
10 Section 1135.1 of this title for a vehicle which is subject to the
11 requirements of Section 1132 of this title, the registration periods
12 for the vehicle may be combined into a single registration period.
13 The Oklahoma Tax Commission shall determine, by rule, a method for
14 adjusting the twelve-month period.

15 SECTION 2. AMENDATORY 47 O.S. 2011, Section 1132, as
16 amended by Section 2, Chapter 337, O.S.L. 2012 (47 O.S. Supp. 2020,
17 Section 1132), is amended to read as follows:

18 Section 1132. A. For all vehicles, unless otherwise
19 specifically provided by the Oklahoma Vehicle License and
20 Registration Act, a registration fee shall be assessed at the time
21 of initial registration by the owner and annually thereafter, for
22 the use of the avenues of public access within this state in the
23 following amounts:
24

1 1. For the first through the fourth year of registration in
2 this state or any other state, Eighty-five Dollars (\$85.00);

3 2. For the fifth through the eighth year of registration in
4 this state or any other state, Seventy-five Dollars (\$75.00);

5 3. For the ninth through the twelfth year of registration in
6 this state or any other state, Fifty-five Dollars (\$55.00);

7 4. For the thirteenth through the sixteenth year of
8 registration in this state or any other state, Thirty-five Dollars
9 (\$35.00); and

10 5. For the seventeenth and any following year of registration
11 in this state or any other state, Fifteen Dollars (\$15.00).

12 The registration fee provided for in this subsection shall be in
13 lieu of all other taxes, general or local, unless otherwise
14 specifically provided.

15 On and after January 1, 2022, if a physically disabled license
16 plate is issued pursuant to paragraph 3 of subsection B of Section
17 1135.1 of this title, any registration fee required for such plate
18 and the fee required pursuant to this subsection shall be remitted
19 at the same time and subject to a single registration period. Upon
20 receipt of a physically disabled license plate, the standard issue
21 plate must be surrendered to the Oklahoma Tax Commission or motor
22 license agent. The physically disabled plate must be properly
23 displayed as required for a standard issue and will be the sole
24 plate issued and assigned to the vehicle. The Oklahoma Tax

1 Commission shall determine, by rule, a method for making required
2 fee adjustments when a physically disabled license plate is obtained
3 during a twelve-month period for which a registration fee has
4 already been remitted pursuant to this subsection. The combination
5 of fees in a single remittance shall not alter the apportionment
6 otherwise provided for by law.

7 B. For all-terrain vehicles and motorcycles used exclusively
8 for use off roads or highways purchased on or after July 1, 2005,
9 and for all-terrain vehicles and motorcycles used exclusively for
10 use off roads or highways purchased prior to July 1, 2005, which the
11 owner chooses to register pursuant to the provisions of Section
12 1115.3 of this title, an initial and nonrecurring registration fee
13 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
14 registration by the owner. Nine Dollars (\$9.00) of the registration
15 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
16 Fund. Two Dollars (\$2.00) of the registration fee shall be retained
17 by the motor license agent. The fees required by subsection A of
18 this section shall not be required for all-terrain vehicles or
19 motorcycles used exclusively off roads and highways.

20 C. For utility vehicles used exclusively for use off roads or
21 highways purchased on or after July 1, 2008, and for utility
22 vehicles used exclusively for use off roads or highways purchased
23 prior to July 1, 2008, which the owner chooses to register pursuant
24 to the provisions of Section 1115.3 of this title, an initial and

1 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
2 assessed at the time of initial registration by the owner. Nine
3 Dollars (\$9.00) of the registration fee shall be deposited in the
4 Oklahoma Tax Commission Reimbursement Fund. Two Dollars (\$2.00) of
5 the registration fee shall be retained by the motor license agent.
6 The fees required by subsection A of this section shall not be
7 required for utility vehicles used exclusively off roads and
8 highways.

9 D. There shall be a credit allowed with respect to the fee for
10 registration of a new vehicle which is a replacement for:

11 1. A new original vehicle which is stolen from the
12 purchaser/registrant within ninety (90) days of the date of purchase
13 of the original vehicle as certified by a police report or other
14 documentation as required by the Oklahoma Tax Commission; or

15 2. A defective new original vehicle returned by the
16 purchaser/registrant to the seller within six (6) months of the date
17 of purchase of the defective new original vehicle as certified by
18 the manufacturer.

19 The credit shall be in the amount of the fee for registration
20 which was paid for the new original vehicle and shall be applied to
21 the registration fee for the replacement vehicle. In no event will
22 the credit be refunded.

23 E. Upon every transfer or change of ownership of a vehicle, the
24 new owner shall obtain title for and, except in the case of salvage

1 vehicles and manufactured homes, register the vehicle within thirty
2 (30) days of change of ownership and pay a transfer fee of Fifteen
3 Dollars (\$15.00) in addition to any other fees provided for in ~~this~~
4 ~~act~~ the Oklahoma Vehicle License and Registration Act. No new decal
5 shall be issued to the registrant. Thereafter, the owner shall
6 register the vehicle annually on the anniversary date of its initial
7 registration in this state and shall pay the fees provided in
8 subsection A of this section and receive a decal evidencing such
9 payment. Provided, used motor vehicle dealers shall be exempt from
10 the provisions of this section.

11 F. In the event a new or used vehicle is not registered, titled
12 and tagged within thirty (30) days from the date of transfer of
13 ownership, the penalty for the failure of the owner of the vehicle
14 to register the vehicle within thirty (30) days shall be One Dollar
15 (\$1.00) per day, provided that in no event shall the penalty exceed
16 One Hundred Dollars (\$100.00). No penalty shall be waived by the
17 Oklahoma Tax Commission or any motor license agent except as
18 provided in subsection C of Section 1127 of this title. Of each
19 dollar penalty collected pursuant to this subsection:

20 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
21 Section 1104 of this title;

22 2. Twenty-one cents (\$0.21) shall be retained by the motor
23 license agent; and
24

1 3. Fifty-eight cents (\$0.58) shall be deposited in the General
2 Revenue Fund.

3 SECTION 3. AMENDATORY 47 O.S. 2011, Section 1135.1, as
4 amended by Section 1, Chapter 26, O.S.L. 2016 (47 O.S. Supp. 2020,
5 Section 1135.1), is amended to read as follows:

6 Section 1135.1. A. The Oklahoma Tax Commission is hereby
7 authorized to design and issue appropriate official special license
8 plates to persons as provided by this section.

9 Special license plates shall not be transferred to any other
10 person but shall be removed from the vehicle upon transfer of
11 ownership and retained. The special license plate may then be used
12 on another vehicle but only after such other vehicle has been
13 registered for the current year.

14 Except as provided in subsection B of this section, special
15 license plates shall be renewed each year by the Tax Commission or a
16 motor license agent. The Tax Commission shall annually notify by
17 mail all persons issued special license plates. The notice shall
18 contain all necessary information and shall contain instructions for
19 the renewal procedure upon presentation to a motor license agent or
20 the Tax Commission. The license plates shall be issued on a
21 staggered system. The motor license agent fees shall be paid out of
22 the Oklahoma Tax Commission Reimbursement Fund.

23 On and after January 1, 2022, if a physically disabled license
24 plate is issued pursuant to paragraph 3 of subsection B of this

1 section, any registration fee required for such plate pursuant to
2 this section and the fee required pursuant to Section 1132 of this
3 title shall be remitted at the same time and subject to a single
4 registration period. The Oklahoma Tax Commission shall determine,
5 by rule, a method for making required fee and registration period
6 adjustments if a physically disabled license plate is obtained
7 during a twelve-month period for which a registration fee has
8 already been remitted pursuant to Section 1132 of this title. The
9 combination of fees in a single remittance shall not alter the
10 apportionment otherwise provided for in this section.

11 B. The special license plates provided by this section are as
12 follows:

13 1. Political Subdivision Plates - such plates shall be designed
14 for any vehicle owned by any political subdivision of this state
15 having obtained a proper Oklahoma certificate of title. Such
16 political subdivisions shall file an annual report with the Tax
17 Commission stating the agency where such vehicle is located. Such
18 license plates shall be permanent in nature and designed in such a
19 manner as to remain with the vehicle for the duration of the life
20 span of the vehicle or until the title is transferred to an owner
21 who is not a political subdivision.

22 The registration fee shall be Eight Dollars (\$8.00) and shall be
23 in addition to all other registration fees provided by law, except
24 the registration fees levied by Section 1132 of this title;

1 2. Tax-Exempt or Nonprofit License Plates - such plates shall
2 be designed for:

- 3 a. any motor bus, manufactured home, or mobile chapel and
4 power unit owned and operated by a religious
5 corporation or society of this state holding a valid
6 exemption from taxation issued pursuant to Section
7 501(a) of the Internal Revenue Code, 26 U.S.C.,
8 Section 501(a), and listed as an exempt organization
9 in Section 501(c)(3) of the Internal Revenue Code, as
10 amended, 26 U.S.C., Section 501(c)(3), and that is
11 used by the corporation or society solely for the
12 furtherance of its religious functions,
- 13 b. any vehicle owned and operated only by nonprofit
14 organizations devoted exclusively to youth programs
15 including, but not limited to, the Girl Scouts and Boy
16 Scouts of America,
- 17 c. any vehicle, except passenger automobiles, owned or
18 operated by nonprofit organizations actually involved
19 in programs for the employment of the handicapped and
20 used exclusively in the transportation of goods or
21 materials for such organization,
- 22 d. any vehicle owned and operated by a nonprofit
23 organization that provides older persons
24 transportation to and from medical, dental and

- 1 religious services and relief from business and social
2 isolation,
- 3 e. any vehicle owned and operated by a private nonprofit
4 organization that:
- 5 (1) warehouses and distributes surplus foods to other
6 nonprofit agencies and organizations, and
- 7 (2) holds a valid exemption from taxation issued
8 pursuant to Section 501(c) of the Internal
9 Revenue Code, as amended, 26 U.S.C., Section
10 501(c), and listed as an exempt organization in
11 Section 501(c)(3) of the Internal Revenue Code,
12 as amended, and
- 13 (3) uses such vehicle exclusively for the
14 transportation of such surplus foods,
- 15 f. any vehicle which:
- 16 (1) is owned and operated by a private, nonprofit
17 organization which is exempt from taxation
18 pursuant to the provisions of Section 501(c)(3)
19 of the Internal Revenue Code, 26 U.S.C., Section
20 501(c)(3), and which is primarily funded by a
21 fraternal or civic service organization with at
22 least one hundred local chapters or clubs, and
- 23 (2) is designed and used to provide mobile health
24 screening services to the general public at no

1 cost to the recipient, and for which no
2 reimbursement of any kind is received from any
3 health insurance provider, health maintenance
4 organization or governmental program, or
5 g. any vehicle owned and operated by the Civil Air
6 Patrol, a congressionally chartered corporation that
7 also serves an auxiliary of the United States Air
8 Force and which is exempt from taxation pursuant to
9 the provisions of Section 501(c)(3) of the Internal
10 Revenue Code, 26 U.S.C., Section 501(c)(3), and is
11 used exclusively for its corporate missions of
12 aerospace education, cadet programs and emergency
13 services. Such license plates shall be permanent in
14 nature and designed in such a manner as to remain with
15 the vehicle for the duration of the life span of the
16 vehicle or until the title to such vehicle is
17 transferred to an owner who is not subject to this
18 exemption. Such vehicles shall be exempt from the
19 registration fees levied under Section 1132 of this
20 title, except that an initial registration fee of
21 Twenty-five Dollars (\$25.00) shall apply to each
22 vehicle.

23 Any person claiming to be eligible for a tax-exempt or nonprofit
24 license plate under the provisions of this paragraph must have the

1 name of the tax-exempt or nonprofit organization prominently
2 displayed upon the outside of the vehicle, except those vehicles
3 registered pursuant to the provisions of subparagraph b of this
4 paragraph, unless such display is prohibited by federal or state law
5 or by state agency rules. No vehicle shall be licensed as a tax-
6 exempt or nonprofit vehicle unless the vehicle has affixed on each
7 side thereof, in letters not less than two (2) inches high and two
8 (2) inches wide, the name of the tax-exempt or nonprofit
9 organization or the insignia or other symbol of such organization
10 which shall be of sufficient size, shape and color as to be readily
11 legible during daylight hours from a distance of fifty (50) feet
12 while the vehicle is not in motion.

13 Except as provided in subparagraph g of this paragraph, the
14 registration fee shall be Eight Dollars (\$8.00) and shall be in
15 addition to all other registration fees provided by law, except the
16 registration fees levied by Section 1132 of this title;

17 3. Physically Disabled License Plates - such plates shall be
18 designed for persons who are eligible for a physically disabled
19 placard under the provisions of Section 15-112 of this title. It
20 shall prominently display the international accessibility symbol,
21 which is a stylized human figure in a wheelchair. The Tax
22 Commission shall also design physically disabled license plates for
23 motorcycles owned by persons who are eligible for a physically
24 disabled placard pursuant to the provisions of Section 15-112 of

1 this title. Upon the death of the physically disabled person, the
2 disabled license plate shall be returned to the Tax Commission.
3 There shall be no fee for such plate in addition to the rate
4 provided by the Oklahoma Vehicle License and Registration Act for
5 the registration of the vehicle. For an additional fee of Ten
6 Dollars (\$10.00), a person eligible for a physically disabled
7 license plate shall have the option of purchasing a duplicate
8 physically disabled special license plate which shall be securely
9 attached to the front of the vehicle. The original physically
10 disabled special license plate shall be securely attached to the
11 rear of the vehicle at all times.

12 Any person who is eligible for a physically disabled license
13 plate and whose vehicle has had modifications because of the
14 physical disability of the owner or of a family member within the
15 second degree of consanguinity of the owner, may register the
16 vehicle for a flat fee of Twenty-five Dollars (\$25.00). This fee
17 shall be in lieu of all other registration fees provided by the
18 Oklahoma Vehicle License and Registration Act;

19 4. Indian Tribal License Plates - such plates shall be designed
20 for any vehicle of a native American Indian Tribal Association
21 exempted in Sections 201 through 204 of Public Law 97-473 and used
22 by the tribal association exclusively for the furtherance of its
23 tribal functions.
24

1 The registration fee shall be Eight Dollars (\$8.00) and shall be
2 in addition to all other registration fees provided by law, except
3 the registration fees levied by Section 1132 of this title;

4 5. Hearing Impaired License Plates - such plates shall be
5 designed for persons who are hearing impaired. Such persons may
6 apply for a hearing-impaired license plate for each vehicle with a
7 rated carrying capacity of one (1) ton or less upon the presentment
8 of an application on a form furnished by the Tax Commission and
9 certified by a physician holding a valid license to practice
10 pursuant to the licensing provisions of Title 59 of the Oklahoma
11 Statutes, attesting that the person is hearing impaired. The
12 license plate shall be designed so that such persons may be readily
13 identified as being hearing impaired. There shall be no additional
14 fee for the plate, but all other registration fees provided by the
15 Oklahoma Vehicle License and Registration Act shall apply;

16 6. Antique or Classic Vehicles License Plates - such plates
17 shall be designed and issued for any vehicle twenty-five (25) years
18 of age or older, based upon the date of manufacture thereof and
19 which travels on the highways of this state primarily incidental to
20 historical or exhibition purposes only.

21 The registration fee shall be Eight Dollars (\$8.00) and shall be
22 in addition to all other registration fees provided by law, except
23 the registration fees levied by Section 1132 of this title. Any
24 person registering an antique or classic vehicle may elect to have

1 the vehicle registered for a ten-year period. The registration fee
2 for the elected ten-year registration shall be Seventy-five Dollars
3 (\$75.00). The motor license agent registering the antique or
4 classic vehicle for a ten-year period shall receive one hundred
5 percent (100%) of the fees the motor license agent would have
6 otherwise received pursuant to subsection A of Section 1141.1 of
7 this title if the antique or classic vehicle had been registered on
8 an annual basis; and

9 7. Honorary Consul License Plates - such plates shall be
10 designed to include the words "Honorary Consul" and issued to
11 persons who are honorary consuls authorized by the United States to
12 perform consular duties. Persons applying for such license plates
13 must show proof of standing as an honorary consul. The fee for such
14 plate shall be Eight Dollars (\$8.00) and shall be in addition to all
15 other registration fees required by the Oklahoma Vehicle License and
16 Registration Act. The owner of the vehicle that possesses such
17 license plates shall return the special license plates to the
18 Oklahoma Tax Commission if the owner disposes of the vehicle during
19 the registration year or ceases to be authorized to perform consular
20 duties.

21 C. Special license plates provided by this section shall be
22 designed in such a manner as to identify the use or ownership of the
23 vehicle. Use of any vehicle possessing a special license plate
24 provided by this section for any purpose not specified herein shall

1 be grounds for revocation of the special license plate and
2 registration certificate.

3 D. The fees provided by this section shall be deposited in the
4 Oklahoma Tax Commission Reimbursement Fund.

5 SECTION 4. This act shall become effective November 1, 2021.

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7 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
8 04/08/2021 - DO PASS, As Amended.

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