

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

HOUSE BILL 4372

By: Ford

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S. 2021, Section 1135.1, which relates to special license plates; modifying the name of the Antique or Classic Vehicles License Plate; modifying requirements for certain plate; creating the Antique Vehicles License Plate; providing for design and issuance; providing certain vehicle requirements; providing for registration fee; specifying nonrequirement for annual renewal; providing for the reregistration of certain vehicles; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2021, Section 1135.1, is amended to read as follows:

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

Special license plates shall not be transferred to any other person but shall be removed from the vehicle upon transfer of ownership and retained. The special license plate may then be used

1 on another vehicle but only after such other vehicle has been
2 registered for the current year.

3 Except as provided in subsection B of this section, special
4 license plates shall be renewed each year by the Tax Commission or a
5 motor license agent. The Tax Commission shall annually notify by
6 mail all persons issued special license plates. The notice shall
7 contain all necessary information and shall contain instructions for
8 the renewal procedure upon presentation to a motor license agent or
9 the Tax Commission. The license plates shall be issued on a
10 staggered system. The motor license agent fees shall be paid out of
11 the Oklahoma Tax Commission Reimbursement Fund.

12 On and after January 1, 2022, if a physically disabled license
13 plate is issued pursuant to paragraph 3 of subsection B of this
14 section, any registration fee required for such plate pursuant to
15 this section and the fee required pursuant to Section 1132 of this
16 title shall be remitted at the same time and subject to a single
17 registration period. The Oklahoma Tax Commission shall determine,
18 by rule, a method for making required fee and registration period
19 adjustments when a physically disabled license plate is obtained
20 during a twelve-month period for which a registration fee has
21 already been remitted pursuant to Section 1132 of this title. The
22 combination of fees in a single remittance shall not alter the
23 apportionment otherwise provided for in this section.

1 B. The special license plates provided by this section are as
2 follows:

3 1. Political Subdivision License Plates - such plates shall be
4 designed for any vehicle owned by any political subdivision of this
5 state having obtained a proper Oklahoma certificate of title. Such
6 political subdivisions shall file an annual report with the Tax
7 Commission stating the agency where such vehicle is located. Such
8 license plates shall be permanent in nature and designed in such a
9 manner as to remain with the vehicle for the duration of the life
10 span of the vehicle or until the title is transferred to an owner
11 who is not a political subdivision.

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

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

17 a. any motor bus, manufactured home, or mobile chapel and
18 power unit owned and operated by a religious
19 corporation or society of this state holding a valid
20 exemption from taxation issued pursuant to Section
21 501(a) of the Internal Revenue Code, 26 U.S.C.,
22 Section 501(a), and listed as an exempt organization
23 in Section 501(c)(3) of the Internal Revenue Code, as
24 amended, 26 U.S.C., Section 501(c)(3), and that is

- 1 used by the corporation or society solely for the
2 furtherance of its religious functions,
- 3 b. any vehicle owned and operated only by nonprofit
4 organizations devoted exclusively to youth programs
5 including, but not limited to, the Girl Scouts and Boy
6 Scouts of America,
- 7 c. any vehicle, except passenger automobiles, owned or
8 operated by nonprofit organizations actually involved
9 in programs for the employment of the handicapped and
10 used exclusively in the transportation of goods or
11 materials for such organization,
- 12 d. any vehicle owned and operated by a nonprofit
13 organization that provides older persons
14 transportation to and from medical, dental and
15 religious services and relief from business and social
16 isolation,
- 17 e. any vehicle owned and operated by a private nonprofit
18 organization that:
- 19 (1) warehouses and distributes surplus foods to other
20 nonprofit agencies and organizations, ~~and~~
21 (2) holds a valid exemption from taxation issued
22 pursuant to Section 501(c) of the Internal
23 Revenue Code, as amended, 26 U.S.C., Section
24 501(c), and listed as an exempt organization in

1 Section 501(c)(3) of the Internal Revenue Code,
2 as amended, and

3 (3) uses such vehicle exclusively for the
4 transportation of such surplus foods,

5 f. any vehicle which:

6 (1) is owned and operated by a private, nonprofit
7 organization which is exempt from taxation
8 pursuant to the provisions of Section 501(c)(3)
9 of the Internal Revenue Code, 26 U.S.C., Section
10 501(c)(3), and which is primarily funded by a
11 fraternal or civic service organization with at
12 least one hundred local chapters or clubs, and

13 (2) is designed and used to provide mobile health
14 screening services to the general public at no
15 cost to the recipient, and for which no
16 reimbursement of any kind is received from any
17 health insurance provider, health maintenance
18 organization or governmental program, or

19 g. any vehicle owned and operated by the Civil Air
20 Patrol, a congressionally chartered corporation that
21 also serves an auxiliary of the United States Air
22 Force and which is exempt from taxation pursuant to
23 the provisions of Section 501(c)(3) of the Internal
24 Revenue Code, 26 U.S.C., Section 501(c)(3), and is

1 used exclusively for its corporate missions of
2 aerospace education, cadet programs and emergency
3 services. Such license plates shall be permanent in
4 nature and designed in such a manner as to remain with
5 the vehicle for the duration of the life span of the
6 vehicle or until the title to such vehicle is
7 transferred to an owner who is not subject to this
8 exemption. Such vehicles shall be exempt from the
9 registration fees levied under Section 1132 of this
10 title, except that an initial registration fee of
11 Twenty-five Dollars (\$25.00) shall apply to each
12 vehicle.

13 Any person claiming to be eligible for a tax-exempt or nonprofit
14 license plate under the provisions of this paragraph must have the
15 name of the tax-exempt or nonprofit organization prominently
16 displayed upon the outside of the vehicle, except those vehicles
17 registered pursuant to the provisions of subparagraph b of this
18 paragraph, unless such display is prohibited by federal or state law
19 or by state agency rules. No vehicle shall be licensed as a tax-
20 exempt or nonprofit vehicle unless the vehicle has affixed on each
21 side thereof, in letters not less than two (2) inches high and two
22 (2) inches wide, the name of the tax-exempt or nonprofit
23 organization or the insignia or other symbol of such organization
24 which shall be of sufficient size, shape and color as to be readily

1 legible during daylight hours from a distance of fifty (50) feet
2 while the vehicle is not in motion.

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

7 3. Physically Disabled License Plates - such plates shall be
8 designed for persons who are eligible for a physically disabled
9 placard under the provisions of Section 15-112 of this title. It
10 shall prominently display the international accessibility symbol,
11 which is a stylized human figure in a wheelchair. The Tax
12 Commission shall also design physically disabled license plates for
13 motorcycles owned by persons who are eligible for a physically
14 disabled placard pursuant to the provisions of Section 15-112 of
15 this title. Upon the death of the physically disabled person, the
16 disabled license plate shall be returned to the Tax Commission.
17 There shall be no fee for such plate in addition to the rate
18 provided by the Oklahoma Vehicle License and Registration Act for
19 the registration of the vehicle. For an additional fee of Ten
20 Dollars (\$10.00), a person eligible for a physically disabled
21 license plate shall have the option of purchasing a duplicate
22 physically disabled ~~special~~ license plate which shall be securely
23 attached to the front of the vehicle. The original physically
24

1 disabled ~~special~~ license plate shall be securely attached to the
2 rear of the vehicle at all times.

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

10 4. Indian Tribal License Plates - such plates shall be designed
11 for any vehicle of a native American Indian Tribal Association
12 exempted in Sections 201 through 204 of Public Law 97-473 and used
13 by the tribal association exclusively for the furtherance of its
14 tribal functions.

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

18 5. Hearing Impaired License Plates - such plates shall be
19 designed for persons who are hearing impaired. Such persons may
20 apply for a hearing-impaired license plate for each vehicle with a
21 rated carrying capacity of one (1) ton or less upon the presentment
22 of an application on a form furnished by the Tax Commission and
23 certified by a physician holding a valid license to practice
24 pursuant to the licensing provisions of Title 59 of the Oklahoma

1 Statutes, attesting that the person is hearing impaired. The
2 license plate shall be designed so that such persons may be readily
3 identified as being hearing impaired. There shall be no additional
4 fee for the plate, but all other registration fees provided by the
5 Oklahoma Vehicle License and Registration Act shall apply;

6 6. ~~Antique or~~ Classic Vehicles License Plates - such plates
7 shall be designed and issued for any vehicle twenty-five (25) ~~years~~
8 ~~of age or older~~ to forty-four (44) years of age, based upon the date
9 of manufacture thereof and which travels on the highways of this
10 state primarily incidental to historical or exhibition purposes
11 only.

12 The registration fee shall be Eight Dollars (\$8.00) and shall be
13 in addition to all other registration fees provided by law, except
14 the registration fees levied by Section 1132 of this title. Any
15 person registering ~~an antique or~~ a classic vehicle may elect to have
16 the vehicle registered for a ten-year period. The registration fee
17 for the elected ten-year registration shall be Seventy-five Dollars
18 (\$75.00). The motor license agent registering the ~~antique or~~
19 classic vehicle for a ten-year period shall receive one hundred
20 percent (100%) of the fees the motor license agent would have
21 otherwise received pursuant to subsection A of Section 1141.1 of
22 this title if the ~~antique or~~ classic vehicle had been registered on
23 an annual basis; ~~and~~

1 7. Antique Vehicles License Plates - such plates shall be
2 designed and issued for any vehicle forty-five (45) years of age or
3 older, based upon the date of manufacture thereof and which travels
4 on the highways of this state primarily incidental to historical or
5 exhibition purposes only.

6 There shall be a one-time registration fee of Eight Dollars
7 (\$8.00) which shall be in addition to all other registration fees
8 provided by law, except the registration fees levied by Section 1132
9 of this title. Annual renewal is not required. Vehicles currently
10 registered pursuant to paragraph 6 of this subsection that meet the
11 requirements of this paragraph may be reregistered under the
12 provisions of this paragraph at expiration of the vehicle's current
13 registration term; and

14 8. Honorary Consul License Plates - such plates shall be
15 designed to include the words "Honorary Consul" and issued to
16 persons who are honorary consuls authorized by the United States to
17 perform consular duties. Persons applying for such license plates
18 must show proof of standing as an honorary consul. The fee for such
19 plate shall be Eight Dollars (\$8.00) and shall be in addition to all
20 other registration fees required by the Oklahoma Vehicle License and
21 Registration Act. The owner of the vehicle that possesses such
22 license plates shall return the special license plates to the
23 Oklahoma Tax Commission if the owner disposes of the vehicle during
24

1 the registration year or ceases to be authorized to perform consular
2 duties.

3 C. Special license plates provided by this section shall be
4 designed in such a manner as to identify the use or ownership of the
5 vehicle. Use of any vehicle possessing a special license plate
6 provided by this section for any purpose not specified herein shall
7 be grounds for revocation of the special license plate and
8 registration certificate.

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

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

12

13 58-2-8909 JBH 12/16/21

14

15

16

17

18

19

20

21

22

23

24