1	SENATE FLOOR VERSION February 26, 2024
2	AS AMENDED
3	SENATE BILL NO. 1487 By: Kidd
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6	[motor vehicle license and registration -
7	apportionment limits - effective date - emergency]
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10	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
11	SECTION 1. AMENDATORY 47 O.S. 2021, Section 1104, as
12	amended by Section 10, Chapter 47, 1st Extraordinary Session, O.S.L.
13	2023 (47 O.S. Supp. 2023, Section 1104), is amended to read as
14	follows:
15	Section 1104. A. Unless otherwise provided by law, all fees,
16	taxes, and penalties collected or received pursuant to the Oklahoma
17	Vehicle License and Registration Act or Section 1-101 et seq. of
18	this title shall be apportioned and distributed monthly by the
19	Oklahoma Tax Commission in accordance with this section. Service
20	Oklahoma shall provide to the Oklahoma Tax Commission monthly
21	reports of motor vehicle collection information, including, but not
22	limited to, motor vehicle monthly apportionment information,
23	refunds, canceled vouchers, waste tire collections, organ donor
24	program amounts, driver license records, prorate amounts, and sales

tax amounts. The reports shall be delivered electronically pursuant to the current calendar year apportionment disbursement schedule provided to Service Oklahoma by the Oklahoma Tax Commission on or before December 1st annually.

One percent (1%) of fees collected shall be apportioned to the Licensed Operator Performance Fund created in Section 3-106 of this title, in accordance with the applicable metrics determined by Service Oklahoma.

- B. 1. The following percentages of the monies referred to in subsection A of this section shall be apportioned to the various school districts in accordance with paragraph 2 of this subsection:
 - a. from October 1, 2000, until June 30, 2001, thirty-five and forty-six one-hundredths percent (35.46%),
 - b. for the year beginning July 1, 2001, and ending June 30, 2002, thirty-five and ninety-one one-hundredths percent (35.91%),
 - c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, thirty-six and twenty one-hundredths percent (36.20%),
 - d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, thirty-six and twenty one-hundredths percent (36.20%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for

the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the General Revenue Fund, and

- e. for the year beginning July 1, 2019, and all subsequent years, thirty-six and twenty one-hundredths percent (36.20%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.
- 2. The monies apportioned pursuant to subparagraphs a through e of paragraph 1 of this subsection shall be apportioned to the various school districts so that each district shall receive an amount based upon the proportion that each district's average daily attendance bears to the total average daily attendance of those districts entitled to receive funds pursuant to this section as certified by the State Department of Education.

Each district's allocation of funds shall be remitted to the county treasurer of the county wherein the administrative headquarters of the district are located.

No district shall be eligible for the funds herein provided
unless the district makes an ad valorem tax levy of fifteen (15)
mills and maintains nine (9) years of instruction and pursuant to
the rules of the State Board of Education, is authorized to maintain
ten (10) years of instruction.

- C. The following percentages of the monies referred to in subsection A of this section shall be remitted to the State

 Treasurer to be credited to the General Revenue Fund of the State

 Treasury:
- 1. From October 1, 2000, until June 30, 2001, forty-five and ninety-seven one-hundredths percent (45.97%);
- 2. For the year beginning July 1, 2001, and ending June 30, 2002, forty-five and twenty-nine one-hundredths percent (45.29%);
 - 3. For the year beginning July 1, 2002, and for the subsequent fiscal years ending June 30, 2007, forty-four and eighty-four one-hundredths percent (44.84%);
 - 4. For the year beginning July 1, 2007, and ending June 30, 2008, thirty-nine and eighty-four one-hundredths percent (39.84%);
- 5. For the year beginning July 1, 2008, and ending June 30, 20 2009, thirty-four and eighty-four one-hundredths percent (34.84%);
- 6. For the period beginning July 1, 2009, and ending December 31, 2012, twenty-nine and eighty-four one-hundredths percent (29.84%);

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- 7. For the period beginning January 1, 2013, and ending June 30, 2013, twenty-nine and thirty-four one-hundredths percent (29.34%);
- 8. For the year beginning July 1, 2013, and ending June 30, 2014, twenty-six and eighty-four one-hundredths percent (26.84%); and
 - 9. For the year beginning July 1, 2014, through the year ending June 30, 2019, twenty-four and eighty-four one-hundredths percent (24.84%).
 - D. The following percentages of the monies referred to in subsection A of this section shall be remitted to the State

 Treasurer to be credited to the State Transportation Fund:
- 1. From October 1, 2000, until June 30, 2001, thirty onehundredths percent (0.30%);
- 2. For the year beginning July 1, 2001, through the year ending on June 30, 2015, thirty-one one-hundredths percent (0.31%);
- 3. For the year beginning July 1, 2015, through the year ending on June 30, 2019, thirty-one one-hundredths percent (0.31%), but in no event shall the amount apportioned in any fiscal year pursuant to this paragraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the General Revenue Fund; and

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1	4. For the year beginning July 1, 2019, and all subsequent
2	years, thirty-one one-hundredths percent (0.31%), but in no event
3	shall the amount apportioned in any fiscal year pursuant to this
4	paragraph exceed the total amount apportioned for the fiscal year
5	ending on June 30, 2015. Any amounts in excess of such limitation
6	shall be placed to the credit of the Rebuilding Oklahoma Access and
7	Driver Safety Fund created in Section 1521 of Title 69 of the
8	Oklahoma Statutes.

- E. 1. The following percentages of the monies referred to in subsection A of this section shall be apportioned to the various counties as set forth in paragraph 2 of this subsection:
 - a. from October 1, 2000, until June 30, 2001, seven and nine one-hundredths percent (7.09%),
 - b. for the year beginning July 1, 2001, and ending June 30, 2002, seven and eighteen one-hundredths percent (7.18%),
 - c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, seven and twenty-four one-hundredths percent (7.24%),
 - d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, seven and twenty-four one-hundredths percent (7.24%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for

the fiscal year ending on June 30, 2015. Any amounts
in excess of such limitation shall be placed to the
credit of the General Revenue Fund, and

- e. for the year beginning July 1, 2019, and all subsequent years, seven and twenty-four one-hundredths percent (7.24%), but in no event shall the amount apportioned in any fiscal year fiscal years 2019

 through 2024 pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.
- 2. The monies apportioned pursuant to subparagraphs a through e of paragraph 1 of this subsection shall be apportioned as follows: forty percent (40%) of such sum shall be distributed to the various counties in that proportion which the county road mileage of each county bears to the entire state road mileage as certified by the Transportation Commission and the remaining sixty percent (60%) of such sum shall be distributed to the various counties on the basis which the population and area of each county bears to the total population and area of the state. The population shall be as shown by the last Federal Decennial Census or the most recent annual

estimate provided by the United States Bureau of the Census. The

funds shall be used for the purpose of constructing and maintaining

county highways; provided, however, the county treasurer may deposit

so much of the funds in the sinking fund as may be necessary for the

retirement of interest and annual accrual of indebtedness created by

the issuance of county or township bonds for road purposes. Such

deposits to the sinking fund shall not exceed forty percent (40%) of

the funds allocated to a county pursuant to this paragraph.

- F. 1. The following percentages of the monies referred to in subsection A of this section shall be remitted to the county treasurers of the respective counties and by them deposited in a separate special revenue fund to be used by the county commissioners in accordance with paragraph 2 of this subsection:
 - a. from October 1, 2000, until June 30, 2001, two and fifty-three one-hundredths percent (2.53%),
 - b. for the year beginning July 1, 2001, and ending June 30, 2002, two and fifty-six one-hundredths percent (2.56%),
 - c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, two and fifty-nine one-hundredths percent (2.59%),
 - d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, two and fifty-nine one-hundredths percent (2.59%), but in no event shall the

amount apportioned in any fiscal year pursuant to this
subparagraph exceed the total amount apportioned for
the fiscal year ending on June 30, 2015. Any amounts
in excess of such limitation shall be placed to the
credit of the General Revenue Fund, and

- e. for the year beginning July 1, 2019, and all subsequent years, two and fifty-nine one-hundredths percent (2.59%), but in no event shall the amount apportioned in any fiscal year fiscal years 2019

 through 2024 pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.
- 2. The monies apportioned pursuant to subparagraphs a through e of paragraph 1 of this subsection shall be used for the primary purpose of matching federal funds for the construction of federal aid projects on county roads, or constructing and maintaining county or township highways and permanent bridges of such counties. The distribution of monies apportioned by this paragraph shall be made upon the basis of the current formula based upon road mileage, area and population as related to county road improvement and maintenance

- costs. Provided, however, the Department of Transportation may
 update the formula factors from time to time as necessary to account
 for changing conditions.
 - G. 1. The following percentages of the monies referred to in subsection A of this section shall be transmitted by the Tax Commission to the various counties as set forth in paragraph 2 of this subsection:
 - a. from October 1, 2000, until June 30, 2001, three and fifty-five one-hundredths percent (3.55%),
 - b. for the year beginning July 1, 2001, and ending June 30, 2002, three and fifty-nine one-hundredths percent (3.59%),
 - c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, three and sixty-two one-hundredths percent (3.62%),
 - d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, three and sixty-two one-hundredths percent (3.62%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the General Revenue Fund, and

- for the year beginning July 1, 2019, and all subsequent years, three and sixty-two one-hundredths percent (3.62%), but in no event shall the amount apportioned in any fiscal year fiscal years 2019 through 2024 pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.
 - 2. The monies apportioned pursuant to subparagraphs a through e of paragraph 1 of this subsection shall be transmitted to the various counties on the basis of a formula to be developed by the Department of Transportation. Such formula shall be similar to that currently used for the distribution of County Bridge Program Funds funds, but also taking into consideration the effect of terrain and traffic volume as related to county road improvement and maintenance costs. Provided, however, the Department of Transportation may update the formula factors from time to time as necessary to account for changing conditions. The funds shall be transmitted to the various county treasurers to be deposited in the county highway fund of their respective counties.

1 The following percentages of the monies referred to in subsection A of this section shall be apportioned to the various 2 counties as set forth in paragraph 2 of this subsection: 3 from October 1, 2000, until June 30, 2001, eighty-one 4 a. 5 one-hundredths percent (0.81%), for the year beginning July 1, 2001, and ending June 6 b. 30, 2002, eighty-two one-hundredths percent (0.82%), 7 for the year beginning July 1, 2002, through the year 8 C. 9 ending on June 30, 2015, eighty-three one-hundredths 10 percent (0.83%), for the year beginning July 1, 2015, through the year 11 d. ending on June 30, 2019, eighty-three one-hundredths 12 percent (0.83%), but in no event shall the amount 13 apportioned in any fiscal year pursuant to this 14 subparagraph exceed the total amount apportioned for 15 the fiscal year ending on June 30, 2015. Any amounts 16 in excess of such limitation shall be placed to the 17 credit of the General Revenue Fund, and 18 for the year beginning July 1, 2019, and all 19 е. subsequent years, eighty-three one-hundredths percent 20 (0.83%), but in no event shall the amount apportioned 21 in any fiscal year pursuant to this subparagraph 22 exceed the total amount apportioned for the fiscal 23

year ending on June 30, 2015. Any amounts in excess

of such limitation shall be placed to the credit of
the Rebuilding Oklahoma Access and Driver Safety Fund
created in Section 1521 of Title 69 of the Oklahoma
Statutes.

2. The monies apportioned pursuant to subparagraphs a through e of paragraph 1 of this subsection shall be apportioned to the various counties based upon the proportion that each county's population bears to the total state population.

Each county's allocation of funds shall be remitted to the various county treasurers to be deposited in the general fund of the county and used for the support of county government.

- I. 1. The following percentages of the monies referred to in subsection A of this section shall be apportioned to the various cities and incorporated towns as set forth in paragraph 2 of this subsection:
 - a. from October 1, 2000, until June 30, 2001, three and four one-hundredths percent (3.04%),
 - b. for the year beginning July 1, 2001, and ending June 30, 2002, three and eight one-hundredths percent (3.08%),
 - c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, three and ten one-hundredths percent (3.10%),

- d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, three and ten one-hundredths percent (3.10%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the General Revenue Fund, and
 - e. for the year beginning July 1, 2019, and all subsequent years, three and ten one-hundredths percent (3.10%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.
- 2. The monies apportioned pursuant to subparagraphs a through e of paragraph 1 of this subsection shall be apportioned to the various cities and incorporated towns based upon the proportion that each city or incorporated town's population bears to the total population of all cities and incorporated towns in the state. Such funds shall be remitted to the various county treasurers for

- 1 | allocation to the various cities and incorporated towns. All such
- 2 | funds shall be used for the construction, maintenance, repair,
- 3 improvement and lighting of streets and alleys. Provided, however,
- 4 | the governing board of any city or town may, with the approval of
- 5 | the county excise board, transfer any surplus funds to the general
- 6 revenue fund of such city or town whenever an emergency requires
- 7 | such a transfer.
- 8 J. The following percentages of the monies referred to in
- 9 subsection A of this section shall be remitted to the State
- 10 Treasurer to be credited to the Oklahoma Law Enforcement Retirement
- 11 Fund:
- 12 1. From October 1, 2000, until June 30, 2001, one and twenty-
- 13 two one-hundredths percent (1.22%);
- 2. For the year beginning July 1, 2001, and ending June 30,
- 15 2002, one and twenty-three one-hundredths percent (1.23%); and
- 16 3. For the year beginning July 1, 2002, and all subsequent
- 17 | years, one and twenty-four one-hundredths percent (1.24%).
- 18 K. Three one-hundredths of one percent (3/100 of 1%) of the
- 19 | monies referred to in subsection A of this section shall be remitted
- 20 to the State Treasurer to be credited to the Wildlife Conservation
- 21 | Fund. Seventy-five percent (75%) of the funds shall be used for
- 22 | fish habitat restoration and twenty-five percent (25%) of the funds
- 23 | shall be used in the fish hatchery system for fish production.

- L. 1. For the year beginning July 1, 2007, and ending June 30, 2008, five percent (5%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes.
 - 2. For the year beginning July 1, 2008, and ending June 30, 2009, ten percent (10%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes.
 - 3. For the period beginning July 1, 2009, and ending December 31, 2012, fifteen percent (15%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes.
 - 4. For the period beginning January 1, 2013, and ending June 30, 2013, fifteen and fifty one-hundredths percent (15.50%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes.
 - 5. For the year beginning July 1, 2013, and ending June 30, 2014, eighteen percent (18%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be

credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes.

- 6. For the year beginning July 1, 2014, twenty percent (20%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes.
- 7. For the year beginning July 1, 2015, through the year ending on June 30, 2019, twenty percent (20%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma Statutes, but in no event shall the total amount apportioned in any fiscal year pursuant to this paragraph exceed One Hundred Twenty Million Dollars (\$120,000,000.00). Any amounts in excess of One Hundred Twenty Million Dollars (\$120,000,000.00) shall be placed to the credit of the General Revenue Fund.
 - 8. a. Except as provided in subparagraph b of this paragraph, for the year beginning July 1, 2019, and all subsequent years, twenty percent (20%) of monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the County Improvements for Roads and Bridges Fund as created in Section 507 of Title 69 of the Oklahoma

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Statutes, but in no event shall the total amount apportioned in any fiscal year pursuant to this paragraph exceed the fiscal year limitations provided in subparagraph c of this paragraph. Any amounts in excess of the fiscal year limitations provided in subparagraph c of this paragraph shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes,

- b. (1) for the fiscal year beginning July 1, 2021, through the fiscal year ending June 30, 2026, the Oklahoma Tax Commission shall remit twenty-five percent (25%) of the monthly allocation, otherwise scheduled to be credited to the County Improvements for Roads and Bridges Fund, to the various counties of the state. The Commission shall distribute such funds monthly to each county treasurer as follows:
 - (a) one-third (1/3) of such funds shall be distributed to the various counties in the proportion which the area of each county bears to the total area of the state,
 - (b) one-third (1/3) of such funds shall be distributed to the various counties in the

1	proportion which the certified county road
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2	miles of each county bear to the total sum
3	of county road miles in the state, and
4	(c) one-third $(1/3)$ of such funds shall be
5	distributed to the various counties in the
6	proportion which the total replacement cos
7	for obsolete or deficient bridges according
8	to the most recent ODOT Department of
9	Transportation yearly Bridge Summary Repor
10	for County Bridges for each county bears to
11	the total amount of such cost for all such
12	county bridges in the state, and
13	(2) for the fiscal year beginning July 1, 2026, and
14	all subsequent fiscal years thereafter, the
15	Oklahoma Tax Commission shall remit twenty-five
16	percent (25%) of the monthly allocation,
17	otherwise scheduled to be credited to the Count
18	Improvements for Roads and Bridges Fund, to the
19	various counties of the state. The Commission
20	shall distribute such funds monthly to each
21	county treasurer as follows:
22	(a) one-third $(1/3)$ of such funds shall be
23	distributed to the various counties in the
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proportion which the area of each county bears to the total area of the state,

- one-third (1/3) of such funds shall be distributed to the various counties in the proportion which the certified county road miles of each county bear to the total sum of county road miles in the state, and
- one-third (1/3) of such funds shall be distributed to the various counties in the proportion which the number of county bridges in each county according to the ODOT Department of Transportation 2020 Bridge Summary Report for County Bridges bears to the total sum of county bridges in the state

Each county treasurer shall deposit such funds to the county's county highway fund and such funds shall be used for maintenance and operations. In no event shall the total amount apportioned in any fiscal year pursuant to the provisions of subparagraphs a and b of this paragraph exceed the fiscal year limitations provided in subparagraph

the total amount apportioned each fiscal year pursuant to this paragraph shall be limited as follows:

1	(1)	for fiscal years 2020	
2		through 2022	\$120,000,000.00,
3	(2)	for fiscal year 2023	\$125,000,000.00,
4	(3)	for fiscal year 2024	\$130,000,000.00,
5	(4)	for fiscal year 2025	\$135,000,000.00,
6	(5)	for fiscal year 2026	\$140,000,000.00,
7	(6)	for fiscal year 2027	\$145,000,000.00,
8	(7)	for fiscal year 2028 and all	
9		subsequent fiscal years	
10		thereafter	\$150,000,000.00.

- M. Twenty-four and eighty-four one-hundredths percent (24.84%) of the monies referred to in subsection A of this section shall be remitted to the State Treasurer to be credited to the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.
- N. Monies allocated to counties by this section may be estimated by the county excise board in the budget for the county as anticipated revenue to the extent of ninety percent (90%) of the previous year's income from such source; provided, not more than fifteen percent (15%) can be encumbered during any month.
- O. Notwithstanding any other provisions of this section, for the fiscal year beginning July 1, 2003, the first One Hundred Thousand Dollars (\$100,000.00) of the monies collected or received by the Tax Commission pursuant to the registration of motorcycles

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    and mopeds in this state shall be placed to the credit of the
    Oklahoma Tax Commission Revolving Fund.
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        SECTION 2. This act shall become effective July 1, 2024.
        SECTION 3. It being immediately necessary for the preservation
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    of the public peace, health or safety, an emergency is hereby
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    declared to exist, by reason whereof this act shall take effect and
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    be in full force from and after its passage and approval.
    COMMITTEE REPORT BY: COMMITTEE ON FINANCE
    February 26, 2024 - DO PASS AS AMENDED
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