

1 **SENATE FLOOR VERSION**

2 February 12, 2024

3 SENATE BILL NO. 1922

By: Haste

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6 An Act relating to license plates; amending 47 O.S.
7 2021, Sections 1137.1, as last amended by Section 1,
8 Chapter 262, O.S.L. 2023, 1137.2, as amended by
9 Section 171, Chapter 282, O.S.L. 2022, and 1137.3, as
10 last amended by Section 2, Chapter 262, O.S.L. 2023
11 (47 O.S. Supp. 2023, Sections 1137.1, 1137.2, and
12 1137.3), which relate to the issuance of temporary
13 license plates; updating statutory language;
14 modifying information to be shown on temporary
15 license plates; granting certain authorization;
16 granting rulemaking powers to certain bodies; setting
17 requirements for certain vendors; setting
18 requirements for temporary license plates; providing
19 for codification; and providing an effective date.
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BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2021, Section 1137.1, as
last amended by Section 1, Chapter 262, O.S.L. 2023 (47 O.S. Supp.
2023, Section 1137.1), is amended to read as follows:

Section 1137.1. A. Except for vehicles, travel trailers, or
commercial trailers which display a current Oklahoma license tag,
upon the purchase or transfer of ownership of a used motor vehicle,
travel trailer, or commercial trailer, including an out-of-state
purchase or transfer of the same, to a licensed used motor vehicle
dealer, wholesale used motor vehicle dealer, used travel trailer

1 dealer, or used commercial trailer dealer, subsequently referred to
2 in this section as "dealer", the dealer shall affix a used dealer's
3 plate visible from the rear of the vehicle, travel trailer, or
4 commercial trailer. Such license plate shall expire on December 31
5 of each year. When the vehicle, travel trailer, or commercial
6 trailer is parked on the dealer's licensed place of business, it
7 shall not be required to have a license plate of any kind affixed.
8 A dealer shall obtain from Service Oklahoma at a cost of Ten Dollars
9 (\$10.00) a dealer license plate for demonstrating, transporting, or
10 any other normal business of a dealer including use by an individual
11 holding a valid salesperson's license issued by the Oklahoma Used
12 Motor Vehicle ~~and Parts~~, Dismantler, and Manufactured Housing
13 Commission. Any dealer who operates a wrecker or towing service
14 licensed pursuant to Sections 951 through 957 of this title shall
15 register each wrecker vehicle and display a wrecker license plate on
16 each vehicle as required by Section 1134.3 of this title. A dealer
17 may obtain as many additional license plates as may be desired upon
18 the payment of Ten Dollars (\$10.00) for each additional license
19 plate. Use of the used dealer license plate by a licensed dealer
20 for other than the purposes as set forth herein shall constitute
21 grounds for revocation of the dealer's license. Service Oklahoma
22 shall design the official used dealer license plate to include the
23 used dealer's license number issued to him or her each year by
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1 Service Oklahoma or the Oklahoma Used Motor Vehicle and Parts,
2 Dismantler, and Manufactured Housing Commission.

3 B. Upon the purchase or transfer of ownership of an out-of-
4 state used motor vehicle, travel trailer, or commercial trailer to a
5 licensed dealer, the dealer shall make application for an Oklahoma
6 certificate of title pursuant to the Oklahoma Vehicle License and
7 Registration Act, Section 1101 et seq. of this title. Upon receipt
8 of the Oklahoma certificate of title, the dealer shall follow the
9 procedure as set forth in subsection A of this section. Provided,
10 nothing in this title shall be construed as requiring a dealer to
11 register a used motor vehicle, travel trailer, or commercial trailer
12 purchased in another state which will not be operated or sold in
13 this state.

14 C. Upon sale or transfer of ownership of the used motor vehicle
15 or travel trailer, the dealer shall place upon the reassignment
16 portion of the certificate of title a tax stamp issued by the county
17 treasurer of the county in which the dealer has his or her primary
18 place of business. The tax stamp shall be issued upon payment of a
19 fee of Three Dollars and fifty cents (\$3.50) and shall be in lieu of
20 the dealer's ad valorem tax on the inventories of used motor
21 vehicles or travel trailers but shall not relieve any other property
22 of the dealer from ad valorem taxation.

23 D. Upon sale of a used motor vehicle or travel trailer to
24 another licensed dealer, the selling dealer shall place the tax

1 stamp required in subsection C of this section upon the certificate
2 of title. The used dealer license plate or wholesale dealer license
3 plate shall be removed by the selling dealer. The purchasing dealer
4 shall, at time of purchase, place his or her dealer license plate on
5 the used motor vehicle, travel trailer, or commercial trailer as
6 provided in subsection A of this section; provided, for vehicles,
7 travel trailers, or commercial trailers purchased by a licensed used
8 dealer at an auction, in lieu of such placement of the dealer
9 license plate, the auction may provide temporary documentation as
10 approved by the Director of ~~the Motor Vehicle Division of Service~~
11 Oklahoma for the purpose of transporting such vehicle to the
12 purchaser's point of destination. Such temporary documentation
13 shall be valid for two (2) days following the date of sale.

14 E. The purchaser of every used motor vehicle, travel trailer,
15 or commercial trailer, except as otherwise provided by law, shall
16 obtain registration and title for the vehicle or trailer within two
17 (2) months from the date of purchase of same. It shall be the
18 responsibility of the selling dealer to place a temporary license
19 plate, in size similar to the permanent Oklahoma license plate but
20 of a weatherproof plastic-impregnated substance approved by the
21 Oklahoma Used Motor Vehicle and Parts, Dismantler, and Manufactured
22 Housing Commission, upon a used motor vehicle, travel trailer, or
23 commercial trailer when a transaction is completed for the sale of
24 ~~said~~ such vehicle. The temporary license plate under this

1 subsection shall be placed at the location provided for the
2 permanent motor vehicle license plate. The temporary license plate
3 shall show the ~~license number which is issued to the dealer each~~
4 ~~year by Service Oklahoma or the Used Motor Vehicle and Parts~~
5 ~~Commission, the date the used motor vehicle, travel trailer, or~~
6 ~~commercial trailer was purchased and the company name of the selling~~
7 ~~dealer~~ information required pursuant to Section 4 of this act. The
8 Oklahoma Used Motor Vehicle and Parts, Dismantler, and Manufactured
9 Housing Commission is hereby directed to develop the temporary
10 license plate design to incorporate ~~these~~ such requirements in a
11 manner that will permit law enforcement personnel to readily
12 identify the ~~dealer~~ license number and date of the vehicle purchase.
13 The Oklahoma Used Motor Vehicle and Parts, Dismantler, and
14 Manufactured Housing Commission is hereby authorized to develop
15 additional requirements and parameters as deemed appropriate to
16 discourage or prevent illegal duplication and use of the temporary
17 license plate. Such temporary license plate shall be valid for a
18 period of two (2) months from the date of purchase. Use of the
19 temporary license by a dealer for other than the purposes set forth
20 herein shall constitute grounds for revocation of the dealer's
21 license to conduct business. Purchasers of a commercial trailer
22 shall affix the temporary license plate to the rear of the
23 commercial trailer. The purchaser shall display the temporary
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1 license plate for a period not to exceed two (2) months or until
2 registration and title are obtained as provided in this section.

3 The provisions of this subsection on temporary licenses shall
4 apply to nonresidents who purchase a used motor vehicle, travel
5 trailer, or commercial trailer within this state that is to be
6 licensed in another state. The nonresident purchaser shall be
7 allowed to operate the vehicle or trailer within the state with a
8 temporary license plate for a period not to exceed two (2) months
9 from date of purchase. Any nonresident purchaser found to be
10 operating a used motor vehicle, travel trailer, or commercial
11 trailer within this state after two (2) months shall be subject to
12 the registration fees of this state upon the same terms and
13 conditions applying to residents of this state.

14 F. It shall be unlawful for any dealer to procure the
15 registration and licensing of any used motor vehicle, travel
16 trailer, or commercial trailer sold by the dealer or to act as the
17 agent for the purchaser in the procurement of the registration and
18 licensing of the purchaser's used vehicle, travel trailer, or
19 commercial trailer. A license of any dealer violating the provision
20 of this section may be revoked.

21 G. Dealers following the procedure set forth herein shall not
22 be required to register vehicles, travel trailers, or commercial
23 trailers to which this section applies, nor will the registration
24 fee otherwise required be assessed. Provided, dealers shall not

1 purchase or trade for a used motor vehicle, travel trailer, or
2 commercial trailer on which the registration therefor has been
3 expired for a period exceeding two (2) months without obtaining
4 current registration therefor.

5 H. A nonprofit charitable organization which is exempt from
6 taxation pursuant to the provisions of the Internal Revenue Code, 26
7 U.S.C., Section 501(c)(3), and which accepts donations of used motor
8 vehicles previously titled in Oklahoma to be subsequently
9 transferred to another owner, upon the qualifying organization
10 providing sufficient documentation of its tax-exempt status, may
11 obtain from Service Oklahoma charitable nonprofit organization
12 license plates for demonstrating, transporting, or test-driving
13 donated vehicles, provided that no organization shall possess or use
14 at any one time more than eight such plates. Service Oklahoma shall
15 design distinctive license plates for that purpose. The cost for
16 ~~said~~ such plates shall be the same as provided in subsection A of
17 this section for dealer plates.

18 I. The transfer of ownership from the vehicle donor to the
19 qualifying nonprofit organization described in subsection H of this
20 section shall be made without the payment of motor vehicle excise
21 tax levied pursuant to Section 2103 of Title 68 of the Oklahoma
22 Statutes.

1 SECTION 2. AMENDATORY 47 O.S. 2021, Section 1137.2, as
2 amended by Section 171, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
3 2023, Section 1137.2), is amended to read as follows:

4 Section 1137.2. ~~Service Oklahoma~~ The Oklahoma Motor Vehicle
5 Commission and the Oklahoma Used Motor Vehicle, Dismantler, and
6 Manufactured Housing Commission shall have the ~~sole~~ authority to
7 grant the power to issue the dealer license plate specified in
8 subsection A of Section 1137.1 of this title to authorized temporary
9 license plate vendors, pursuant to the provisions of Section 4 of
10 this act.

11 SECTION 3. AMENDATORY 47 O.S. 2021, Section 1137.3, as
12 last amended by Section 2, Chapter 262, O.S.L. 2023 (47 O.S. Supp.
13 2023, Section 1137.3), is amended to read as follows:

14 Section 1137.3. The purchaser of every new motor vehicle,
15 travel trailer, or commercial trailer shall register or license the
16 same within two (2) months from the date of purchase. It shall be
17 the responsibility of the selling dealer to place a temporary
18 license plate, in size similar to the permanent Oklahoma license
19 plate but of a weatherproof plastic-impregnated substance approved
20 by the Oklahoma Motor Vehicle Commission, upon a new motor vehicle,
21 travel trailer, or commercial trailer when a transaction is
22 completed for the sale of ~~said~~ such vehicle or trailer. Except for
23 cab and chassis trucks, the temporary license plate under this
24 section shall be placed at the location provided for the permanent

1 motor vehicle license plate. The purchaser of a new cab and chassis
2 truck may place the temporary license plate under this section in
3 the rear window. ~~Said~~ Such temporary license plate shall show the
4 ~~dealer's license number which is issued to him or her each year by~~
5 ~~Service Oklahoma, the date the new motor vehicle, travel trailer or~~
6 ~~commercial trailer was purchased and the company name of the selling~~
7 ~~dealer~~ information required pursuant to Section 4 of this act. The
8 Oklahoma Motor Vehicle Commission is hereby directed to develop a
9 temporary license plate design to incorporate these requirements in
10 a manner that will permit law enforcement personnel to readily
11 identify the ~~dealer~~ license number and date of the vehicle purchase.
12 The Oklahoma Motor Vehicle Commission is further authorized to
13 develop additional requirements and parameters designed to
14 discourage or prevent illegal duplication and use of the temporary
15 license plate. On or before two (2) months from the date of
16 purchase of a new motor vehicle, travel trailer, or commercial
17 trailer, ~~said~~ such temporary license plate shall be removed and
18 replaced with a permanent, current Oklahoma license plate. Use of
19 ~~said~~ such temporary license plate by a licensed dealer for other
20 than the purpose of normally doing business shall constitute grounds
21 for revocation of the dealer's license.

22 It shall be unlawful for any licensed dealer of new motor
23 vehicles, travel trailers, or commercial trailers to procure the
24 registration and licensing of any new motor vehicle, travel trailer,

1 or commercial trailer sold by such licensed dealer or to act as the
2 agent for such purchaser in the procurement of ~~said~~ such
3 registration and licensing. The license of any licensed dealer of
4 new motor vehicles, travel trailers, or commercial trailers
5 violating the provisions of this section shall be revoked.

6 SECTION 4. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 1137.4 of Title 47, unless there
8 is created a duplication in numbering, reads as follows:

9 A. The Oklahoma Motor Vehicle Commission and the Oklahoma Used
10 Motor Vehicle, Dismantler, and Manufactured Housing Commission shall
11 have the power and duty to promulgate rules and procedures to
12 designate and register authorized temporary license plate vendors in
13 this state. Such vendors shall:

14 1. Provide pre-printed temporary license plates to dealers
15 licensed by the Oklahoma Motor Vehicle Commission and the Oklahoma
16 Used Motor Vehicle, Dismantler, and Manufactured Housing Commission;

17 2. Provide a method for such dealers to electronically enter
18 required purchaser information for each vehicle purchase; and

19 3. Electronically submit such required purchaser information to
20 Service Oklahoma every twenty-four (24) hours in a format that is
21 readily accessible by Service Oklahoma.

22 The commissions shall also be granted the power to administer
23 fines and penalties to authorized temporary license plate vendors
24 that fail to comply with the provisions of this section.

1 B. Temporary license plates issued by authorized temporary
2 license plate vendors shall be required to include:

3 1. A sequential two-character prefix, unique to the individual
4 authorized temporary license plate vendor, followed by a five-digit
5 tag number;

6 2. The name of this state;

7 3. The name of the vehicle purchaser;

8 4. The address of such purchaser;

9 5. The date of sale;

10 6. The name of the dealer and the dealer license number; and

11 7. The year, make, model, and color of the vehicle.

12 SECTION 5. This act shall become effective November 1, 2024.

13 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE
14 February 12, 2024 - DO PASS
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