

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1842

By: Dossett

6 AS INTRODUCED

7 An Act relating to ad valorem tax; amending 68 O.S.
8 2021, Section 2913, which relates to collection and
9 payment; providing exception to payment date for
10 certain prepayment option; permitting county
11 treasurer to offer prepayment option; limiting
12 eligibility for prepayment option; requiring certain
13 notification to county treasurer; prescribing
14 installment payments schedule; requiring certain
15 notice; requiring certain notice from county
assessor; requiring certain notice from county
treasurer; requiring prepayments be deposited in
certain account; providing for distribution of
prepayments; providing for refund of overpayments;
limiting effect of prepayment option on current law;
providing for codification; and providing an
effective date.

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

18 SECTION 1. AMENDATORY 68 O.S. 2021, Section 2913, is
19 amended to read as follows:

20 Section 2913. A. All taxes levied upon an ad valorem basis for
21 each fiscal year shall become due and payable on the first day of
22 November. Except for mortgage servicers and taxes prepaid using the
23 prepayment option provided for in Section 2 of this act, the
24 exclusive method for payment shall be as follows:

1 1. Unless one-half (1/2) or more of the taxes so levied has
2 been paid before the first day of January, the entire tax levy for
3 such fiscal year shall become delinquent on that date.

4 2. If the first half or more of the taxes levied upon an ad
5 valorem basis for any such fiscal year has been paid before the
6 first day of January, the remainder shall be paid before the first
7 day of April thereafter and if not paid shall become delinquent on
8 that date.

9 In no event may payment be made in more than two installments
10 subject to the provisions of the payment schedule specified in this
11 subsection.

12 B. Mortgage servicers, as defined in 24 C.F.R., part 3500.17,
13 shall pay all accounts which they are servicing in one annual
14 payment before the first day of January or the entire tax levy for
15 such fiscal year shall become delinquent on that date.

16 C. If the total tax owed is Twenty-five Dollars (\$25.00) or
17 less, then the total amount must be paid before January 1. If the
18 total tax is not paid before January 1, the unpaid balance owing
19 shall become delinquent on the first day of January and shall be
20 subject to delinquent charges as provided for in this section.

21 D. All delinquent taxes shall bear interest at the rate of one
22 and one-half percent (1 1/2%) per month or major fraction thereof
23 until paid. In no event shall such interest exceed a sum equal to
24 the unpaid principal amount of tax, and when such interest has

1 accumulated to a sum equivalent to one hundred percent (100%) of the
2 unpaid tax the further accumulation of interest shall cease.

3 E. In addition to any other penalties prescribed by law,
4 delinquent taxes shall be subject to a late payment penalty of five
5 percent (5%) per month or a major fraction thereof until paid. The
6 penalty assessed herein shall only apply to delinquent taxes that
7 are due on property located in a dependent school district in a
8 county with a population of less than seventy-five thousand (75,000)
9 according to the most recent Federal Decennial Census and held by a
10 nonindividual taxpayer when the tax has been paid delinquent for two
11 (2) or more separate and consecutive years and the fair cash value
12 of the property exceeds Five Hundred Thousand Dollars (\$500,000.00).

13 F. The county treasurer shall stamp the date of receipt on each
14 letter received containing funds for payment of taxes and no
15 interest shall be added or charged after the receipt of such letter
16 or the amount due. It shall be the duty of every person subject to
17 taxation according to the law to attend the county treasurer's
18 office and pay his or her taxes. If any person neglects to pay his
19 or her taxes until after they have become delinquent, the county
20 treasurer is directed and required to collect the delinquent tax as
21 provided for by law. The first installment of taxes payable
22 pursuant to the provisions of this section shall not become
23 delinquent until thirty (30) days after the tax rolls have become
24

1 completed and filed by the county assessor with the county
2 treasurer.

3 G. The county treasurer may waive penalties or interest in any
4 case where it is shown to the county treasurer that such penalties
5 or interest were incurred through no fault of the taxpayer. Each
6 waiver of penalties or interest shall be audited by the Office of
7 the State Auditor and Inspector each year during the annual audit of
8 the county offices.

9 SECTION 2. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 2913.1 of Title 68, unless there
11 is created a duplication in numbering, reads as follows:

12 A. The county treasurer may allow taxpayers owning taxable
13 property within the county the option to prepay taxes levied upon an
14 ad valorem basis using the prepayment option provided for by this
15 section. The prepayment option shall allow taxpayers to make
16 installment payments to pay toward taxes levied upon an ad valorem
17 basis for the following calendar year. A prepayment option is not
18 allowed for:

- 19 1. Accounts with delinquent taxes;
- 20 2. Accounts with an ongoing valuation protest from the previous
21 tax year;
- 22 3. Taxes paid through an escrow account; or
- 23 4. Public service corporations.

1 B. A taxpayer electing the prepayment option, or a taxpayer
2 electing to opt out of using the prepayment option after electing
3 the prepayment option, shall notify the county treasurer in writing
4 no later than January 15 of the calendar year for which the
5 prepayments may be made and no earlier than December 1 of the
6 preceding year. If the county treasurer does not receive written
7 notification, the taxpayer must pay the taxes in the manner as
8 prescribed in subsection A of Section 2913 of Title 68 of the
9 Oklahoma Statutes.

10 C. The prepayment option shall consist of twelve installment
11 payments. Each installment payment shall be based on an estimated
12 property tax obligation which shall be computed by the taxpayer
13 using the total property tax amount from the previous calendar year,
14 adjusted for any anticipated changes in property value. The
15 installment payments shall be divided equally, rounded to the
16 nearest whole dollar, from the estimated property tax obligation and
17 shall be paid to the county treasurer on or before the fifteenth day
18 of each month, except for December, in which case such shall be paid
19 on or before the thirty-first day of the month.

20 D. Before the first day of November, a sum of all installment
21 payment amounts made in that calendar year by each taxpayer shall be
22 calculated by the county treasurer. This sum shall be reported on
23 the taxpayer statement prescribed by subsection B of Section 2915 of
24 Title 68 of the Oklahoma Statutes.

1 If a taxpayer electing the prepayment option does not timely
2 make each installment payment, the county treasurer may refuse to
3 accept all other installment payments. If the county treasurer
4 refuses to accept other installment payments, the remaining balance
5 is due in accordance with Section 2913 of Title 68 of the Oklahoma
6 Statutes.

7 E. The taxes paid under the prepayment option shall be
8 considered a credit against the total tax amount due for the current
9 calendar year. The taxes paid under the prepayment option must be
10 deposited by the county treasurer in a dedicated trust and agency
11 fund to be known as the "Property Tax Prepayment Fund". The fund
12 shall receive interest and the interest shall be retained by the
13 county treasurer and placed into a separate existing cash fund known
14 as the "County Treasurer's Mortgage Certification Fee Account" to
15 offset the administrative expenses of the prepayment option. Once
16 the final installment payment is made, and no later than the last
17 day of December, the installment payments must be credited to the
18 accounts of the property taxing entities in the county in the same
19 proportion that millage was imposed by such entities in the previous
20 tax year with the necessary adjustments made to reflect current tax
21 year millage impositions when property taxes for the current year
22 are paid.

23 F. If the amount of taxes paid using the prepayment option
24 results in an overpayment of property tax, the overpayment shall be

1 refunded to the taxpayer within sixty (60) days after the date of
2 the final installment payment. A taxpayer may request a refund
3 equal to the sum of all installment payments for the current
4 calendar year. The refund shall be paid to the taxpayer within ten
5 (10) business days.

6 G. The prepayment of estimated property tax as provided in this
7 section and the credit allowed from these prepayments in no way
8 alters the due date, penalty schedule, or enforced collection of
9 property taxes as provided by law.

10 SECTION 3. This act shall become effective November 1, 2026.

12 60-2-3287

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