

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 HOUSE BILL 2111

By: Osburn of the House

5 and

6 **Pugh** of the Senate

7

8

9 AS INTRODUCED

10 An Act relating to motor vehicles; amending 47 O.S.
11 2021, Section 1105, as last amended by Section 64,
12 Chapter 452, O.S.L. 2024 (47 O.S. Supp. 2024, Section
13 1105), which relates to the Oklahoma Vehicle License
14 and Registration Act; modifying certain exception;
15 removing defunct language; and providing an effective
16 date.

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

18 SECTION 1. AMENDATORY 47 O.S. 2021, Section 1105, as

19 last amended by Section 64, Chapter 452, O.S.L. 2024 (47 O.S. Supp.
20 2024, Section 1105), is amended to read as follows:

21 Section 1105. A. As used in the Oklahoma Vehicle License and
22 Registration Act:

23 1. "Salvage vehicle" means any vehicle which is within the last
24 ten (10) model years and which has been damaged by collision or

1 other occurrence to the extent that the cost of repairing the
2 vehicle for safe operation on the highway exceeds sixty percent
3 (60%) of its fair market value, as defined by Section 1111 of this
4 title, immediately prior to the damage. For purposes of this
5 section, actual repair costs shall only include labor and parts for
6 actual damage to the suspension, motor, transmission, frame or
7 unibody and designated structural components;

8 2. "Rebuilt vehicle" means any salvage vehicle which has been
9 rebuilt and inspected for the purpose of registration and title;

10 3. "Flood-damaged vehicle" means a salvage or rebuilt vehicle
11 which was damaged by flooding or a vehicle which was submerged at a
12 level to or above the dashboard of the vehicle and on which an
13 amount of loss was paid by the insurer;

14 4. "Unrecovered-theft vehicle" means a vehicle which has been
15 stolen and not yet recovered;

16 5. "Recovered-theft vehicle" means a vehicle, including a
17 salvage or rebuilt vehicle, which was recovered from a theft; and

18 6. "Junked vehicle" means any vehicle which is incapable of
19 operation or use on the highway, has no resale value except as a
20 source of parts or scrap and has an eighty percent (80%) loss in
21 fair market value.

22 B. The owner of every vehicle in this state shall possess a
23 certificate of title as proof of ownership of such vehicle, except
24 those vehicles registered pursuant to Section 1120 of this title and

1 trailers registered pursuant to Section 1133 of this title,
2 previously titled by anyone in another state and engaged in
3 interstate commerce, and except as provided in subsection M of this
4 section. Except for owners that possess an agricultural exemption
5 permit pursuant to Section 1358.1 of Title 68 of the Oklahoma
6 Statutes, the owner of an all-terrain vehicle or a motorcycle used
7 exclusively off roads or highways in this state which is purchased
8 or the ownership of which is transferred on or after July 1, 2005,
9 and the owner of a utility vehicle used exclusively off roads and
10 highways in this state which is purchased or the ownership of which
11 is transferred on or after July 1, 2008, shall possess a certificate
12 of title as proof of ownership. Any person possessing an
13 agricultural exemption permit and owning an all-terrain vehicle or a
14 motorcycle used exclusively off roads or highways in this state
15 which is purchased or the ownership of which is transferred on or
16 after July 1, 2008, shall possess a certificate of title as proof of
17 ownership. Upon receipt of proper application information by such
18 owner, Service Oklahoma shall issue an original or transfer
19 certificate of title. Until July 1, 2008, any security interest in
20 an all-terrain vehicle that attached and was perfected before July
21 1, 2005, and that has not otherwise terminated shall remain
22 perfected, and shall take priority over any subsequently perfected
23 security interest in the same all-terrain vehicle, notwithstanding
24 that a certificate of title may have been issued with respect to the

1 same all-terrain vehicle on or after July 1, 2005, and that a lien
2 may have been recorded on said certificate of title. There shall be
3 eight types of certificates of title:

4 1. Original title for any motor vehicle which is not a
5 remanufactured, salvage, unrecovered-theft, rebuilt, rebodied or
6 junked vehicle;

7 2. Salvage title for any motor vehicle which is a salvage
8 vehicle or is specified as a salvage vehicle or the equivalent
9 thereof on a certificate of title from another state;

10 3. Rebuilt title for any motor vehicle which is a rebuilt
11 vehicle;

12 4. Junked title for any motor vehicle which is a junked vehicle
13 or is specified as a junked vehicle or the equivalent thereof on a
14 certificate of title from another state;

15 5. Classic title for any motor vehicle, except a junked
16 vehicle, which is twenty-five (25) model years or older;

17 6. Remanufactured title for any vehicle which is a
18 remanufactured vehicle;

19 7. Unrecovered-theft title for any motor vehicle which has been
20 stolen and not recovered; and

21 8. Rebodied title for any motor vehicle which is a rebodied
22 vehicle.

23 Application for a certificate of title, whether the initial
24 certificate of title or a duplicate, may be made to Service Oklahoma

1 or any licensed operator. When application is made with a licensed
2 operator, the application information shall be transmitted either
3 electronically or by mail to Service Oklahoma by the licensed
4 operator. If the application information is transmitted
5 electronically, the licensed operator shall forward the required
6 application along with evidence of ownership, where required, by
7 mail. Where the transmission of application information cannot be
8 performed electronically, Service Oklahoma is authorized to provide
9 postage paid envelopes to licensed operators for the purpose of
10 mailing the application along with evidence of ownership, where
11 required. Service Oklahoma shall upon receipt of proper application
12 information issue an Oklahoma certificate of title. The
13 certificates may be mailed to the applicant. Upon issuance of a
14 certificate of title, Service Oklahoma shall provide the appropriate
15 licensed operator with confirmation of such issuance.

16 C. 1. The application for certificate of title shall be upon a
17 blank form furnished by Service Oklahoma, containing:

- 18 a. a full description of the vehicle,
- 19 b. the manufacturer's serial or other identification
20 number,
- 21 c. the motor number and the date on which first sold by
22 the manufacturer or dealer to the owner,
- 23 d. any distinguishing marks,
- 24 e. a statement of the applicant's source of title,

1 f. any security interest upon the vehicle, and
2 g. such other information as Service Oklahoma may
3 require.

4 2. The application for a certificate of title for a vehicle
5 which is within the last seven (7) model years shall require a
6 declaration as to whether the vehicle has been damaged by collision
7 or other occurrence and whether the vehicle has been recovered from
8 theft and the extent of the damage to the vehicle. The declaration
9 shall be made by the owner of a vehicle if:

- 10 a. the vehicle has been damaged or stolen,
11 b. the owner did or did not receive any payment for the
12 loss from an insurer, or
13 c. the vehicle is titled or registered in a state that
14 does not classify the vehicle or brand the title
15 because of damage to or loss of the vehicle similar to
16 the classifications or brands utilized by this state.

17 The declaration shall be based upon the best information and
18 knowledge of the owner and shall be in addition to the requirements
19 specified in paragraph 1 of this subsection. Service Oklahoma shall
20 not issue a certificate of title for a vehicle which is subject to
21 the provisions of this paragraph without the required declaration,
22 completed and signed by the owner of the vehicle. Upon receipt of
23 an application without the properly completed declaration, Service
24 Oklahoma shall return the application to the applicant with notice

1 | that the title may not be issued without the required declaration.
2 | Nothing in this paragraph shall prohibit Service Oklahoma from
3 | recognizing the type of or brand on a title or other ownership
4 | document issued by another state or the inspection conducted in
5 | another state and issuing the appropriate certificate of title for
6 | the vehicle.

7 | 3. The certificate of title shall have the following security
8 | features:

- 9 | a. intaglio printing or security thread, with or without
10 | watermark,
- 11 | b. latent images,
- 12 | c. fluorescent inks,
- 13 | d. micro print,
- 14 | e. void background, and
- 15 | f. color coding.

16 | 4. Each title issued pursuant to the provisions of the Oklahoma
17 | Vehicle License and Registration Act shall be color coded as
18 | determined by Service Oklahoma.

19 | 5. The certificate of title shall be of such size and design
20 | and color as Service Oklahoma may direct pursuant to the provisions
21 | of this section. The title shall be on colored paper or other
22 | material as designated by Service Oklahoma and be of such intensity
23 | or hue as will allow easy identification as to whether the title is
24 | an original title, a salvage title, a rebuilt title, remanufactured

1 title, rebodied title or a junked title. The type of title shall be
2 identified on the front of the certificate of title. The original
3 title, rebuilt title, remanufactured title, an unrecovered-theft
4 title, rebodied title or classic title shall be identified by the
5 word "Original", "Rebuilt", "Remanufactured", "Unrecovered Theft",
6 "Rebodied" or "Classic" printed in the upper right quadrant of the
7 certificate of title, in the space which is currently captioned
8 "type of title". A rebodied title shall also identify on the front
9 of the title the year, make and model of the originally manufactured
10 vehicle which has been rebodied and display a notation that reads as
11 follows: "This vehicle has been assembled with new major components
12 licensed by the original manufacturer."

13 D. 1. To obtain an original certificate of title for a vehicle
14 that is being registered for the first time in this state which has
15 not been previously registered in any other state, the applicant
16 shall be required to deliver, as evidence of ownership, a
17 manufacturer's certificate of origin properly assigned by the
18 manufacturer, distributor, or dealer licensed in this or any other
19 state shown thereon to be the last transferee to the applicant upon
20 a form to be prescribed and approved by Service Oklahoma. A
21 manufacturer's certificate of origin shall contain:

22 a. the manufacturer's serial or other identification
23 number,

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- b. date on which first sold by the manufacturer to the dealer,
 - c. any distinguishing marks including model and the year same was made,
 - d. a statement of any security interests upon the vehicle, and
 - e. such other information as Service Oklahoma may require.

9 2. The manufacturer's certificate of origin shall have the
10 following security features:

- a. intaglio printing or security thread, with or without watermark,
 - b. latent images,
 - c. fluorescent inks,
 - d. micro print, and
 - e. void background.

17 E. In the absence of a dealer's or manufacturer's number,
18 Service Oklahoma may assign such identifying number to the vehicle,
19 which shall be permanently stamped, burned or pressed or attached
20 into the vehicle, and a certificate of title shall be delivered to
21 the applicant upon payment of all fees and taxes, and the remaining
22 copies shall be permanently filed and indexed by Service Oklahoma.
23 Service Oklahoma shall assign an identifying number to any rebuilt
24 vehicle if the vehicle identification number displayed on the

1 rebuilt vehicle does not accurately describe the vehicle as rebuilt.
2 The licensed operator, at the time of inspection of the rebuilt
3 vehicle pursuant to Section 1111 of this title, shall identify the
4 make, model, and year for the body to accurately describe the
5 rebuilt vehicle. At the time of the inspection, an appropriate
6 identifying number shall be permanently stamped, burned, pressed, or
7 attached on the rebuilt vehicle. The assigned identifying number
8 shall be recorded on the certificate of title for the rebuilt
9 vehicle. The dealer's or manufacturer's vehicle identification
10 number on the rebuilt vehicle shall be preserved in the computer
11 files of Service Oklahoma for at least five (5) years.

12 F. When registering for the first time in this state a vehicle
13 which was not originally manufactured for sale in the United States,
14 to obtain a certificate of title, Service Oklahoma shall require the
15 applicant to deliver:

16 1. As evidence of ownership, if the vehicle has not previously
17 been titled in the United States, the documents constituting valid
18 proof of ownership in the country in which the vehicle was
19 originally purchased, together with a notarized translation of any
20 such documents; and

21 2. As evidence of compliance with federal law, copies of the
22 bond release letters for the vehicle issued by the United States
23 Environmental Protection Agency and the United States Department of
24 Transportation, together with a receipt issued by the Internal

1 Revenue Service indicating that the applicable federal gas guzzler
2 tax has been paid.

3 Service Oklahoma shall not issue a certificate of title for a
4 vehicle which is subject to the provisions of this paragraph without
5 the required documentation from agencies of the United States and
6 evidence of ownership. Upon receipt of an application without the
7 required documentation, Service Oklahoma shall return the
8 application to the applicant with notice that the certificate of
9 title may not be issued without the required documentation. Nothing
10 in this paragraph shall prohibit Service Oklahoma from issuing
11 certificates of title for antique or classic vehicles not driven
12 upon the public streets, roads, or highways, for mini-trucks
13 registered pursuant to Section 1151.3 of this title, or for medium-
14 speed electric vehicles.

15 G. When registering in this state a vehicle which was titled in
16 another state and which title contains the name of a secured party
17 on the face of the other state certificate of title, or such state
18 certificate is being held by the secured party in that state or any
19 other state, Service Oklahoma or the licensed operator shall
20 complete a lien entry form as prescribed by Service Oklahoma. The
21 owner of such vehicle shall file an affidavit with Service Oklahoma
22 or the licensed operator stating that title to the vehicle is being
23 held by a secured party, has not been issued pursuant to the laws of
24 the state where titled, and that there is an existing lien or

1 encumbrance on the vehicle. The current name and address of the
2 secured party or lienholder shall also be stated in the affidavit.
3 The form of the affidavit shall be prescribed by Service Oklahoma
4 and contain any other information deemed necessary by Service
5 Oklahoma. A statement of the lien or encumbrance shall be included
6 on the Oklahoma certificate of title and the lien or encumbrance
7 shall be deemed continuously perfected as though it had been
8 perfected pursuant to Section 1110 of this title. For completing
9 the lien entry form and recording the security interest on the
10 certificate of title, Service Oklahoma or the licensed operator
11 shall collect a fee of Three Dollars (\$3.00) which shall be in
12 addition to other fees provided by the Oklahoma Vehicle License and
13 Registration Act. The fee, if collected by the licensed operator
14 pursuant to this subsection, shall be retained by the licensed
15 operator.

16 H. The charge for each certificate of title issued, except for
17 junked titles as defined in paragraph 4 of subsection B of this
18 section, shall be Eleven Dollars (\$11.00), which charge shall be in
19 addition to any other fees or taxes imposed by law for such vehicle.
20 One Dollar (\$1.00) of each such charge shall be deposited in the
21 Oklahoma Tax Commission Reimbursement Fund through December 31,
22 2022, and beginning January 1, 2023, it shall be deposited in the
23 Service Oklahoma Reimbursement Fund. However, the charge shall not
24 apply to any vehicle which is to be registered in this state

1 pursuant to the provisions of Section 1120 or 1133 of this title and
2 which was registered in another state at least sixty (60) days prior
3 to the time it is required to be registered in this state. When an
4 insurer requests a salvage or junk title in the name of the insurer
5 resulting from the settlement of a total loss claim and upon
6 presentation of appropriate proof of loss documentation as required
7 by Service Oklahoma, such transfer may be processed as one title
8 transaction, without first requiring issuance of a replacement
9 certificate of title in the name of the vehicle owner. The fee
10 shall be Twenty-two Dollars (\$22.00). Two Dollars (\$2.00) of this
11 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
12 Fund.

13 I. The vehicle identification number of a junked vehicle shall
14 be preserved in the computer files of Service Oklahoma for a period
15 of not less than five (5) years. The charge of junked titles as
16 defined in paragraph 4 of subsection B of this section shall be Four
17 Dollars (\$4.00). The fee remitted to the Tax Commission shall be
18 deposited in the Oklahoma Tax Commission Reimbursement Fund through
19 December 31, 2022, and beginning January 1, 2023, this fee shall be
20 deposited in the Service Oklahoma Reimbursement Fund.

21 J. If a vehicle is sold to a resident of another state
22 destroyed, dismantled, or ceases to be used as a vehicle, the owner
23 shall immediately notify Service Oklahoma. Absent evidence to the
24 contrary, failure to notify Service Oklahoma shall be *prima facie*

1 evidence that the vehicle has been in continuous operation in this
2 state.

3 K. If a vehicle is stolen, the owner shall immediately notify
4 the appropriate law enforcement agency. Immediately after receiving
5 such notification, the law enforcement agency shall notify Service
6 Oklahoma.

7 L. Except for all-terrain vehicles, utility vehicles and
8 motorcycles used exclusively for off-road use, no title for an out-
9 of-state vehicle, except any commercial truck or truck-tractor
10 registered pursuant to Section 1120 of this title which is engaged
11 in interstate commerce or any trailer or semitrailer registered
12 pursuant to Section 1133 of this title which is engaged in
13 interstate commerce, shall be issued without an inspection of such
14 vehicle and payment of a fee of Four Dollars (\$4.00) for such
15 inspection; provided, Service Oklahoma may enter into reciprocal
16 agreements with other states for such inspections to be performed at
17 locations outside the boundaries of this state for vehicles which:

- 18 1. Are offered for sale at auction;
- 19 2. Have been solely used as vehicles for rent under the
20 ownership of a licensed motor vehicle dealer or a person engaged in
21 the business of renting motor vehicles; or
- 22 3. Have not been registered in this or any other state for more
23 than one (1) year.

1 The inspection shall include a comparison of the vehicle
2 identification number on the vehicle with the number recorded on the
3 ownership records and the recording of the actual odometer reading
4 on the vehicle. An establishment engaged in vehicle rentals or
5 leasing as defined or classified in the NAICS Manual under Industry
6 No. 532111 or 532112, shall be exempt from the inspection required
7 pursuant to this subsection; provided, the establishment shall be
8 required to submit payment of any fees required pursuant to this
9 subsection when the title is issued. The four-dollar fee shall be
10 collected by the licensed operator or Service Oklahoma when the
11 title is issued. The licensed operator shall retain Two Dollars
12 (\$2.00). The remaining Two Dollars (\$2.00) shall be deposited in
13 the ~~Oklahoma Tax Commission Reimbursement Fund through December 31,~~
14 ~~2022, and beginning January 1, 2023, this fee shall be deposited in~~
15 the Service Oklahoma Reimbursement Fund.

16 Service Oklahoma may allow the inspection to be performed at a
17 location out-of-state by another state's department of motor
18 vehicles or state police.

19 M. No title for any out-of-state vehicle offered for sale at
20 salvage pools, salvage disposal sales, or an auction, or by a dealer
21 or a licensed automotive dismantler and parts recycler, shall be
22 issued without an inspection to compare the vehicle identification
23 number on the vehicle with the number recorded on the ownership
24 record and to record the actual odometer reading on the vehicle.

1 Upon request of the seller, person or entity conducting an auction,
2 dealer or licensed dismantler, the inspection shall be conducted at
3 the location or place of business of the sale, auction, dealer, or
4 the dismantler. The inspection shall be conducted by any licensed
5 operator or a duly authorized employee thereof; provided, if the
6 vehicle identification number on the vehicle offered for sale at
7 salvage pools, salvage disposal sales or a classic or antique
8 auction does not match the number recorded on the ownership record,
9 the inspection may be conducted at the location of or place of
10 business of such sale or auction by any state, county or city law
11 enforcement officer. Service Oklahoma may enter into reciprocal
12 agreements with other states for such inspections to be performed at
13 locations outside the boundaries of this state for vehicles which:

14 1. Are offered for sale at auction;

15 2. Have been solely used as vehicles for rent under the

16 ownership of a licensed motor vehicle dealer or a person engaged in
17 the business of renting motor vehicles; or

18 3. Have not been registered in this or any other state for more
19 than one (1) year.

20 The inspection shall be certified upon forms prescribed by Service
21 Oklahoma. The name and other identification of the authorized
22 person conducting the inspection shall be legibly printed or typed
23 on the form. Prior to any inspection by any employee of a licensed
24 operator, the licensed operator shall notify Service Oklahoma of the

1 name and any other identification information requested by Service
2 Oklahoma of the authorized person. A signature specimen of the
3 authorized person shall be submitted to Service Oklahoma by the
4 employing licensed operator. If the authorization to inspect
5 vehicles is withdrawn or the employer-employee relationship is
6 terminated, the licensed operator, immediately, shall notify Service
7 Oklahoma and return any remaining inspection forms to Service
8 Oklahoma. The fee for the inspection shall be Four Dollars (\$4.00).
9 The licensed operator shall retain Three Dollars (\$3.00) of the fee.
10 Fees received by a licensed operator or an authorized employee
11 thereof shall be handled and accounted for in the manner as
12 prescribed by law for any other fees paid to or received by a
13 licensed operator. Out-of-state vehicles brought into this state by
14 a person licensed in another state to sell new or used vehicles to
15 be sold within this state at a motor vehicle auction which is
16 limited to dealer-to-dealer transactions shall not be required to be
17 inspected, unless the vehicle is purchased by an Oklahoma dealer.
18 Any person licensed in another state to sell new or used motor
19 vehicles, who offers a motor vehicle for sale within this state at a
20 motor vehicle auction which is limited to dealer-to-dealer
21 transactions, shall not be within the definition of "owner" in
22 Section 1102 of this title, for purposes of Section 1101 et seq. of
23 this title.

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1 N. A licensed motor vehicle dealer, upon payment of a fee of
2 Fifteen Dollars (\$15.00), may reassign an out-of-state certificate
3 of title to a used motor vehicle provided such dealer obtains the
4 appropriate inspection form required by either subsection L or M of
5 this section and attaches the form to the out-of-state certificate
6 of title. Licensed operators shall be allowed to retain Two Dollars
7 and twenty-five cents (\$2.25) of the fee plus an additional Two
8 Dollars (\$2.00) or Three Dollars (\$3.00) as provided in subsections
9 L and M of this section for performance of the inspection. Two
10 Dollars (\$2.00) of the fee shall be deposited in the Service
11 Oklahoma Reimbursement Fund. An out-of-state vehicle which has been
12 rebuilt shall be inspected pursuant to the provisions of Section
13 1111 of this title. Service Oklahoma shall train licensed operators
14 in interpreting vehicle identification numbers to assure that it
15 accurately describes the vehicle and to detect rollback or
16 alteration of the odometer. Failure of a licensed operator to
17 inspect the vehicle and make the required notations shall be a
18 misdemeanor punishable by a fine of not more than One Thousand
19 Dollars (\$1,000.00) for the first offense and Five Thousand Dollars
20 (\$5,000.00) for the second offense or subsequent offense, or by
21 imprisonment in the county jail for not more than six (6) months, or
22 by both such fine and imprisonment.

23 O. The ownership of any unrecovered vehicle which has been
24 declared a total loss by an insurer because of theft shall be

1 transferred to the insurer by an unrecovered-theft vehicle title;
2 provided, the ownership of any such vehicle which has been declared
3 a total loss by an insurer licensed by the Insurance Department of
4 the State of Oklahoma and maintaining a multi-state motor vehicle
5 salvage processing center in this state shall be transferred to the
6 insurer by a salvage or an unrecovered-theft title without the
7 requirement of a visual inspection of the vehicle identification
8 number by the insurer. Upon recovery of the vehicle, the ownership
9 shall be transferred by an original title, salvage title, or junked
10 title, as may be appropriate based upon an estimate of the amount of
11 loss submitted by the insurer.

12 P. When an insurance company makes a total loss settlement on a
13 total loss vehicle and the insurance company or a salvage pool
14 authorized by the insurance company is unable to obtain the properly
15 endorsed certificate of ownership or other evidence of ownership
16 acceptable to Service Oklahoma within thirty (30) days following
17 acceptance by the owner of an offer of an amount in settlement of a
18 total loss, that insurance company or salvage pool, on a form
19 provided by Service Oklahoma and signed under penalty of perjury,
20 may request Service Oklahoma to issue the applicable salvage title
21 for the vehicle. The request shall include information declaring
22 that the requester has made at least two written attempts to obtain
23 the certificate of ownership or other acceptable evidence of title.

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1 Q. The owner of any vehicle which is incapable of operation or
2 use on the public roads and has no resale value, except as parts,
3 scrap, or junk, may deliver the certificate of title to the vehicle
4 to Service Oklahoma for cancellation. Upon verification that any
5 perfected lien against the vehicle has been released, the
6 certificate of title shall be canceled without any fee, charge, or
7 cost required from the owner. The vehicle identification numbers on
8 the certificates of title shall be preserved in the computer files
9 of Service Oklahoma for at least five (5) years from the date of
10 cancellation of the certificate of title. Service Oklahoma shall
11 prescribe and provide an affidavit form to be completed by the owner
12 of any vehicle for which the certificate of title is canceled. No
13 title or registration shall subsequently be issued for a vehicle for
14 which the certificate of title has been surrendered pursuant to this
15 subsection. Service Oklahoma shall prescribe a form for the
16 transfer of ownership of a vehicle for which the certificate of
17 title has been canceled.

18 R. The owner of a vehicle which is not within the last ten (10)
19 model years, not roadworthy and not capable of repair for operation
20 or use on the roads and highways, or a vehicle which is being sold
21 to a scrap metal dealer pursuant to Section 11-92 of Title 2 of the
22 Oklahoma Statutes, shall transfer the vehicle only upon a
23 certificate of ownership prescribed by Service Oklahoma, if the
24 certificate of title to the vehicle is lost, has been canceled, or

1 otherwise not available. The prescribed ownership form shall
2 include the names and addresses of the buyer and seller, the driver
3 license number or Social Security number of the seller, the make and
4 model of the vehicle, and the public vehicle identification number.
5 If there is no public vehicle identification number, the vehicle
6 shall be inspected by a law enforcement officer to verify the
7 absence of the number on the vehicle and the prescribed ownership
8 form shall include a signed statement, by such officer, verifying
9 the absence of the number.

10 The certificate of ownership shall be completed in triplicate.
11 The buyer and seller shall each retain a copy. Within thirty (30)
12 days of the transaction, the seller shall submit one copy to Service
13 Oklahoma or a licensed operator accompanied with a fee of Four
14 Dollars (\$4.00). One Dollar (\$1.00) shall be retained by the
15 licensed operator and Three Dollars (\$3.00) shall be deposited in
16 the Oklahoma Tax Commission Reimbursement Fund in the State Treasury
17 through December 31, 2022, and beginning January 1, 2023, this fee
18 shall be deposited in the Service Oklahoma Reimbursement Fund.

19 Upon receipt of the certificate, Service Oklahoma shall verify
20 that any perfected lien upon the vehicle has been released. If the
21 lien is not released, Service Oklahoma shall mail notice of the
22 transfer to the lienholder at the lienholder's last-known address.
23 If a certificate of title has been issued, it shall be canceled and
24 the vehicle identification number shall be preserved in the computer

1 of Service Oklahoma for at least five (5) years. The buyer of the
2 vehicle may not be sued and shall not be liable for monetary damages
3 to the lienholder, however, the vehicle shall be subject to a valid
4 repossession by a lienholder.

5 S. Service Oklahoma shall notify the chief administrative
6 officer of the agency or department responsible for issuing motor
7 vehicle certificates of title in each state in the United States of
8 the types of motor vehicle certificate of title effective in
9 Oklahoma on and after January 1, 1989.

10 T. When registering for the first time in this state a
11 remanufactured vehicle which has not been registered in any other
12 state since its manufacture, before issuing a certificate of
13 title, Service Oklahoma shall require the applicant to deliver a
14 statement of origin from the manufacturer.

15 U. If a vehicle is sold to a foreign buyer pursuant to the
16 provisions of the Automotive Dismantlers and Parts Recycler Act, the
17 licensed seller shall stamp the title with: "EXPORT ONLY.
18 NONTRANSFERABLE IN THE UNITED STATES." The licensed seller shall
19 supply Service Oklahoma the title number, the vehicle identification
20 number and the foreign buyer's bid identification number on a form
21 prescribed by Service Oklahoma. Service Oklahoma shall cancel the
22 title, and the vehicle identification number shall be preserved in
23 the computer files of Service Oklahoma for a period of not less than
24 five (5) years.

1 V. Service Oklahoma shall not be considered a necessary party
2 to any lawsuit which is instigated for the purpose of determining
3 ownership of a vehicle, wherein Service Oklahoma's only involvement
4 would be to issue title, and the court shall issue an order
5 dismissing Service Oklahoma from the pending action. In the event
6 no other party or lienholder can be identified as to ownership or
7 claim, Service Oklahoma shall accept an affidavit of ownership from
8 the party claiming ownership and issue proper title thereon.

9 SECTION 2. This act shall become effective November 1, 2025.
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11 COMMITTEE REPORT BY: COMMITTEE ON COMMERCE AND ECONOMIC DEVELOPMENT
OVERSIGHT, dated 03/04/2025 - DO PASS, As Coauthored.
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