

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 COMMITTEE SUBSTITUTE
FOR
5 HOUSE BILL NO. 2713

By: Ford of the House

6 and

7 **Weaver** of the Senate

8

9 COMMITTEE SUBSTITUTE

10 An Act relating to motor vehicles; amending 47 O.S.
11 2021, Section 1115.1, which relates to seizure of
12 vehicles not bearing or displaying proper license
13 plate; modifying certain time frame; providing for
14 mandatory seizure of certain vehicles; amending 47
15 O.S. 2021, Section 1132, as last amended by Section
16 10, Chapter 236, O.S.L. 2024 (47 O.S. Supp. 2024,
17 Section 1132), which relates to vehicle registration
18 fees; modifying penalty for certain late payment;
19 modifying distribution amounts of certain collected
20 penalties; and declaring an emergency.

21

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

23 SECTION 1. AMENDATORY 47 O.S. 2021, Section 1115.1, is
24 amended to read as follows:

25 Section 1115.1. In addition to the penalties provided in the
26 Oklahoma Vehicle License and Registration Act, after ~~ninety~~ (90)
27 sixty (60) days from the expiration date for annual registration of
28 a vehicle or the transfer or change of ownership of a vehicle, the

1 Corporation Commission, Department of Public Safety, county
2 sheriffs, and all other duly authorized peace officers of this state
3 may seize and take into custody every vehicle owned within this
4 state not bearing or displaying a proper license plate required by
5 the Oklahoma Vehicle License and Registration Act. The vehicle
6 shall not be released to the owner until it is duly registered and
7 the license, registration, or title fee and penalties due are paid
8 in full, proof of security or an affidavit that the vehicle will not
9 be used on public highways or public streets, as required pursuant
10 to Section 7-600 et seq. of this title, is furnished, and the cost
11 of seizure, including the reasonable cost of taking the vehicle into
12 custody and storing the vehicle, have been paid. In the event the
13 owner of any vehicle seized fails to pay such fees and penalties
14 due, together with cost of seizure and storage, and fails to provide
15 proof of security or an affidavit that the vehicle will not be used
16 on public highways or public streets, the Office of Management and
17 Enterprise Services shall proceed to sell the vehicle by posting not
18 fewer than five notices of sale in five different public places in
19 the county where the vehicle is located, one of such notices to be
20 posted at the place where the vehicle is stored. A copy of the
21 notice shall also be sent by certified mail, restricted delivery,
22 with return receipt requested, to the last-known address of the
23 registered owner of the vehicle. The vehicle shall be sold at such
24 sale subject to the following terms and conditions:

1 1. In the event the sale price is equal to, or greater than,
2 the total costs of sale, seizure and the fee and penalty, the
3 purchaser shall be issued a certificate of purchase, license plate,
4 manufactured home registration receipt and decal and registration
5 certificate;

6 2. In the event the sale price is less than the total costs of
7 sale, seizure, and the fee and penalty, the vehicle shall be sold as
8 junk to the highest bidder, whereupon the bidder shall receive a
9 certificate of purchase; and if the vehicle be dismantled, the
10 record to the junked vehicle shall be canceled. If not dismantled,
11 the vehicle shall be immediately registered; and

12 3. Any residual amount remaining unclaimed by the delinquent
13 owner shall be administered in accordance with the Uniform Unclaimed
14 Property Act.

15 SECTION 2. AMENDATORY 47 O.S. 2021, Section 1132, as
16 last amended by Section 10, Chapter 236, O.S.L. 2024 (47 O.S. Supp.
17 2024, Section 1132), is amended to read as follows:

18 Section 1132. A. For all vehicles, unless otherwise
19 specifically provided by the Oklahoma Vehicle License and
20 Registration Act, a registration fee shall be assessed at the time
21 of initial registration by the owner and annually thereafter, for
22 the use of the avenues of public access within this state in the
23 following amounts:

1 1. For the first through the fourth year of registration in
2 this state or any other state, Eighty-five Dollars (\$85.00);

3 2. For the fifth through the eighth year of registration in
4 this state or any other state, Seventy-five Dollars (\$75.00);

5 3. For the ninth through the twelfth year of registration in
6 this state or any other state, Fifty-five Dollars (\$55.00);

7 4. For the thirteenth through the sixteenth year of
8 registration in this state or any other state, Thirty-five Dollars
9 (\$35.00); and

10 5. For the seventeenth and any following year of registration
11 in this state or any other state, Fifteen Dollars (\$15.00).

12 The registration fee provided for in this subsection shall be in
13 lieu of all other taxes, general or local, unless otherwise
14 specifically provided.

15 On and after January 1, 2022, if a physically disabled license
16 plate is issued pursuant to paragraph 3 of subsection B of Section
17 1135.1 of this title, any registration fee required for such license
18 plate and the fee required pursuant to this subsection shall be
19 remitted at the same time and subject to a single registration
20 period. Upon receipt of a physically disabled license plate, the
21 standard-issue license plate must be surrendered to Service Oklahoma
22 or the licensed operator. The physically disabled license plate
23 must be properly displayed as required for a standard-issue license
24 plate and will be the sole license plate issued and assigned to the

1 vehicle. Service Oklahoma shall determine, by rule, a method for
2 making required fee adjustments when a physically disabled license
3 plate is obtained during a twelve-month period for which a
4 registration fee has already been remitted pursuant to this
5 subsection. The combination of fees in a single remittance shall
6 not alter the apportionment otherwise provided for by law.

7 B. For all-terrain vehicles and motorcycles used exclusively
8 for use off roads or highways purchased on or after July 1, 2005,
9 and for all-terrain vehicles and motorcycles used exclusively for
10 use off roads or highways purchased prior to July 1, 2005, which the
11 owner chooses to register pursuant to the provisions of Section
12 1115.3 of this title, an initial and nonrecurring registration fee
13 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
14 registration by the owner. Nine Dollars (\$9.00) of the registration
15 fee shall be deposited in the Tax Commission Reimbursement Fund
16 through December 31, 2022, and beginning January 1, 2023, this fee
17 shall be deposited in the Service Oklahoma Reimbursement Fund. Two
18 Dollars (\$2.00) of the registration fee shall be retained by the
19 licensed operator. The fees required by subsection A of this
20 section shall not be required for all-terrain vehicles or
21 motorcycles used exclusively off roads and highways.

22 C. For utility vehicles used exclusively for use off roads or
23 highways purchased on or after July 1, 2008, and for utility
24 vehicles used exclusively for use off roads or highways purchased

1 prior to July 1, 2008, which the owner chooses to register pursuant
2 to the provisions of Section 1115.3 of this title, an initial and
3 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
4 assessed at the time of initial registration by the owner. Nine
5 Dollars (\$9.00) of the registration fee shall be deposited in the
6 Tax Commission Reimbursement Fund through December 31, 2022, and
7 beginning January 1, 2023, this fee shall be deposited in the
8 Service Oklahoma Reimbursement Fund. Two Dollars (\$2.00) of the
9 registration fee shall be retained by the licensed operator. The
10 fees required by subsection A of this section shall not be required
11 for utility vehicles used exclusively off roads and highways.

12 D. There shall be a credit allowed with respect to the fee for
13 registration of a new vehicle which is a replacement for:

14 1. A new original vehicle which is stolen from the
15 purchaser/registrant within ninety (90) days of the date of purchase
16 of the original vehicle as certified by a police report or other
17 documentation as required by Service Oklahoma; or

18 2. A defective new original vehicle returned by the
19 purchaser/registrant to the seller within six (6) months of the date
20 of purchase of the defective new original vehicle as certified by
21 the manufacturer.

22 The credit shall be in the amount of the fee for registration
23 which was paid for the new original vehicle and shall be applied to
24

1 the registration fee for the replacement vehicle. In no event will
2 the credit be refunded.

3 E. Upon every transfer or change of ownership of a vehicle, the
4 new owner shall obtain title for and, except in the case of salvage
5 vehicles and manufactured homes, register the vehicle within two (2)
6 months of change of ownership and pay a transfer fee of Fifteen
7 Dollars (\$15.00) in addition to any other fees provided for in the
8 Oklahoma Vehicle License and Registration Act. Additionally, within
9 two (2) business days of the date of the sale or transfer of the
10 motor vehicle, the parties must submit the requisite documentation
11 to Service Oklahoma or a licensed operator identifying the motor
12 vehicle subject to the sale or transfer, purchaser information, and
13 any associated license plate on the vehicle, pursuant to the
14 requirements of Section 1112.2 of this title. No new decal shall be
15 issued to the registrant for an existing license plate. Thereafter,
16 the owner shall register the vehicle annually on the anniversary
17 date of its initial registration in this state and shall pay the
18 fees provided in subsection A of this section and receive a decal
19 evidencing such payment. Provided, used motor vehicle dealers shall
20 be exempt from the provisions of this section.

21 F. In the event a new or used vehicle is not registered,
22 titled, and tagged within two (2) months from the date of transfer
23 of ownership, the penalty for the failure of the owner of the
24 vehicle to register the vehicle within two (2) months shall be one

1 ~~Dollar (\$1.00) per day, provided that in no event shall the penalty~~
2 ~~exceed One Hundred Dollars (\$100.00)~~ One Hundred Dollars (\$100.00).
3 An additional penalty of One Hundred Dollars (\$100.00) shall be
4 assessed for each period of thirty (30) days following the first
5 assessed penalty until the vehicle is registered, provided that in
6 no event shall the penalty exceed Three Hundred Dollars (\$300.00).

7 No penalty shall be waived by Service Oklahoma or any licensed
8 operator except as provided in subsection C of Section 1127 of this
9 title. Of ~~each one dollar penalty~~ the total penalty collected
10 pursuant to this subsection:

11 1. ~~Twenty-one cents (\$0.21)~~ Five Dollars (\$5.00) shall be
12 apportioned as provided in Section 1104 of this title;

13 2. ~~Twenty-one cents (\$0.21)~~ Five Dollars (\$5.00) shall be
14 retained by the licensed operator; and

15 3. ~~Fifty-eight cents (\$0.58)~~ All remaining funds shall be
16 deposited in the General Revenue Fund.

17 SECTION 3. It being immediately necessary for the preservation
18 of the public peace, health or safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval.

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22 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY
23 OVERSIGHT, dated 03/04/2025 - DO PASS, As Amended and Coauthored.
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