

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 1143

By: Bell

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6 AS INTRODUCED

7 An Act relating to public safety; enacting the Ride
8 Share Responsibility Act of 2019; defining terms;
9 providing for imposition of special charge with
10 respect to certain surge pricing; providing for
11 remittance of special charge revenues; requiring
12 reports and returns; prescribing due date for
13 reports; providing for penalty for late filing;
14 creating the Ride Share Responsibility Revolving
15 Fund; specifying sources of apportioned revenues;
16 stating authorized purpose of fund; providing for
17 expenditures and prescribing procedures related to
18 expenditures; providing for codification; providing
19 for noncodification; and providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law not to be
22 codified in the Oklahoma Statutes reads as follows:

23 This act shall be known and may be cited as the "Ride Share
24 Responsibility Act of 2019".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 8001 of Title 63, unless there
is created a duplication in numbering, reads as follows:

A. As used in this act:

1 1. "Passenger ride service" means a for-profit business
2 enterprise that compensates a third party for the use of the third
3 party's passenger motor vehicle in order to provide transportation
4 services to individuals through a system in which prospective ride
5 customers make electronic notification through an Internet website
6 or mobile telephone or similar mobile device application to request
7 that a driver of a passenger vehicle meet the customer at a specific
8 location and transport the customer to a destination specified by
9 the customer, but shall exclude any other business enterprise
10 engaged in the provision of taxi or limousine services as described
11 by Industry No. 485310 of the North American Industry Classification
12 System; and

13 2. "Surge charge" means a fare for transportation services
14 provided by a passenger ride service based on the concept of peak
15 demand or similar market analysis and which is in excess of a base
16 fare price structure ordinarily charged by the passenger ride
17 service.

18 B. There is hereby imposed a special charge at the rate of
19 twenty percent (20%) on the portion of the surge charge imposed by a
20 passenger ride service.

21 C. The passenger ride service shall remit the proceeds of the
22 special charge on such forms as may be prescribed by the Oklahoma
23 Tax Commission for such purpose not later than the fifteenth day of
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1 the month following the month during which such special charge was
2 imposed.

3 D. The report by the passenger ride service shall be deemed
4 delinquent if not filed as prescribed by subsection C of this
5 section and there shall be added a penalty and interest as provided
6 by the Uniform Tax Procedure Code which shall accrue until the
7 delinquent tax amount is paid.

8 E. All revenue derived from the special charge imposed pursuant
9 to the provisions of this act shall be apportioned to the Ride Share
10 Responsibility Revolving Fund created by Section 3 of this act to be
11 expended by the Department of Public Safety as provided by law.

12 SECTION 3. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 8002 of Title 63, unless there
14 is created a duplication in numbering, reads as follows:

15 There is hereby created in the State Treasury a revolving fund
16 for the Department of Public Safety to be designated the "Ride Share
17 Responsibility Revolving Fund". The fund shall be a continuing
18 fund, not subject to fiscal year limitations, and shall consist of
19 all monies received by the Department of Public Safety from the
20 special charge imposed pursuant to Section 2 of this act. All
21 monies accruing to the credit of said fund are hereby appropriated
22 and may be budgeted and expended by the Department of Public Safety
23 for the purpose of implementing programs for the prevention of
24 impaired driving as a result of the consumption of alcohol or the

1 consumption, ingestion or other use of substances which result in
2 impairment. Expenditures from said fund shall be made upon warrants
3 issued by the State Treasurer against claims filed as prescribed by
4 law with the Director of the Office of Management and Enterprise
5 Services for approval and payment.

6 SECTION 4. This act shall become effective November 1, 2019.

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