

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2324 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Avery Frix _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 FLOOR SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 2324

6 By: Frix and Boatman

7 FLOOR SUBSTITUTE

8 An Act relating to ad valorem taxes; creating the Tax
9 Collection Modernization Act; amending 68 O.S. 2011,
10 Section 2913, which relates to payment of taxes;
11 modifying payment amount authorized for payment of
12 taxes in installments; authorizing certain county
13 treasurers to allow certain payments; providing for
14 noncodification; and providing an effective date.

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

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

18 This act shall be known and may be cited as the "Tax Collection
19 Modernization Act".

20 SECTION 2. AMENDATORY 68 O.S. 2011, Section 2913, is
21 amended to read as follows:

22 Section 2913. A. All taxes levied upon an ad valorem basis for
23 each fiscal year shall become due and payable on the first day of
24 November. Except for mortgage servicers, the exclusive method for
payment shall be as follows:

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

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

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

11 3. Once taxes levied are delinquent, the county treasurer may
12 allow up to three payments of the taxes so levied plus interest to
13 be paid in full before the sale. If the full amount levied plus
14 interest is not paid before the sale, the sale shall proceed
15 according to law. This paragraph shall only be applicable to
16 counties with a population of at least sixty-five thousand (65,000)
17 persons but not more than seventy thousand (70,000) persons
18 according to the 2010 Federal Decennial Census including the most
19 recent population estimate.

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

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

6 D. All delinquent taxes shall bear interest at the rate of one
7 and one-half percent (1 1/2%) per month or major fraction thereof
8 until paid. In no event shall such interest exceed a sum equal to
9 the unpaid principal amount of tax, and when such interest has
10 accumulated to a sum equivalent to one hundred percent (100%) of the
11 unpaid tax the further accumulation of interest shall cease.

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

22 F. The county treasurer shall stamp the date of receipt on each
23 letter received containing funds for payment of taxes and no
24 interest shall be added or charged after the receipt of such letter

1 or the amount due. It shall be the duty of every person subject to
2 taxation according to the law to attend the county treasurer's
3 office and pay his or her taxes. If any person neglects to pay his
4 or her taxes until after they have become delinquent, the county
5 treasurer is directed and required to collect the delinquent tax as
6 provided for by law. The first half of taxes payable pursuant to
7 the provisions of this section shall not become delinquent until
8 thirty (30) days after the tax rolls have become completed and filed
9 by the county assessor with the county treasurer.

10 G. The county treasurer may waive penalties or interest in any
11 case where it is shown to the county treasurer that such penalties
12 or interest were incurred through no fault of the taxpayer. Each
13 waiver of penalties or interest shall be audited by the Office of
14 the State Auditor and Inspector each year during the annual audit of
15 the county offices.

16 SECTION 3. This act shall become effective January 1, 2022.

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18 58-1-7913 AQH 03/09/21
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