

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2011 _____
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: Dean Davis

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2011

By: Davis

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to motor vehicles; amending 47 O.S.
9 2021, Section 1115, as amended by Section 132,
10 Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section
11 1115), which relates to vehicles required to be
12 registered; providing for biennial registration for
13 certain vehicles; requiring Service Oklahoma
14 promulgate certain rules and necessary procedures for
15 biennial registration; stating vehicles still subject
16 to all fees, fines and penalties; requiring double
17 annual registration fee; allowing certain retention
18 amounts by licensed operators; and providing an
19 effective date.

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

21 SECTION 1. AMENDATORY 47 O.S. 2021, Section 1115, as
22 amended by Section 132, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
23 2022, Section 1115), is amended to read as follows:

24 Section 1115. A. Unless provided otherwise by statute, the
following vehicles shall be registered annually: manufactured
homes, vehicles registered with a permanent nonexpiring license
plate pursuant to Section 1113 of this title, and commercial

1 vehicles registered pursuant to the installment plan provided in
2 subsection H of Section 1133 of this title. The following schedule
3 shall apply for such vehicle purchased in this state or brought into
4 this state by residents of this state:

5 1. Between January 1 and March 31, the payment of the full
6 annual fee shall be required;

7 2. Between April 1 and June 30, the payment of three-fourths
8 (3/4) the annual fee shall be required;

9 3. Between July 1 and September 30, the payment of one-half
10 (1/2) the annual fee shall be required; and

11 4. Between October 1 and November 30, one-fourth (1/4) the
12 annual fee shall be required.

13 License plates or decals for each year shall be made available
14 on December 1 of each preceding year for such vehicles. Any person
15 who purchases such vehicle or manufactured home between December 1
16 and December 31 of any year shall register it within thirty (30)
17 days from date of purchase and obtain a license plate or
18 Manufactured Home License Registration Decal, as appropriate, for
19 the following calendar year upon payment of the full annual fee.
20 Unless provided otherwise by statute, all annual license,
21 registration and other fees for such vehicles shall be due and
22 payable on January 1 of each year and if not paid by February 1
23 shall be deemed delinquent.

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1 B. 1. All vehicles, other than those required to be registered
2 pursuant to the provisions of subsection A of this section, shall be
3 registered on a staggered system of registration and licensing on a
4 monthly series basis to distribute the work of registering such
5 vehicles as uniformly and expeditiously as practicable throughout
6 the calendar year unless otherwise provided in this section. After
7 the end of the month following the expiration date, the license and
8 registration fees for the new registration period shall become
9 delinquent. At the time of registration or renewal, the owner of
10 the vehicle may choose either an annual or a biennial registration
11 of the vehicle.

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13 2. All fleet vehicles registered pursuant to new applications
14 approved pursuant to the provisions of Section 1120 of this title
15 shall be registered on a staggered system monthly basis.

16 3. Applicants seeking to establish Oklahoma as the base
17 jurisdiction for registering apportioned fleet vehicles shall have a
18 one-time option of registering for a period of not less than six (6)
19 months nor greater than eighteen (18) months. Subsequent renewals
20 for these registrants will be for twelve (12) months, expiring on
21 the last day of the month chosen by the registrant under the one-
22 time option as provided herein. In addition, registrants with
23 multiple fleets may designate a different registration month of
24 expiration for each fleet.

1 As used in this section, "fleet" shall have the same meaning as
2 set forth in the International Registration Plan.

3 4. Effective January 1, 2004, all motorcycles and mopeds shall
4 be registered on a staggered system of registration. Service
5 Oklahoma shall notify in writing, prior to December 1, 2003, all
6 owners of motorcycles or mopeds registered as of such date, who
7 shall have a one-time option of registering for a period of not less
8 than three (3) months nor greater than fifteen (15) months.

9 Subsequent renewals for these registrants will be for twelve (12)
10 months, expiring on the last day of the month chosen by the
11 registrant under the one-time option as provided herein. All
12 motorcycles and mopeds registered pursuant to new applications
13 received on or after December 1, 2003, shall also be registered
14 pursuant to the provisions of this paragraph.

15 5. Any three or more commercial vehicles owned by the same
16 person and previously registered in this state may be registered at
17 the same time regardless of the month or months in which they were
18 previously registered. The month in which the commercial vehicles
19 are newly registered shall be the month in which their registration
20 is renewed annually. If a commercial vehicle is registered pursuant
21 to this paragraph in the same calendar year in which it was
22 previously registered, license and registration fees shall be
23 prorated to account for the difference between the previous renewal
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1 month and the new renewal month and those fees shall be due at the
2 time of registration pursuant to this paragraph.

3 C. The following penalties shall apply for delinquent
4 registration fees:

5 1. For fleet vehicles required to be registered pursuant to the
6 provisions of Section 1120 of this title for which a properly
7 completed application for registration has not been received by the
8 Corporation Commission by the last day of the month following the
9 registration expiration date, a penalty of thirty percent (30%) of
10 the Oklahoma portion of the annual registration fee, or Two Hundred
11 Dollars (\$200.00), whichever is greater, shall be assessed. The
12 license and registration cards issued by the Corporation Commission
13 for each fleet vehicle shall be valid until two (2) months after the
14 registration expiration date;

15 2. For commercial vehicles registered under the provisions of
16 subsection B of this section, except those vehicles registered
17 pursuant to Section 1133.1 of this title, a penalty shall be
18 assessed after the last day of the month following the registration
19 expiration date. A penalty of twenty-five cents (\$0.25) per day
20 shall be added to the license fee of such vehicle and shall accrue
21 for one (1) month. Thereafter, the penalty shall be thirty percent
22 (30%) of the annual registration fee, or Two Hundred Dollars
23 (\$200.00), whichever is greater;

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1 3. For new or used manufactured homes, not registered within
2 thirty (30) days from date of purchase or date such manufactured
3 home was brought into this state, a penalty equal to the
4 registration fee shall be assessed; or

5 4. For all vehicles a penalty shall be assessed after the last
6 day of the month following the expiration date and no penalty shall
7 be waived by Service Oklahoma or any licensed operator except as
8 provided for in subsection H of Section 1133, subsection C of
9 Section 1127 of this title, or when the vehicle was stolen as
10 certified by a police report or other documentation as required by
11 Service Oklahoma. A penalty of One Dollar (\$1.00) per day shall be
12 added to the license fee of such vehicle, provided that the penalty
13 shall not exceed One Hundred Dollars (\$100.00). Of each dollar
14 penalty collected pursuant to this subsection:

- 15 a. twenty-one cents (\$0.21) shall be apportioned as
16 provided in Section 1104 of this title,
- 17 b. twenty-one cents (\$0.21) shall be retained by the
18 licensed operator, and
- 19 c. fifty-eight cents (\$0.58) shall be deposited in the
20 General Revenue Fund.

21 D. In addition to all other penalties provided in the Oklahoma
22 Vehicle License and Registration Act, the following penalties shall
23 be imposed and collected by any Enforcement Officer of the
24 Corporation Commission upon finding any commercial vehicle being

1 operated in violation of the provisions of the Oklahoma Vehicle
2 License and Registration Act.

3 The penalties shall apply to any commercial vehicle found to be
4 operating in violation of the following provisions:

5 1. A penalty of not less than Fifty Dollars (\$50.00) shall be
6 imposed upon any person found to be operating a commercial vehicle
7 sixty (60) days after the end of the month in which the license
8 plate or registration credentials expire without the current year
9 license plate or registration credential displayed. Such penalty
10 shall not exceed the amount established by the Corporation
11 Commission pursuant to the provisions of subsection A of Section
12 1167 of this title. Revenue from such penalties shall be
13 apportioned as provided in Section 1167 of this title;

14 2. A penalty of not less than Fifty Dollars (\$50.00) shall be
15 imposed for any person operating a commercial vehicle subject to the
16 provisions of Section 1120 or Section 1133 of this title without the
17 proper display of, or, carrying in such commercial vehicle, the
18 identification credentials issued by the Corporation Commission as
19 evidence of payment of the fee or tax as provided in Section 1120 or
20 Section 1133 of this title. Such penalty shall not exceed the
21 amount established by the Corporation Commission pursuant to the
22 provisions of subsection A of Section 1167 of this title. Revenue
23 from such penalties shall be apportioned as provided in Section 1167
24 of this title; and

1 3. A penalty of not less than One Hundred Dollars (\$100.00)
2 shall be imposed for any person that fails to register any
3 commercial vehicle subject to the Oklahoma Vehicle License and
4 Registration Act. Such penalty shall not exceed the amount
5 established by the Corporation Commission pursuant to the provisions
6 of subsection A of Section 1167 of this title. Revenue from such
7 penalties shall be apportioned as provided in Section 1167 of this
8 title.

9 E. Service Oklahoma, or the Corporation Commission with respect
10 to vehicles registered under Section 1120 or Section 1133 of this
11 title, shall assess the registration fees and penalties for the year
12 or years a vehicle was not registered. For vehicles not registered
13 for two (2) or more years, the registration fees and penalties shall
14 be due only for the current year and one (1) previous year.

15 F. In addition to any other penalty prescribed by law, there
16 shall be a penalty of not less than Twenty Dollars (\$20.00) upon a
17 finding by an enforcement officer that:

18 1. The registration of a vehicle registered pursuant to Section
19 1132 of this title is expired and it is sixty (60) or more days
20 after the end of the month of expiration; or

21 2. The registration fees for a vehicle that is subject to the
22 registration fees pursuant to Section 1132 of this title have not
23 been paid.

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1 Such penalty shall not exceed the amount established by the
2 Corporation Commission pursuant to the provisions of subsection A of
3 Section 1167 of this title. Revenue from such penalties shall be
4 apportioned as provided in Section 1167 of this title.

5 G. If a vehicle is donated to a nonprofit charitable
6 organization, the nonprofit charitable organization shall be exempt
7 from paying any current or past due registration fees, excise tax,
8 transfer fees, and penalties and interest. However, after the
9 donation, if the person donating the vehicle, or someone on behalf
10 of such person, purchases the same vehicle back from the nonprofit
11 charitable organization to which the vehicle was donated, such
12 person shall be liable for all current and past-due registration
13 fees, excise tax, title or transfer fees, and penalties and interest
14 on such vehicle.

15 H. Service Oklahoma shall promulgate rules and any necessary
16 procedures to establish an option for a biennial registration for
17 vehicles registered pursuant to paragraph 1 of subsection B of this
18 section.

19 1. Regardless of whether the vehicle owner elects annual or
20 biennial registration, the vehicle is still subject to all fees,
21 finances, and penalties provided in the Oklahoma Vehicle License and
22 Registration Act.

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1 2. For vehicle owners who elect biennial registration, the
2 annual registration fee shall be twice the annual registration fee
3 provided in the Oklahoma Vehicle License and Registration Act.

4 3. When processing biennial registrations, licensed operators
5 shall be entitled to retain twice the amounts provided in paragraphs
6 1 and 2 of subsection A of Section 1141.1 of this title and twice
7 the amount provided in paragraph 14 of subsection A of Section
8 1141.1 of this title for processing insurance verification
9 information.

10 SECTION 2. This act shall become effective November 1, 2023.

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12 59-1-7664 JBH 02/22/23

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