

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 59th Legislature (2023)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2011

By: Davis of the House

and

**Hall** of the Senate

8  
9                                   COMMITTEE SUBSTITUTE

10                   [ motor vehicles - biennial registration - Service  
11                   Oklahoma - effective date ]

12  
13  
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15           SECTION 1.           AMENDATORY           47 O.S. 2021, Section 1115, as  
16 amended by Section 132, Chapter 282, O.S.L. 2022 (47 O.S. Supp.  
17 2022, Section 1115), is amended to read as follows:

18           Section 1115. A. Unless provided otherwise by statute, the  
19 following vehicles shall be registered annually: manufactured  
20 homes, vehicles registered with a permanent nonexpiring license  
21 plate pursuant to Section 1113 of this title, and commercial  
22 vehicles registered pursuant to the installment plan provided in  
23 subsection H of Section 1133 of this title. The following schedule  
24

1 shall apply for such vehicle purchased in this state or brought into  
2 this state by residents of this state:

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

5 2. Between April 1 and June 30, the payment of three-fourths  
6 (3/4) the annual fee shall be required;

7 3. Between July 1 and September 30, the payment of one-half  
8 (1/2) the annual fee shall be required; and

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

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

22 B. 1. All vehicles, other than those required to be registered  
23 pursuant to the provisions of subsection A of this section, shall be  
24 registered on a staggered system of registration and licensing on a

1 monthly series basis to distribute the work of registering such  
2 vehicles as uniformly and expeditiously as practicable throughout  
3 the calendar year unless otherwise provided in this section. After  
4 the end of the month following the expiration date, the license and  
5 registration fees for the new registration period shall become  
6 delinquent. At the time of registration or renewal, the owner of  
7 the vehicle may choose either an annual or a biennial registration  
8 of the vehicle.

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

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

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

23 4. Effective January 1, 2004, all motorcycles and mopeds shall  
24 be registered on a staggered system of registration. Service

1 Oklahoma shall notify in writing, prior to December 1, 2003, all  
2 owners of motorcycles or mopeds registered as of such date, who  
3 shall have a one-time option of registering for a period of not less  
4 than three (3) months nor greater than fifteen (15) months.  
5 Subsequent renewals for these registrants will be for twelve (12)  
6 months, expiring on the last day of the month chosen by the  
7 registrant under the one-time option as provided herein. All  
8 motorcycles and mopeds registered pursuant to new applications  
9 received on or after December 1, 2003, shall also be registered  
10 pursuant to the provisions of this paragraph.

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

22       C. The following penalties shall apply for delinquent  
23 registration fees:

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

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

20           3. For new or used manufactured homes, not registered within  
21 thirty (30) days from date of purchase or date such manufactured  
22 home was brought into this state, a penalty equal to the  
23 registration fee shall be assessed; or  
24

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

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

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

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

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

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

21       3. A penalty of not less than One Hundred Dollars (\$100.00)  
22 shall be imposed for any person that fails to register any  
23 commercial vehicle subject to the Oklahoma Vehicle License and  
24 Registration Act. Such penalty shall not exceed the amount

1 established by the Corporation Commission pursuant to the provisions  
2 of subsection A of Section 1167 of this title. Revenue from such  
3 penalties shall be apportioned as provided in Section 1167 of this  
4 title.

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

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

14 1. The registration of a vehicle registered pursuant to Section  
15 1132 of this title is expired and it is sixty (60) or more days  
16 after the end of the month of expiration; or

17 2. The registration fees for a vehicle that is subject to the  
18 registration fees pursuant to Section 1132 of this title have not  
19 been paid.

20 Such penalty shall not exceed the amount established by the  
21 Corporation Commission pursuant to the provisions of subsection A of  
22 Section 1167 of this title. Revenue from such penalties shall be  
23 apportioned as provided in Section 1167 of this title.

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

11 H. Service Oklahoma shall promulgate rules and any necessary  
12 procedures to establish an option for a biennial registration for  
13 vehicles registered pursuant to paragraph 1 of subsection B of this  
14 section.

15 1. Regardless of whether the vehicle owner elects annual or  
16 biennial registration, the vehicle is still subject to all fees,  
17 finances, and penalties provided in the Oklahoma Vehicle License and  
18 Registration Act.

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

22 3. When processing biennial registrations, licensed operators  
23 shall be entitled to retain twice the amounts provided in paragraphs  
24 1 and 2 of subsection A of Section 1141.1 of this title and twice

1 the amount provided in paragraph 14 of subsection A of Section  
2 1141.1 of this title for processing insurance verification  
3 information.

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

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6 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
7 02/23/2023 - DO PASS, As Amended and Coauthored.

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