

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 2035

By: Treat and Stephens of the
Senate

and

Hilbert and **Bashore** of the
House

12 COMMITTEE SUBSTITUTE

13 An Act relating to license plates; authorizing
14 promulgation of rules to designate temporary license
15 plate vendors; authorizing imposition of fee;
16 prescribing vendor requirements; granting authority
17 to revoke registration and administer fines and
18 penalties; prescribing requirements for plates;
19 amending 47 O.S. 2021, Sections 563, as amended by
20 Section 4, Chapter 29, O.S.L. 2023, and 582, as
21 amended by Section 2, Chapter 107, O.S.L. 2022 (47
22 O.S. Supp. 2023, Sections 563 and 582), which relate
23 to the establishment, powers, and duties of the
24 Oklahoma New Motor Vehicle Commission and the
Oklahoma Used Motor Vehicle, Dismantler, and
Manufactured Housing Commission; adding powers;
amending 47 O.S. 2021, Sections 1102, as last amended
by Section 106, Chapter 282, O.S.L. 2022, 1112.2, as
amended by Section 126, Chapter 282, O.S.L. 2022,
1112.3, 1113, as last amended by Section 127, Chapter
282, O.S.L. 2022, 1113A, as amended by Section 128,
Chapter 282, O.S.L. 2022, and 1132, as last amended
by Section 146, Chapter 282, O.S.L. 2022 (47 O.S.
Supp. 2023, Sections 1102, 1112.2, 1113, 1113A, and
1132), which relate to registration, fees, and

1 license plates; defining terms; modifying procedure
2 for a license plate that has not been removed;
3 modifying period in which a person may operate a
4 motor vehicle without plate under certain
5 circumstance; modifying period for certain temporary
6 license plate; requiring the submission of certain
7 documentation and information to Service Oklahoma or
8 licensed operator upon the sale or transfer of
9 vehicle; requiring Service Oklahoma or licensed
10 operator to provide certain information and
11 instructions, issue temporary license plate under
12 certain circumstance, and issue decal under certain
13 circumstance; modifying period before application for
14 registration is due; modifying period of exemption
15 from carry of registration; providing exception to
16 requirement to issue license plate and decal;
17 directing Service Oklahoma to conduct public
18 awareness campaign; eliminating requirement that
19 Service Oklahoma issue certain decal; requiring
20 annual efficiency contribution by the Oklahoma
21 Turnpike Authority; amending 47 O.S. 2021, Section
22 1137.1, as last amended by Section 1, Chapter 262,
23 O.S.L. 2023 (47 O.S. Supp. 2023, Section 1137.1),
24 which relates to used dealer license and
registration; modifying required components of
temporary license plates; providing exception;
modifying period of validity of temporary license
plate; requiring certain documentation be submitted;
amending 47 O.S. 2021, Section 1137.2, as amended by
Section 171, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
2023, Section 1137.2), which relates to authority to
issue dealer license plates; authorizing Oklahoma New
Motor Vehicle Commission and the Oklahoma Used Motor
Vehicle, Dismantler, and Manufactured Housing
Commission to designate certain vendor; amending 47
O.S. 2021, Section 1137.3, as last amended by Section
2, Chapter 262, O.S.L. 2023 (47 O.S. Supp. 2023,
Section 1137.3), which relates to registration and
licensing after purchase; modifying certain
purchasers required to register vehicle or trailer;
modifying required components of temporary license
plates; providing exception; requiring dealer to
submit certain documentation and information to
Service Oklahoma or licensed operator; amending 47
O.S. 2021, Section 1141.1, as last amended by Section
13, Chapter 47, 1st Extraordinary Session, O.S.L.
2023 (47 O.S. Supp. 2023, Section 1141.1), which

1 relates to retention of taxes and fees by licensed
operator; authorizing Service Oklahoma to set
2 licensed operator compensation for certain
documentation processing and license plate and decal
3 issuance; updating statutory language; updating
statutory reference; providing for codification; and
4 providing an effective date.

5
6
7 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

8 SECTION 1. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 1137.4 of Title 47, unless there
10 is created a duplication in numbering, reads as follows:

11 A. The Oklahoma New Motor Vehicle Commission and the Oklahoma
12 Used Motor Vehicle, Dismantler, and Manufactured Housing Commission
13 shall have the power and duty to promulgate rules and procedures to
14 designate and register authorized temporary license plate vendors in
15 this state. The commissions may impose a vendor registration fee
16 not to exceed Six Hundred Dollars (\$600.00). Such vendors shall:

17 1. Provide pre-printed temporary license plates or the
18 equipment and supplies necessary to print temporary license plates
19 to dealers licensed by the Oklahoma New Motor Vehicle Commission and
20 the Oklahoma Used Motor Vehicle, Dismantler, and Manufactured
21 Housing Commission;

22 2. Provide a method for such dealers to electronically enter
23 required purchaser information for each vehicle purchase; and
24

1 3. Electronically submit such required purchaser information to
2 Service Oklahoma every twenty-four (24) hours in a format that is
3 readily accessible by Service Oklahoma.

4 The commissions shall also be granted the power to revoke the
5 designation and registration of and administer fines and penalties,
6 not to exceed Ten Thousand Dollars (\$10,000.00), to designated and
7 registered temporary license plate vendors that fail to comply with
8 the provisions of this section.

9 B. Temporary license plates issued by authorized temporary
10 license plate vendors shall be required to include:

11 1. A sequential three-character prefix, unique to the
12 individual authorized temporary license plate vendor, followed by a
13 five-digit tag number;

14 2. The name of this state;

15 3. The name of the vehicle purchaser;

16 4. The date of expiration;

17 5. The name of the dealer and the dealer license number; and

18 6. The year, make, and model of the vehicle. Provided, the
19 name of the vehicle purchaser shall not be required to be included
20 on the temporary license plate if the vendor holds a record of the
21 name of the vehicle purchaser and the bill of sale is carried in the
22 vehicle.

1 SECTION 2. AMENDATORY 47 O.S. 2021, Section 563, as
2 amended by Section 4, Chapter 29, O.S.L. 2023 (47 O.S. Supp. 2023,
3 Section 563), is amended to read as follows:

4 Section 563. A. There is hereby created the Oklahoma New Motor
5 Vehicle Commission, to be composed of nine (9) members. Seven of
6 the members shall have been engaged in the manufacture,
7 distribution, or sale of new motor vehicles and two members shall be
8 lay members, all to be appointed by the Governor of ~~the State of~~
9 ~~Oklahoma~~ this state, with the advice and consent of the Senate.

10 Appointments shall be made within thirty (30) days after November 1,
11 1985. Each of the Commissioners thus appointed shall, at the time
12 of the appointment, be a resident in good faith of this state, shall
13 be of good moral character, and each of the ~~industry-related~~
14 industry-related Commissioners shall have been actually engaged in
15 the manufacture, distribution, or sale of new motor vehicles for not
16 less than ten (10) years preceding the appointment. The members of
17 the Commission shall serve at the pleasure of the Governor.

18 B. 1. The Commissioners shall elect a chair from amongst them
19 whose term shall be for one (1) year with the right to succeed
20 himself or herself.

21 2. There shall be three ~~at-large~~ at-large members of the
22 Commission. Six members of the Commission shall be appointed from
23 the following geographical areas with at least one member from each
24 area:

- 1 a. four areas of the state shall be the northwest,
2 northeast, southwest, and southeast sections
3 designated by Interstate 35 dividing the state east
4 and west and Interstate 40 dividing the state north
5 and south, excluding Oklahoma County and Tulsa County,
6 and
7 b. two additional areas shall be Oklahoma County and
8 Tulsa County.

9 There shall not be more than two members of the Commission from any
10 one area.

11 C. The terms of office of the members first appointed to the
12 Commission shall be as follows:

13 1. The members appointed from the northwest, northeast, and
14 southwest areas shall serve until June 30, 1987;

15 2. The members appointed from the southeast area and Oklahoma
16 County and Tulsa County shall serve until June 30, 1989; and

17 3. The members appointed at large shall serve until June 30,
18 1991.

19 Each member shall serve until a successor is appointed and
20 qualifies. Thereafter, the term of office of each member of the
21 Commission shall be for six (6) years. The term of office of any
22 member will automatically expire if the member moves out of the
23 geographical area from which the member was appointed. In event of
24 death, resignation, removal, or term automatically expiring of any

1 person serving on the Commission, the vacancy shall be filled by
2 appointment as provided for the unexpired portion of the term. The
3 Commission shall meet ~~at~~ in Oklahoma City and complete its
4 organization immediately after the membership has been appointed and
5 has qualified. The chair and each member of the Commission shall
6 take and subscribe to the oath of office required of public
7 officers.

8 D. The members of the Commission shall receive reimbursement
9 for subsistence and traveling expenses necessarily incurred in the
10 performance of their duties as provided by the State Travel
11 Reimbursement Act.

12 E. The Commission shall appoint a qualified person to serve as
13 Executive Director thereof, which person shall have had not less
14 than ten (10) years of experience in the motor vehicle industry.
15 The Executive Director shall be appointed for a term of six (6)
16 years, and shall not be subject to dismissal or removal without
17 cause. The Commission shall fix the salary and prescribe the duties
18 of the Executive Director. The Executive Director shall devote such
19 time as necessary to fulfill the duties thereof, and before entering
20 upon such duties shall take and subscribe to the oath of office.
21 The Executive Director may employ such clerical, technical, and
22 other help and legal services and incur such expenses as may be
23 necessary for the proper discharge of the duties of the Executive
24 Director under Section 561 et seq. of this title. The Commission

1 shall maintain its office and transact its business in Oklahoma
2 City, and it is authorized to adopt and use a seal. The Executive
3 Director is hereby authorized to hire, retain, or otherwise acquire
4 the services of an attorney to represent the Commission in any and
5 all state and federal courts, and assist the Commission in any and
6 all business or legal matters that may come before it. The attorney
7 so representing the Commission shall discharge the duties under the
8 direction of the Executive Director.

9 F. The Commission is hereby vested with the powers necessary to
10 enable it to fully and effectively carry out the provisions and
11 objects of Section 561 et seq. of this title and Section 1 of this
12 act, and is hereby authorized and empowered to make and enforce all
13 reasonable rules and to adopt and prescribe all forms necessary to
14 accomplish such purpose. All forms used by a new motor vehicle
15 dealer to facilitate the delivery of a vehicle pending approval of
16 financing shall be approved by the Commission. Spot delivery
17 agreement forms shall be required for all new motor vehicle
18 deliveries subject to dealers finding lending institutions to
19 purchase the retail installment contracts executed by the purchasing
20 and selling parties.

21 G. All fees, charges, and fines collected under the provisions
22 of Section 561 et seq. of this title and Section 1 of this act shall
23 be deposited by the Executive Director in the State Treasury in
24 accordance with the depository laws of this state in a special fund

1 to be known as the "Oklahoma New Motor Vehicle Commission Fund",
2 which is hereby created, and except as hereinafter provided the
3 monies in the fund shall be used by the Commission for the purpose
4 of carrying out and enforcing the provisions of Section 561 et seq.
5 of this title and Section 1 of this act. Expenditures from the fund
6 shall be made upon vouchers approved by the Commission or its
7 authorized officers.

8 At the close of each fiscal year, the Commission shall file with
9 the Governor and the State Auditor and Inspector a true and correct
10 report of all fees, fines, and charges collected and received by it
11 during the preceding fiscal year and shall at the same time pay into
12 the General Revenue Fund of the state a sum equal to ten percent
13 (10%) of the fees, fines, and charges collected and received.

14 All expenses incurred by the Commission in carrying out the
15 provisions of Section 561 et seq. of this title and Section 1 of
16 this act, including but not limited to per diem, wages, salaries,
17 rent, postage, advertising, supplies, bond premiums, travel, and
18 subsistence for the Commissioners, the Executive Director,
19 employees, and legal counsel, and printing and utilities, shall be a
20 proper charge against such fund, exclusive of the portion thereof to
21 be paid into the General Revenue Fund as above set out. In no event
22 shall liability ever accrue hereunder against this state in any sum
23 whatsoever, or against the Oklahoma New Motor Vehicle Commission

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1 Fund, in excess of the ninety percent (90%) of the fees, fines, and
2 charges deposited therein.

3 SECTION 3. AMENDATORY 47 O.S. 2021, Section 582, as
4 amended by Section 2, Chapter 107, O.S.L. 2022 (47 O.S. Supp. 2023,
5 Section 582), is amended to read as follows:

6 Section 582. A. There is hereby created the Oklahoma Used
7 Motor Vehicle, Dismantler, and Manufactured Housing Commission, to
8 be composed of ten (10) members who shall be selected as follows:

9 1. One member shall be appointed from each congressional
10 district and any remaining members, including the chair, shall be
11 appointed from the state at large. However, when congressional
12 districts are redrawn, each member appointed prior to July 1 of the
13 year in which such modification becomes effective shall complete the
14 current term of office and appointments made after July 1 of the
15 year in which such modification becomes effective shall be based on
16 the redrawn districts. Appointments made after July 1 of the year
17 in which such modification becomes effective shall be from any
18 redrawn districts which are not represented by a board member until
19 such time as each of the modified congressional districts are
20 represented by a board member; provided, the chair shall be
21 appointed at large without regard to congressional district
22 representation on the board;

23 2. All members shall be appointed by the Governor, by and with
24 the advice and consent of the Senate;

1 3. a. ~~each~~ Each of the members appointed from a
2 congressional district shall, at the time of
3 appointment, be a resident in good faith of the
4 congressional district from which appointed, and

5 b. ~~each~~ Each of the members appointed from the state at
6 large shall, at the time of appointment and during the
7 period of service, be residents in good faith of the
8 state;

9 4. Each member shall be of good moral character and, for the
10 ten-year period immediately preceding appointment, each of the used
11 motor vehicle dealer representatives shall have been licensed for
12 and actually engaged in the distribution or sale of used motor
13 vehicles; each of the dismantler representatives shall have actually
14 been licensed for and engaged in the principal business of
15 dismantling or disassembling motor vehicles for the purpose of
16 selling the parts thereof; and the manufactured housing
17 representative shall have been licensed for and actually engaged in
18 the principal business of selling manufactured homes; and

19 5. Eight members plus the chair shall be engaged in the used
20 motor vehicle industry or the automotive dismantler industry. There
21 shall not be fewer than five members engaged in the principal
22 business of the sale of used motor vehicles and there shall not be
23 fewer than two members engaged in the principal business of
24 dismantling or disassembling motor vehicles for the purpose of

1 selling the parts thereof. One of the at-large members shall be
2 engaged in the principal business of selling manufactured homes as a
3 licensed manufactured home dealer. Being engaged in one or more of
4 such pursuits shall not disqualify a person otherwise qualified from
5 serving on the Commission.

6 B. 1. The term of the chair shall be coterminous with that of
7 the Governor making the appointment, and until a successor is
8 appointed and is qualified.

9 2. The terms of office of each member of the Commission shall
10 be subject to the following:

11 a. the Commission shall determine and certify the trade
12 associations of manufactured home dealers that
13 represent ten percent (10%) or more of the number of
14 licensed manufactured home dealers in the state and
15 shall certify each such association to the Governor.
16 The Governor shall request a minimum of ten names from
17 each such association and shall select one member from
18 the manufactured home industry from the names
19 provided,

20 b. each member actively serving July 1, 2000, who was
21 appointed on or before June 30, 2000, shall remain and
22 fulfill the term of his or her membership as set forth
23 at the appointment,
24

- 1 c. except for the chair, the term of office of each
2 member of the Commission shall be for six (6) years,
3 d. except for the chair and the at-large members, the
4 term of office of any member will automatically expire
5 if the member moves out of the congressional district
6 from which appointed; however, if the congressional
7 districts are modified each member shall complete the
8 current term of office as provided in this section,
9 e. in event of death, resignation, or removal of any
10 person serving on the Commission, the vacancy shall be
11 filled by appointment as aforesaid for the unexpired
12 portion of the term, and
13 f. except for the chair, when the term of a member
14 automatically expires, the vacancy shall be filled by
15 appointment of a qualified successor for a term of six
16 (6) years as aforesaid, except that the member shall
17 serve until a successor is appointed and qualified.

18 3. The chair and each member of the Commission shall take and
19 subscribe to the oath of office required of public officers.

20 C. The chair and members of the Commission shall receive Thirty
21 Dollars (\$30.00) for each and every day actually and necessarily
22 spent in attending the meetings of the Commission, and shall be
23 reimbursed for subsistence and traveling expenses incurred in the
24 performance of their duties hereunder as provided by the State

1 Travel Reimbursement Act; provided that such meeting payments shall
2 not exceed the sum of Six Hundred Dollars (\$600.00) per annum to any
3 one person.

4 D. 1. a. The Commission shall appoint a qualified person to
5 serve as Executive Director who shall have had
6 sufficient management and organizational experience in
7 the automotive industry to direct the functions of the
8 Commission.

9 b. The Executive Director shall be appointed for a term
10 of six (6) years, and shall not be subject to
11 dismissal or removal without cause.

12 c. The Commission shall fix the salary and define and
13 prescribe the duties of the Executive Director.

14 d. The Executive Director shall be in charge of the
15 Commission's office, shall devote such time as
16 necessary to fulfill the duties thereof, and, before
17 entering upon these duties, shall take and subscribe
18 to the oath of office.

19 2. The Commission may employ such clerical, technical, legal,
20 and other help and incur such expenses as may be necessary for the
21 proper discharge of its duties under Section 581 et seq. of this
22 title and Section 1 of this act.

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1 3. The Commission shall maintain its office and transact its
2 business in Oklahoma City, and is authorized to adopt and use a
3 seal.

4 E. 1. a. The Commission is hereby vested with the powers and
5 duties necessary and proper to enable it to fully and
6 effectively carry out the provisions and objectives of
7 Section 581 et seq. of this title and Section 1 of
8 this act, and is hereby authorized and empowered,
9 pursuant to the Administrative Procedures Act, to make
10 and enforce all reasonable rules and to adopt and
11 prescribe all forms necessary to accomplish ~~said~~ such
12 purpose.

13 b. The Commission shall promulgate rules for the
14 licensing of manufactured home installers and the
15 installation, which is the blocking, anchoring, and
16 leveling of mobile and manufactured homes that meet
17 the standards of the manufacturer's manual or the
18 Commission.

19 c. The Commission shall promulgate rules to prescribe the
20 contents of manufactured home sales agreements and to
21 require that each manufactured home manufacturer issue
22 with each new manufactured home a warranty comparable
23 to warranties generally in use in the industry
24

1 warranting the manufactured home to be free from
2 material defects.

3 d. The enumeration of any power or authority herein shall
4 not be construed to deny, impair, disparage, or limit
5 any others necessary to the attainment thereof.

6 e. A copy of all rules adopted by the Commission shall be
7 filed and recorded in the ~~office~~ Office of the
8 Secretary of State and the State Librarian and State
9 Archivist, and same may be amended, modified, or
10 repealed from time to time.

11 2. The Commission's powers and duties shall include, but not be
12 limited to, the following:

13 a. to license used motor vehicle dealers, wholesale used
14 motor vehicle dealers, dismantlers, manufactured home
15 dealers, manufactured home manufacturers, and
16 manufactured home installers,

17 b. to inspect used motor vehicle dealer, dismantler and
18 manufactured home dealer locations, and manufactured
19 home manufacturers' factories or assembly sites to
20 ensure that they are in an approved location, meet
21 local zoning or other municipal requirements, and have
22 sufficient facilities which shall include, but not be
23 limited to, for retail businesses, a business sign, a
24

1 listed and usable telephone number, a restroom, and a
2 sales office,

3 c. to inspect wholesale used motor vehicle dealer
4 locations to ensure that they are in an approved
5 location, meet local zoning or other municipal
6 requirements, and have sufficient facilities which
7 shall include, but not be limited to, a listed and
8 usable telephone number in the dealer's name and a
9 business office where records of the business are
10 kept,

11 d. to require all dealer sales to have a condition of
12 sale such as a warranty disclaimer, implied or written
13 warranty, or a service contract approved by the
14 Commission,

15 e. to work with consumers and dealers to hear complaints
16 on used vehicles and manufactured homes, including
17 installation, and

18 f. to serve as a dispute resolution panel for binding
19 arbitration in accordance with Section 1851 et seq. of
20 Title 12 of the Oklahoma Statutes in contract
21 controversies between licensed used motor vehicle
22 dealers, dismantlers, and manufactured housing
23 dealers, manufactured home dealers, installers, and
24 manufacturers and their consumers when, by mutual

1 written agreement executed after the dispute between
2 the parties has arisen, both parties have agreed to
3 use the Commission as their arbitration panel for
4 contract disputes.

5 F. 1. All fees and charges collected under the provisions of
6 Section 581 et seq. of this title and Section 1 of this act shall be
7 deposited by the Executive Director in the State Treasury in
8 accordance with the depository laws of this state in a special fund
9 to be known as the "Oklahoma Used Motor Vehicle, Dismantler, and
10 Manufactured Housing Commission Fund", which fund is hereby created.
11 Except as hereinafter provided, the monies in the fund shall be used
12 by the Commission for the purpose of carrying out and enforcing the
13 provisions of Section 581 et seq. of this title and Section 1 of
14 this act. Expenditures from the fund shall be warrants issued by
15 the State Treasurer against claims submitted by the Commission to
16 the Director of the Office of Management and Enterprise Services for
17 approval.

18 2. At the close of each fiscal year, the Commission shall file
19 with the Governor and the State Auditor and Inspector a true and
20 correct report of all fees and charges collected and received by it
21 during the preceding fiscal year and shall at the same time pay into
22 the General Revenue Fund of the state a sum equal to ten percent
23 (10%) of the gross fees and charges so collected and received.
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1 3. All expenses incurred by the Commission in carrying out the
2 provisions of Section 581 et seq. of this title and Section 1 of
3 this act including, but not limited to, per diem, wages, salaries,
4 rent, postage, advertising, supplies, bond premiums, travel, and
5 subsistence for the Commissioners, the Executive Director,
6 employees, and legal counsel, and printing and utilities, shall be a
7 proper charge against the fund, exclusive of the portion thereof to
8 be paid into the General Revenue Fund as above set out; provided,
9 that in no event shall liability ever accrue hereunder against the
10 state in any sum whatsoever, or against the Oklahoma Used Motor
11 Vehicle, Dismantler, and Manufactured Housing Commission Fund, in
12 excess of the ninety percent (90%) of the fees and charges deposited
13 therein.

14 SECTION 4. AMENDATORY 47 O.S. 2021, Section 1102, as
15 last amended by Section 106, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
16 2023, Section 1102), is amended to read as follows:

17 Section 1102. As used in the Oklahoma Vehicle License and
18 Registration Act:

19 1. "All-terrain vehicle" means a vehicle manufactured and used
20 exclusively for off-highway use traveling on four or more non-
21 highway tires, and being fifty (50) inches or less in width;

22 2. "Carrying capacity" means the carrying capacity of a vehicle
23 as determined or declared in tons of cargo or payload by the owner;
24 provided, that such declared capacity shall not be less than the

1 minimum tonnage capacity fixed, listed or advertised by the
2 manufacturer of any vehicle;

3 3. "Certificate of title" means a document which is proof of
4 legal ownership of a motor vehicle as described and provided for in
5 Section 1105 of this title;

6 4. "Chips and oil" or the term "road oil and crushed rock"
7 means, with respect to materials authorized for use in the surfacing
8 of roads or highways as provided for in this title or in any
9 equivalent statute pertaining to road or highway surfacing in ~~the~~
10 ~~State of Oklahoma~~ this state, any asphaltic materials. Wherever
11 chips and oil or road oil and crushed rock are authorized for use in
12 the surfacing of roads or highways in this state, whether by the
13 Department of Transportation, or by the county commissioners, or
14 other road building authority subject to the Oklahoma Vehicle
15 License and Registration Act, asphaltic materials are also
16 authorized for use in such surfacing and construction;

17 5. "Combined laden weight" means the weight of a truck or
18 station wagon and its cargo or payload transported thereon, or the
19 weight of a truck or truck-tractor plus the weight of any trailers
20 or semitrailers together with the cargo or payload transported
21 thereon;

22 6. "Commercial trailer" means any trailer, as defined in
23 Section 1-180 of this title, or semitrailer, as defined in Section
24

1 1-162 of this title, when such trailer or semitrailer is used
2 primarily for business or commercial purposes;

3 7. "Commercial trailer dealer" means any person, firm or
4 corporation engaged in the business of selling any new and unused,
5 or used, or both new and used commercial trailers;

6 8. "Commercial vehicle" means any vehicle over eight thousand
7 (8,000) pounds combined laden weight used primarily for business or
8 commercial purposes. Each motor vehicle being registered pursuant
9 to the provisions of this section shall have the name of the
10 commercial establishment or the words "Commercial Vehicle"
11 permanently and prominently displayed upon the outside of the
12 vehicle in letters not less than two (2) inches high. Such letters
13 shall be in sharp contrast to the background and shall be of
14 sufficient shape and color as to be readily legible during daylight
15 hours, from a distance of fifty (50) feet while the vehicle is not
16 in motion;

17 9. "Commission" or "Tax Commission" means the Oklahoma Tax
18 Commission;

19 10. "Construction machinery" means machines or devices drawn as
20 trailers which are designed and used for construction, tree trimming
21 and waste maintenance projects, which derive no revenue from the
22 transportation of persons or property, whose use of the highway is
23 only incidental and which are not mounted or affixed to another
24

1 vehicle; provided, construction machinery shall not include
2 implements of husbandry as defined in Section 1-125 of this title;

3 11. "Dealer" means any person, firm, association, corporation
4 or trust ~~who~~ that sells, solicits or advertises the sale of new and
5 unused motor vehicles and holds a bona fide contract or franchise in
6 effect with a manufacturer or distributor of a particular make of
7 new or unused motor vehicle or vehicles for the sale of same;

8 12. "Dealer seller" means a new motor vehicle dealer as defined
9 in Section 562 of this title, a powersports vehicle dealer as
10 defined in Section 562 of this title, and used motor vehicle dealer
11 as defined in Section 581 of this title. This definition shall not
12 include individuals involved in a private sale as defined in this
13 section;

14 13. "Mini-truck" means a foreign-manufactured import or
15 domestic-manufactured vehicle powered by an internal combustion
16 engine with a piston or rotor displacement of one thousand cubic
17 centimeters (1,000 cc) or less, which is sixty-seven (67) inches or
18 less in width, with an unladen dry weight of three thousand four
19 hundred (3,400) pounds or less, traveling on four or more tires,
20 having a top speed of approximately fifty-five (55) miles per hour,
21 equipped with a bed or compartment for hauling, and having an
22 enclosed passenger cab;

23

24

1 ~~13.~~ 14. "Interstate commerce" means any commerce moving between
2 any place in a state and any place in another state or between
3 places in the same state through another state;

4 ~~14.~~ 15. "Laden weight" means the combined weight of a vehicle
5 when fully equipped for use and the cargo or payload transported
6 thereon; provided, that in no event shall the laden weight be less
7 than the unladen weight of the vehicle fully equipped for use, plus
8 the manufacturer's rated carrying capacity;

9 ~~15.~~ 16. "Local authorities" means every county, municipality or
10 local board or body having authority to adopt police regulations
11 under the Constitution and laws of this state;

12 ~~16.~~ 17. "Low-speed electrical vehicle" means any four-wheeled
13 electrical vehicle that is powered by an electric motor that draws
14 current from rechargeable storage batteries or other sources of
15 electrical current and whose top speed is greater than twenty (20)
16 miles per hour but not greater than twenty-five (25) miles per hour
17 and is manufactured in compliance with the National Highway Traffic
18 Safety Administration standards for low-speed vehicles in 49 C.F.R.,
19 Section 571.500;

20 ~~17.~~ 18. "Manufactured home" means a residential dwelling built
21 in accordance with the National Manufactured Housing Construction
22 and Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq.,
23 and rules promulgated pursuant thereto and the rules promulgated by
24 the Oklahoma Used Motor Vehicle ~~and Parts, Dismantler, and~~

1 Manufactured Housing Commission pursuant to Section 582 of this
2 title. Manufactured home shall not mean a park model recreational
3 vehicle as defined in this section;

4 ~~18.~~ 19. "Manufactured home dealer" means any person, firm or
5 corporation engaged in the business of selling any new and unused,
6 or used, or both new and used manufactured homes. Such information
7 and a valid franchise letter as proof of authorization to sell any
8 such new manufactured home product line or lines shall be attached
9 to the application for a dealer license to sell manufactured homes.

10 ~~"Manufactured home dealer"~~ Manufactured home dealer shall not
11 include any person, firm or corporation who sells or contracts for
12 the sale of the dealer's own personally titled manufactured home or
13 homes. No person, firm or corporation shall be considered a
14 manufactured home dealer as to any manufactured home purchased or
15 acquired by such person, firm or corporation for purposes other than
16 resale; provided, that the restriction set forth in this sentence
17 shall not prevent an otherwise qualified person, firm or corporation
18 from utilizing a single manufactured home as a sales office;

19 ~~19.~~ 20. "Medium-speed electrical vehicle" means any self-
20 propelled, electrically powered four-wheeled motor vehicle, equipped
21 with a roll cage or crush-proof body design, whose speed attainable
22 in one (1) mile is more than thirty (30) miles per hour but not
23 greater than thirty-five (35) miles per hour;

24

1 ~~20.~~ 21. "Licensed operator" means any person appointed,
2 designated or authorized by Service Oklahoma to collect the fees and
3 to enforce the provisions provided for in the Oklahoma Vehicle
4 License and Registration Act;

5 ~~21.~~ 22. "New vehicle" or "unused vehicle" means a vehicle which
6 has been in the possession of the manufacturer, distributor or
7 wholesaler or has been sold only by the manufacturer, distributor or
8 wholesaler to a dealer;

9 ~~22.~~ 23. "Nonresident" means any person who is not a resident of
10 this state;

11 ~~23.~~ 24. "Off-road motorcycle" means any motorcycle, as defined
12 in Section 1-135 of this title, when such motorcycle has been
13 manufactured for and used exclusively off roads, highways and any
14 other paved surfaces;

15 ~~24.~~ 25. "Owner" means any person owning, operating or
16 possessing any vehicle herein defined;

17 ~~25.~~ 26. "Park model recreational vehicle" means a vehicle that
18 is:

- 19 a. designed and marketed as temporary living quarters for
20 camping, recreational, seasonal or travel use,
- 21 b. not permanently affixed to real property for use as a
22 permanent dwelling,

23

24

1 c. built on a single chassis mounted on wheels with a
2 gross trailer area not exceeding four hundred (400)
3 square feet in the setup mode, and

4 d. certified by the manufacturer as complying with
5 standard A119.5 of the American National Standards
6 Institute, Inc.;

7 ~~26.~~ 27. "Person" means any individual, copartner, joint
8 venture, association, corporation, limited liability company,
9 estate, trust, business trust, syndicate, the State of Oklahoma, or
10 any county, city, municipality, school district or other political
11 subdivision thereof, or any group or combination acting as a unit,
12 or any receiver appointed by the state or federal court;

13 28. "Pre-registration" means the submission of requisite
14 information and documentation to Service Oklahoma or a licensed
15 operator within two (2) business days following the sale or transfer
16 of a motor vehicle, as required by Section 1112.2 of this title;

17 29. "Private sale" means the sale or transfer of a motor
18 vehicle where neither the seller nor the purchaser is a dealer
19 seller as defined in this section;

20 ~~27.~~ 30. "Rebodied vehicle" means a vehicle:

21 a. which has been assembled using a new body or new major
22 component which is of the identical type as the
23 original vehicle and is licensed by the manufacturer
24 of the original vehicle and other original, new or

1 reconditioned parts. For purposes of this paragraph,
2 "new body or new major component" means a new body,
3 cab, frame, front end clip or rear end clip,

4 b. which is not a salvage, rebuilt, or junked vehicle as
5 defined by paragraph 1, 2, or 6 of subsection A of
6 Section 1105 of this title, and

7 c. for which Service Oklahoma has assigned or will assign
8 a new identifying number;

9 ~~28.~~ 31. "Recreational off-highway vehicle" means a vehicle
10 manufactured and used exclusively for off-highway use, traveling on
11 four or more non-highway tires, and being sixty-five (65) inches or
12 less in width;

13 ~~29.~~ 32. "Recreational vehicle" means every vehicle which is
14 built on or permanently attached to a self-propelled motor chassis
15 or chassis cab which becomes an integral part of the completed
16 vehicle and is capable of being operated on the highways. In order
17 to qualify as a recreational vehicle pursuant to this paragraph such
18 vehicle shall be permanently constructed and equipped for human
19 habitation, having its own sleeping and kitchen facilities,
20 including permanently affixed cooking facilities, water tanks and
21 holding tank with permanent toilet facilities. Recreational vehicle
22 shall not include manufactured homes or any vehicle with portable
23 sleeping, toilet and kitchen facilities which are designed to be

1 removed from such vehicle. Recreational vehicle shall include park
2 model recreational vehicles as defined in this section;

3 ~~30.~~ 33. "Remanufactured vehicle" means a vehicle which has been
4 assembled by a vehicle remanufacturer using a new body and which may
5 include original, reconditioned, or remanufactured parts, and which
6 is not a salvage, rebuilt, or junked vehicle as defined by
7 paragraphs 1, 2, and 6, respectively, of subsection A of Section
8 1105 of this title;

9 ~~31.~~ 34. "Rental trailer" means all small or utility trailers or
10 semitrailers constructed and suitable for towing by a passenger
11 automobile and designed only for carrying property, when the
12 trailers or semitrailers are owned by, or are in the possession of,
13 any person engaged in renting or leasing such trailers or
14 semitrailers for intrastate or interstate use or combined intrastate
15 and interstate use;

16 ~~32.~~ 35. "Special mobilized machinery" means special purpose
17 machines or devices, either self-propelled or drawn as trailers or
18 semitrailers, which derive no revenue from the transportation of
19 persons or property, whose use of the highway is only incidental,
20 and whose useful revenue producing service is performed at
21 destinations in an area away from the traveled surface of an
22 established open highway;

23 ~~33.~~ 36. "State" means the State of Oklahoma;

24

1 ~~34.~~ 37. "Station wagon" means any passenger vehicle which does
2 not have a separate luggage compartment or trunk and which does not
3 have open beds, and has one or more rear seats readily lifted out or
4 folded, whether same is called a station wagon or ranch wagon;

5 ~~35.~~ 38. "Street-legal utility vehicle" means a vehicle meeting
6 the description and specifications of Section 1-171.1 of this title;

7 39. "Temporary decal" means the decal issued by Service
8 Oklahoma or a licensed operator to be affixed to a license plate and
9 valid for the period of time between the pre-registration of a motor
10 vehicle, pursuant to the requirements of Section 1112.2 of this
11 title, and the registration thereof;

12 ~~36.~~ 40. "Travel trailer" means any vehicular portable structure
13 built on a chassis, used as a temporary dwelling for travel,
14 recreational or vacation use, and, when factory-equipped for the
15 road, it shall have a body width not exceeding eight (8) feet and an
16 overall length not exceeding forty (40) feet, including the hitch or
17 coupling;

18 ~~37.~~ 41. "Travel trailer dealer" means any person, firm or
19 corporation engaged in the business of selling any new and unused,
20 or used, or both new and used travel trailers. Such information and
21 a valid franchise letter as proof of authorization to sell any such
22 new travel trailer product line or lines shall be attached to the
23 application for a dealer license to sell travel trailers. ~~"Travel~~
24 ~~trailer dealer"~~ Travel trailer dealer shall not include any person,

1 firm or corporation who sells or contracts for the sale of his or
2 her own personally titled travel trailer or trailers. No person,
3 firm or corporation shall be considered as a travel trailer dealer
4 as to any travel trailer purchased or acquired by such person, firm
5 or corporation for purposes other than resale;

6 ~~38.~~ 42. "Used motor vehicle dealer" means ~~"used motor vehicle~~
7 ~~dealer"~~ a used motor vehicle dealer as defined in Section 581 of
8 this title;

9 ~~39.~~ 43. "Used vehicle" means any vehicle which has been sold,
10 bargained, exchanged or given away, or used to the extent that it
11 has become what is commonly known, and generally recognized, as a
12 "secondhand" vehicle. This shall also include any vehicle other
13 than a remanufactured vehicle, regardless of age, owned by any
14 person who is not a dealer;

15 ~~40.~~ 44. "Utility vehicle" means a vehicle powered by an
16 internal combustion engine, manufactured and used exclusively for
17 off-highway use, equipped with seating for two or more people and a
18 steering wheel, traveling on four or more wheels;

19 ~~41.~~ 45. "Vehicle" means any type of conveyance or device in,
20 upon or by which a person or property is or may be transported from
21 one location to another upon the avenues of public access within the
22 state. ~~"Vehicle"~~ Vehicle does not include bicycles, trailers except
23 travel trailers and rental trailers, or implements of husbandry as
24 defined in Section 1-125 of this title. All implements of husbandry

1 used as conveyances shall be required to display the owner's driver
2 license number or license plate number of any vehicle owned by the
3 owner of the implement of husbandry on the rear of the implement in
4 numbers not less than two (2) inches in height. The use of the
5 owner's Social Security number on the rear of the implement of
6 husbandry shall not be required; and

7 ~~42.~~ 46. "Vehicle remanufacturer" means a commercial entity
8 which assembles remanufactured vehicles.

9 SECTION 5. AMENDATORY 47 O.S. 2021, Section 1112.2, as
10 amended by Section 126, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
11 2023, Section 1112.2), is amended to read as follows:

12 Section 1112.2 A. ~~Effective July 1, 2019, the~~ The license
13 plate and certificate of registration shall be issued to, and remain
14 in the name of, the owner of the vehicle registered and the license
15 plates shall not be transferable between motor vehicle owners. When
16 a vehicle is sold or transferred in the state, the following
17 registration procedures shall apply:

18 1. When a current and valid Oklahoma motor vehicle license
19 plate has been obtained for use on a motor vehicle and the vehicle
20 has been sold or otherwise transferred to a new owner, the license
21 plate shall be removed from the vehicle and retained by the original
22 plate owner;

23 2. In the event an owner purchases, trades, exchanges, or
24 otherwise acquires another vehicle of the same license registration

1 classification, Service Oklahoma shall authorize the transfer of the
2 current and valid license plate previously obtained by the owner to
3 the replacement vehicle for the remainder of the current
4 registration period. In the event the owner acquires a vehicle
5 requiring payment of additional registration fees, the owner shall
6 request a transfer of the license plate to the newly acquired
7 vehicle and pay the difference in registration fees. The fee shall
8 be calculated on a monthly prorated basis. The owner shall not be
9 entitled to a refund:

- 10 a. when the registration fee for the vehicle to which the
11 plate(s) is to be assigned is less than the
12 registration fee for that vehicle to which the license
13 plate(s) was last assigned, or
- 14 b. if the owner does not have or does not acquire another
15 vehicle to which the license plate may be transferred;

16 3. Except as provided in paragraph 4 of this subsection, in the
17 event the owner of a license plate or a dealer seller purchases,
18 trades, exchanges or otherwise acquires a vehicle for which a
19 license plate has been issued during the current registration
20 period, and the license plate has not been removed by the previous
21 owner in accordance with this section, the new owner of the vehicle
22 shall remove and ~~return the license plate to Service Oklahoma or a~~
23 ~~licensed operator~~ destroy or otherwise discard the license plate.
24 However, if the license plate has expired, the new owner shall not

1 be required to ~~surrender~~ destroy or otherwise discard the license
2 plate;

3 4. When a lender or lender's agent repossesses a vehicle and
4 the license plate has not been removed in accordance with this
5 section, the lender or lender's agent shall not be subject to the
6 provisions of this section and the license plate shall be considered
7 removable personal property and may be reclaimed from the
8 repossessed vehicle; and

9 5. If a person purchases a motor vehicle from which the number
10 plates have been removed pursuant to this section, the person may
11 operate the motor vehicle for ~~fifteen (15)~~ five (5) calendar days
12 from the date of purchase without number plates if a dated,
13 notarized bill of sale is carried in the motor vehicle. If the
14 vehicle is subject to a lien, the person may obtain a ~~thirty-day~~
15 ten-day temporary plate issued either from the dealer seller or by a
16 licensed operator pursuant to the promulgation of rules by Service
17 Oklahoma ~~to implement a licensed operator-issued temporary plate~~
18 ~~pursuant to this paragraph;~~ and

19 6. a. Within two (2) business days of the date of sale or
20 transfer of the motor vehicle, either the seller or
21 the purchaser of the motor vehicle shall complete the
22 pre-registration of the vehicle by submitting
23 documentation to Service Oklahoma or a licensed
24 operator identifying the motor vehicle subject to the

1 sell or transfer, purchaser information, and any
2 associated state-issued license plate on the vehicle.
3 Pre-registration may be accomplished either in person
4 at Service Oklahoma or a licensed operator location or
5 by means of an electronic transaction or online system
6 established by Service Oklahoma in accordance with
7 Section 1132B of this title. Service Oklahoma or the
8 licensed operator shall:

9 (1) provide information and instructions to the
10 purchaser to complete the registration
11 transaction as required by the Oklahoma Vehicle
12 License and Registration Act,

13 (2) if no license plate was transferred to the motor
14 vehicle as a result of the purchase or transfer,
15 issue a license plate with a temporary decal to
16 the purchaser, and

17 (3) if there was an existing license plate
18 transferred to the motor vehicle, issue a
19 temporary decal to the existing license plate,
20 and

21 b. upon the effective date of this act, Service Oklahoma
22 is authorized to set the licensed operator
23 compensation pursuant to Section 3-103 of this title
24 for processing the documentation submitted and issuing

1 the license plate and/or decal pursuant to this
2 subsection.

3 B. 1. The new owner of a motor vehicle shall, within ~~thirty~~
4 ~~(30) calendar days~~ two (2) months from the date of vehicle purchase
5 or acquisition, make application to record the registration of the
6 vehicle ~~by the transfer to, or purchase of, a license plate for the~~
7 ~~newly acquired vehicle~~ with Service Oklahoma or the licensed
8 operator and shall pay all taxes and fees provided by law.

9 2. Any person failing to register a motor vehicle by timely
10 transferring the license plate as provided by this section shall pay
11 the penalty levied in Section 1132 of this title.

12 C. A surviving spouse, desiring to operate a vehicle devolving
13 from a deceased spouse, shall present an application for certificate
14 of title to Service Oklahoma or the licensed operator in his or her
15 name within ~~thirty (30) days~~ two (2) months of obtaining ownership.
16 Service Oklahoma or the licensed operator shall then transfer the
17 license plate to the surviving spouse.

18 D. Service Oklahoma shall be authorized to promulgate such
19 rules as may be required to implement the license plate transfers
20 authorized by this section including, but not limited to, such rules
21 as may be required for a system under which the license plate is
22 registered to an individual and not a vehicle for all license plates
23 issued on or after July 1, 2019.

1 E. Service Oklahoma, in cooperation with the Oklahoma Turnpike
2 Authority as provided in this subsection, and appropriate state
3 agencies, commissions, and other organizations, is directed to
4 develop, promote, and coordinate a public awareness program to be
5 utilized in making Oklahomans aware of the requirements of this
6 section. Annually, the Oklahoma Turnpike Authority (OTA) shall make
7 an efficiency contribution of not less than Two Hundred Thousand
8 Dollars (\$200,000.00) from the increased OTA revenues resulting as a
9 result of the provisions of this act, to defray costs associated
10 with the provisions of this act.

11 SECTION 6. AMENDATORY 47 O.S. 2021, Section 1112.3, is
12 amended to read as follows:

13 Section 1112.3 A. Except as otherwise provided in subsection B
14 of this section, at all times while a vehicle is being used or
15 operated on the roads of this state, the operator of the vehicle
16 shall have in his or her possession or carry in the vehicle and
17 exhibit upon demand to any peace officer of the state or duly
18 authorized employee of the Department of Public Safety, either a:

19 1. Registration certificate, an electronic version of the
20 registration certificate, or an official copy thereof. In addition,
21 the vehicle operator may redact home address information printed on
22 the registration certificate;

23 2. True copy of rental or lease documentation issued for a
24 motor vehicle;

1 3. Registration certificate, an electronic version of the
2 registration certificate, or an official copy thereof issued for a
3 replacement vehicle in the same registration period. In addition,
4 the vehicle operator may redact home address information printed on
5 the registration certificate;

6 4. Temporary receipt printed upon self-initiated electronic
7 renewal of a registration via the Internet; or

8 5. Cab card issued for a vehicle registered under the
9 International Registration Plan.

10 B. The provisions of subsection A of this section shall not
11 apply to the first ~~thirty (30) days~~ two (2) months after purchase of
12 a replacement vehicle.

13 SECTION 7. AMENDATORY 47 O.S. 2021, Section 1113, as
14 last amended by Section 127, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
15 2023, Section 1113), is amended to read as follows:

16 Section 1113. A. 1. Except for all-terrain vehicles, utility
17 vehicles and motorcycles used exclusively off roads and highways,
18 upon the filing of a registration application and the payment of the
19 fees provided for in the Oklahoma Vehicle License and Registration
20 Act, Service Oklahoma or the Corporation Commission, as applicable,
21 shall assign to the vehicle described in the application a
22 distinctive number, and issue to the owner of the vehicle a
23 certificate of registration, one license plate and a yearly decal,
24 unless otherwise previously issued pursuant to the Oklahoma Vehicle

1 License and Registration Act. Service Oklahoma shall assign an all-
2 terrain vehicle, utility vehicle or motorcycle used exclusively off
3 roads and highways a distinctive number and issue to the owner a
4 certificate of registration and a decal but not a license plate.
5 For each subsequent registration year, Service Oklahoma shall issue
6 a yearly decal to be affixed to the license plate, except for an
7 all-terrain vehicle, utility vehicle or motorcycle used exclusively
8 off roads and highways. The initial decal for an all-terrain
9 vehicle, utility vehicle or motorcycle shall be attached to the
10 front of the vehicle and shall be in clear view. The decal shall be
11 on the front or on the front fork of the motorcycle used exclusively
12 off roads and highways and the decal shall be in clear view. The
13 yearly decal shall have an identification number and the last two
14 numbers of the registration year for which it shall expire. Except
15 as provided by Section 1113A of this title, the license plate shall
16 be affixed to the exterior of the vehicle until a replacement
17 license plate is applied for. If the owner applies for a
18 replacement license plate, Service Oklahoma shall charge the fee
19 provided for in Section 1114 of this title. The yearly decal will
20 validate the license plate for each registration period other than
21 the year the license plate is issued. The license plate and decal
22 shall be of such size, color, design, and numbering as Service
23 Oklahoma may direct. However, yearly decals issued to the owner of
24 a vehicle who has filed an affidavit with the appropriate licensed

1 operator in accordance with Section 7-607 of this title shall be a
2 separate and distinct color from all other decals issued under this
3 section. ~~Before the effective date of this act, Service Oklahoma~~
4 ~~shall also issue a monthly decal which shall include a two letter~~
5 ~~abbreviation corresponding to the county in which the vehicle is~~
6 ~~registered. Service Oklahoma shall issue all decals in the~~
7 ~~possession of Service Oklahoma on the effective date of this act~~
8 ~~before issuing any decals which do not contain the county~~
9 ~~abbreviation.~~

10 2. a. The operation of a street-legal utility vehicle on the
11 streets and highways of this state requires the
12 vehicle be issued a certificate of registration and
13 license plate to be renewed annually. Upon the filing
14 of a registration application and the payment of the
15 fees provided for in the Oklahoma Vehicle License and
16 Registration Act, Service Oklahoma or the Corporation
17 Commission, as applicable, shall assign to the vehicle
18 described in the application a distinctive number, and
19 issue to the owner of the vehicle a certificate of
20 registration, one license plate and a yearly decal.
21 For each subsequent registration year, Service
22 Oklahoma shall issue a yearly decal to be affixed to
23 the license plate. The initial decal for a street-
24 legal utility vehicle shall be attached to the front

1 of the vehicle and shall be in clear view. The yearly
2 decal shall have an identification number and the last
3 two numbers of the registration year for which it
4 shall expire. Except as provided by Section 1113A of
5 this title, the license plate shall be affixed to the
6 exterior of the vehicle until a replacement license
7 plate is issued. If the owner applies for a
8 replacement license plate, Service Oklahoma shall
9 charge the fee provided for in Section 1114 of this
10 title. The yearly decal will validate the license
11 plate for each registration period other than the year
12 the license plate is issued. The license plate and
13 decal shall be of such size, color, design, and
14 numbering as Service Oklahoma may direct. However,
15 yearly decals issued to the owner of a vehicle who has
16 filed an affidavit with the appropriate licensed
17 operator in accordance with Section 7-607 of this
18 title shall be a separate and distinct color from all
19 other decals issued under this section.

- 20 b. Service Oklahoma shall design and issue a temporary
21 tag to out-of-state owners of street-legal utility
22 vehicles. The temporary tag shall be recognized in
23 lieu of registration in this state. The temporary tag
24 shall clearly indicate the date of issuance and the

1 date of expiration, which shall be five (5) days,
2 including the day of issuance. Upon application for a
3 temporary tag, the out-of-state owner shall show proof
4 of insurance coverage that satisfies the requirements
5 of the Compulsory Insurance Law pursuant to Section 7-
6 600 et seq. of this title. Service Oklahoma is
7 authorized to promulgate rules and procedures to
8 implement the provisions of this paragraph.

9 3. The license plate shall be securely attached to the rear of
10 the vehicle, except truck-tractor plates which shall be attached to
11 the front of the vehicle. Service Oklahoma may, with the
12 concurrence of the Department of Public Safety, by Joint Rule,
13 change and direct the manner, place, and location of display of any
14 vehicle license plate when such action is deemed in the public
15 interest. The license plate, decal and all letters and numbers
16 shall be clearly visible at all times. The operation of a vehicle
17 in this state, regardless of where such vehicle is registered, upon
18 which the license plate is covered, overlaid, or otherwise screened
19 with any material, whether such material be clear, translucent,
20 tinted or opaque, shall be a violation of this paragraph.

21 4. Upon payment of the annual registration fee provided in
22 Section 1133 of this title, Service Oklahoma or the Corporation
23 Commission, as applicable, or a licensed operator may issue a
24 permanent nonexpiring license plate to an owner of one hundred or

1 more commercial motor vehicles and for vehicles registered under the
2 provisions of Section 1120 of this title. Upon payment of the
3 annual registration fee, Service Oklahoma or the Corporation
4 Commission shall issue a certificate of registration that shall be
5 carried at all times in the vehicle for which it is issued.
6 Provided, if the registrant submits its application through
7 electronic means, such qualified owners of one hundred or more
8 commercial motor vehicles, properly registered pursuant to the
9 provisions of Section 1133 of this title, may elect to receive a
10 permanent certificate of registration that shall be carried at all
11 times in the vehicle for which it is issued.

12 5. Every vehicle owned by an agency of this state shall be
13 exempt from the payment of registration fees required by this title.
14 Provided, such vehicle shall be registered and shall otherwise
15 comply with the provisions of the Oklahoma Vehicle License and
16 Registration Act.

17 B. The license plates required under the provisions of this
18 title shall conform to the requirements and specifications listed
19 hereinafter:

20 1. Each license plate shall have a space for the placement of
21 the yearly decals for each succeeding year of registration after the
22 initial issue;

23 2. The provisions of the Oklahoma Vehicle License and
24 Registration Act regarding the issuance of yearly decals shall not

1 apply to the issuance of apportioned license plates, including
2 license plates for state vehicles, and exempt plates for
3 governmental entities and fire departments organized pursuant to
4 Section 592 of Title 18 of the Oklahoma Statutes;

5 3. All license plates and decals shall be made with
6 reflectorized material as a background to the letters, numbers and
7 characters displayed thereon. The reflectorized material shall be
8 of such a nature as to provide effective and dependable brightness
9 during the service period for which the license plate or decal is
10 issued;

11 4. Except as otherwise provided in this subsection, Service
12 Oklahoma shall design appropriate official license plates for all
13 state vehicles. Such license plates shall be permanent in nature
14 and designed in such manner as to remain with the vehicle for the
15 duration of the vehicle's life span or until the title is
16 transferred to a nongovernmental owner;

17 5. Within the limits prescribed in this section, Service
18 Oklahoma shall design appropriate official license plates for
19 vehicles of the Oklahoma Highway Patrol. The license plates shall
20 have the legend "Oklahoma OK" and shall contain the letters "OHP"
21 followed by the state seal and the badge number of the Highway
22 Patrol officer to whom the vehicle is assigned. The words "Oklahoma
23 Highway Patrol" shall also be included on such license plates;

24

1 6. Within the limits prescribed in this section, Service
2 Oklahoma shall design appropriate official license plates for
3 vehicles of the ~~Oklahoma~~ Military Department of the State of
4 Oklahoma. Such license plates shall have the legend "Oklahoma OK"
5 and shall contain the letters "OMD" followed by the state seal and
6 three numbers or letters as designated by the Adjutant General. The
7 words "Oklahoma Military Department" shall also be included on such
8 license plates;

9 7. Within the limits prescribed in this section, Service
10 Oklahoma shall design appropriate official license plates for
11 vehicles of the ~~Oklahoma~~ Department of Corrections. Such license
12 plates shall contain the letters "DOC" followed by the Department of
13 Corrections badge and three numbers or letters or combination of
14 both as designated by the Director of the agency. The words
15 "Department of Corrections" shall also be included on such license
16 plates; and

17 8. Within the limits prescribed in this section, the Oklahoma
18 Tourism and Recreation Department shall design any license plates
19 required by the initiation of a license plate reissuance by Service
20 Oklahoma at the request of the Department of Public Safety pursuant
21 to the provisions of Section 1113.2 of this title. Any such new
22 designs shall be submitted by the Oklahoma Tourism and Recreation
23 Department to the Department of Public Safety for its approval prior
24 to being issued by Service Oklahoma.

1 C. Where the applicant has satisfactorily shown that the
2 applicant owns the vehicle sought to be registered but is unable to
3 produce documentary evidence of the ownership, a license plate may
4 be issued upon approval by Service Oklahoma or the Corporation
5 Commission, as applicable. In such instances the reason for not
6 issuing a certificate of title shall be indicated on the receipt
7 given to the applicant. It shall still be the duty of the applicant
8 to immediately take all necessary steps to obtain the Oklahoma
9 certificate of title and it shall be unlawful for the applicant to
10 sell the vehicle until the certificate has been obtained in the
11 applicant's name.

12 D. The certificate of registration provided for in this section
13 shall be in convenient form, and the certificate of registration, or
14 a certified copy or photostatic copy thereof, duly authenticated by
15 Service Oklahoma or the Corporation Commission, as applicable, shall
16 be carried at all times in or upon all vehicles so registered, in
17 such manner as to permit a ready examination thereof upon demand by
18 any peace officer of the state or duly authorized employee of the
19 Department of Public Safety. Any such officer or agent may seize
20 and hold such vehicle when the operator of the same does not have
21 the registration certificate in the operator's possession or when
22 any such officer or agent determines that the registration
23 certificate has been obtained by misrepresentation of any essential
24 or material fact or when any number or identifying information

1 appearing on such certificate has been changed, altered, obliterated
2 or concealed in any way, until the proper registration or
3 identification of such vehicle has been made or produced by the
4 owner thereof.

5 E. The purchaser of a new or used manufactured home shall,
6 within thirty (30) days of the date of purchase, register the home
7 with Service Oklahoma or a licensed operator pursuant to the
8 provisions of Section 1117 of this title. For a new manufactured
9 home, it shall be the responsibility of the dealer selling the home
10 to place a temporary license plate on the home in the same manner as
11 provided in Section 1128 of this title for other new motor vehicles.
12 For the first year that any manufactured home is registered in this
13 state, Service Oklahoma shall issue a metal license plate which
14 shall be affixed to the manufactured home. The temporary dealer
15 license plate or the metal license plate shall be displayed on the
16 manufactured home at all times when upon a public roadway; provided,
17 a repossession affidavit issued pursuant to Sections 1110 and 1126
18 of this title shall be permissible in lieu of a current license
19 plate and decal for the purposes of removing a repossessed
20 manufactured home to a secure location. Manufactured homes
21 previously registered and subject to ad valorem taxation as provided
22 by law shall have a decal affixed at the time ad valorem taxes are
23 paid for such manufactured home; provided, for a manufactured home
24 permanently affixed to real estate, no decal or license plate shall

1 be required to be affixed and the owner thereof shall be given a
2 receipt upon payment of ad valorem taxes due on the home. Service
3 Oklahoma shall make sufficient plates and decals available to the
4 various licensed operators of the state in order for an owner of a
5 manufactured home to acquire the plate or decal. A one-dollar fee
6 shall be charged for issuance of any plate or decal. The fee shall
7 be apportioned each month to the General Revenue Fund of the State
8 Treasury.

9 F. The decal shall be easily visible for purposes of
10 verification by a county assessor that the manufactured home is
11 properly assessed for ad valorem taxation. In the first year of
12 registration, a decal shall be issued for placement on the license
13 plate indicating payment of applicable registration fees and excise
14 taxes. A duplicate manufactured home registration decal shall be
15 affixed inside the window nearest the front door of the manufactured
16 home. In the second and all subsequent years for which the
17 manufactured home is subject to ad valorem taxation, an annual decal
18 shall be affixed inside the window nearest the front door as
19 evidence of payment of ad valorem taxes. Service Oklahoma shall
20 issue decals to the various county treasurers of the state in order
21 for a manufactured home owner to obtain such decal each year. Upon
22 presentation of a valid ad valorem tax receipt, the manufactured
23 home owner shall be issued the annual decal.

24

1 G. Upon the registration of a manufactured home in this state
2 for the first time or upon discovery of a manufactured home
3 previously registered within this state for which the information
4 required by this subsection is not known, Service Oklahoma shall
5 obtain:

- 6 1. The name of the owner of the manufactured home;
- 7 2. The serial number or identification number of the
8 manufactured home;
- 9 3. A legal description or address of the location for the home;
- 10 4. The actual retail selling price of the manufactured home
11 excluding Oklahoma taxes;
- 12 5. The certificate of title number for the home; and
- 13 6. Any other information which Service Oklahoma deems to be
14 necessary.

15 The application for registration shall also include the school
16 district in which the manufactured home is located or is to be
17 located. The information shall be entered into a computer data
18 system which shall be used by Service Oklahoma to provide
19 information to county assessors upon request by the assessor. The
20 assessor may request any information from the system in order to
21 properly assess a manufactured home for ad valorem taxation.

22 SECTION 8. AMENDATORY 47 O.S. 2021, Section 1113A, as
23 amended by Section 128, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
24 2023, Section 1113A), is amended to read as follows:

1 Section 1113A. A. As used in this section:

2 1. "First vehicle" means the vehicle from which a license plate
3 is removed and transferred to a second vehicle;

4 2. "Second vehicle" means the vehicle to which a license plate
5 is transferred after removal from a first vehicle; and

6 3. "Vehicle" means a passenger vehicle and does not include
7 farm or commercial vehicles.

8 B. A person may retain the license plate of any vehicle
9 registered to such person for purposes of transferring such license
10 plate to a second vehicle registered to such person. The license
11 plate removed from the first vehicle may be transferred to a new or
12 used second vehicle. The procedure for transfer shall be as
13 follows:

14 1. If the license plate removed from the first vehicle is
15 transferred to a new motor vehicle, the owner shall obtain a
16 replacement license plate from Service Oklahoma or one of its
17 licensed operators within ten (10) days of removal of the license
18 plate and upon payment of the fee required for a replacement plate
19 and an additional Ten Dollars (\$10.00). The replacement plate shall
20 bear an expiration date that corresponds to the expiration date on
21 the license plate removed from the first vehicle. The replacement
22 plate shall be affixed to the first vehicle immediately upon removal
23 of the existing license plate. The license plate removed from the
24 first vehicle shall be affixed to the second vehicle ~~upon payment by~~

1 ~~the owner of all applicable registration and license fees~~
2 immediately. Additionally, within two (2) business days of the date
3 of the sale or transfer of the motor vehicle, the parties must
4 submit the requisite documentation to Service Oklahoma or a licensed
5 operator identifying the motor vehicle subject to the sale or
6 transfer, purchaser information, and any associated license plate on
7 the vehicle, pursuant to the requirements of Section 1112.2 of this
8 title. For sales involving a dealer seller, the dealer must submit
9 the requisite documentation to Service Oklahoma or a licensed
10 operator within two (2) business days. Transfer of a license plate
11 to a new motor vehicle as authorized by this paragraph shall not
12 relieve the owner of payment for registration or license fees
13 applicable to such new motor vehicle as required by this title.

14 2. If the license plate removed from the first vehicle is
15 transferred to a second vehicle already displaying a license plate,
16 the owner shall obtain the replacement license plate required by
17 paragraph 1 of this subsection. The replacement plate shall be
18 affixed to the first vehicle and shall bear the expiration date of
19 the license plate removed from the first vehicle. The license plate
20 from the second vehicle shall be removed and returned to Service
21 Oklahoma or one of its licensed operators. The license plate
22 removed from the first vehicle shall then be affixed to the second
23 vehicle. The removed plate from the first vehicle shall bear an
24 expiration date identical to the plate removed from the second

1 vehicle. Additionally, within two (2) business days of the date of
2 the sale or transfer of the motor vehicle, the parties must submit
3 the requisite documentation to Service Oklahoma or a licensed
4 operator identifying the motor vehicle subject to the sale or
5 transfer, purchaser information, and any associated license plate on
6 the vehicle, pursuant to the requirements of Section 1112.2 of this
7 title.

8 C. Service Oklahoma shall be authorized to promulgate such
9 rules or regulations as may be required to implement the license
10 plate transfers authorized by this section.

11 D. In the event a person fails to obtain a replacement license
12 plate as provided for in this section within the time prescribed for
13 the registration of the new or used second vehicle, a penalty of
14 twenty-five cents (\$0.25) per day shall be assessed from the day
15 following the period prescribed for registration to the date of
16 acquisition of the replacement license plate, such penalty to accrue
17 for no more than thirty (30) days, at the end of which time the
18 penalty shall be twice the registration cost of such vehicle.

19 SECTION 9. AMENDATORY 47 O.S. 2021, Section 1132, as
20 last amended by Section 146, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
21 2023, Section 1132), is amended to read as follows:

22 Section 1132. A. For all vehicles, unless otherwise
23 specifically provided by the Oklahoma Vehicle License and
24 Registration Act, a registration fee shall be assessed at the time

1 of initial registration by the owner and annually thereafter, for
2 the use of the avenues of public access within this state in the
3 following amounts:

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

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

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

10 4. For the thirteenth through the sixteenth year of
11 registration in this state or any other state, Thirty-five Dollars
12 (\$35.00); and

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

15 The registration fee provided for in this subsection shall be in
16 lieu of all other taxes, general or local, unless otherwise
17 specifically provided.

18 On and after January 1, 2022, if a physically disabled license
19 plate is issued pursuant to paragraph 3 of subsection B of Section
20 1135.1 of this title, any registration fee required for such license
21 plate and the fee required pursuant to this subsection shall be
22 remitted at the same time and subject to a single registration
23 period. Upon receipt of a physically disabled license plate, the
24 ~~standard-issue~~ standard-issue license plate must be surrendered to

1 Service Oklahoma or the licensed operator. The physically disabled
2 license plate must be properly displayed as required for a ~~standard~~
3 ~~issue~~ standard-issue license plate and will be the sole license
4 plate issued and assigned to the vehicle. Service Oklahoma shall
5 determine, by rule, a method for making required fee adjustments
6 when a physically disabled license plate is obtained during a
7 twelve-month period for which a registration fee has already been
8 remitted pursuant to this subsection. The combination of fees in a
9 single remittance shall not alter the apportionment otherwise
10 provided for by law.

11 B. For all-terrain vehicles and motorcycles used exclusively
12 for use off roads or highways purchased on or after July 1, 2005,
13 and for all-terrain vehicles and motorcycles used exclusively for
14 use off roads or highways purchased prior to July 1, 2005, which the
15 owner chooses to register pursuant to the provisions of Section
16 1115.3 of this title, an initial and nonrecurring registration fee
17 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
18 registration by the owner. Nine Dollars (\$9.00) of the registration
19 fee shall be deposited in the ~~Oklahoma~~ Tax Commission Reimbursement
20 Fund through December 31, 2022, and beginning January 1, 2023, this
21 fee shall be deposited in the Service Oklahoma Reimbursement Fund.
22 Two Dollars (\$2.00) of the registration fee shall be retained by the
23 licensed operator. The fees required by subsection A of this
24

1 section shall not be required for all-terrain vehicles or
2 motorcycles used exclusively off roads and highways.

3 C. For utility vehicles used exclusively for use off roads or
4 highways purchased on or after July 1, 2008, and for utility
5 vehicles used exclusively for use off roads or highways purchased
6 prior to July 1, 2008, which the owner chooses to register pursuant
7 to the provisions of Section 1115.3 of this title, an initial and
8 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
9 assessed at the time of initial registration by the owner. Nine
10 Dollars (\$9.00) of the registration fee shall be deposited in the
11 ~~Oklahoma~~ Tax Commission Reimbursement Fund through December 31,
12 2022, and beginning January 1, 2023, this fee shall be deposited in
13 the Service Oklahoma Reimbursement Fund. Two Dollars (\$2.00) of the
14 registration fee shall be retained by the licensed operator. The
15 fees required by subsection A of this section shall not be required
16 for utility vehicles used exclusively off roads and highways.

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

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

23 2. A defective new original vehicle returned by the
24 purchaser/registrant to the seller within six (6) months of the date

1 of purchase of the defective new original vehicle as certified by
2 the manufacturer.

3 The credit shall be in the amount of the fee for registration
4 which was paid for the new original vehicle and shall be applied to
5 the registration fee for the replacement vehicle. In no event will
6 the credit be refunded.

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

24

1 used motor vehicle dealers shall be exempt from the provisions of
2 this section.

3 F. In the event a new or used vehicle is not registered,
4 titled, and tagged within ~~thirty (30) days~~ two (2) months from the
5 date of transfer of ownership, the penalty for the failure of the
6 owner of the vehicle to register the vehicle within ~~thirty (30) days~~
7 two (2) months shall be One Dollar (\$1.00) per day, provided that in
8 no event shall the penalty exceed One Hundred Dollars (\$100.00). No
9 penalty shall be waived by Service Oklahoma or any licensed operator
10 except as provided in subsection C of Section 1127 of this title.
11 Of each ~~dollar~~ one-dollar penalty collected pursuant to this
12 subsection:

13 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
14 Section 1104 of this title;

15 2. Twenty-one cents (\$0.21) shall be retained by the licensed
16 operator; and

17 3. Fifty-eight cents (\$0.58) shall be deposited in the General
18 Revenue Fund.

19 SECTION 10. AMENDATORY 47 O.S. 2021, Section 1137.1, as
20 last amended by Section 1, Chapter 262, O.S.L. 2023 (47 O.S. Supp.
21 2023, Section 1137.1), is amended to read as follows:

22 Section 1137.1 A. Except for vehicles, travel trailers or
23 commercial trailers which display a current Oklahoma license tag,
24 upon the purchase or transfer of ownership of a used motor vehicle,

1 travel trailer or commercial trailer, including an out-of-state
2 purchase or transfer of the same, to a licensed used motor vehicle
3 dealer, wholesale used motor vehicle dealer, used travel trailer
4 dealer or used commercial trailer dealer, subsequently referred to
5 in this section as "dealer", the dealer shall affix a used dealer's
6 plate visible from the rear of the vehicle, travel trailer or
7 commercial trailer. Such license plate shall expire on December 31
8 of each year. When the vehicle, travel trailer or commercial
9 trailer is parked on the dealer's licensed place of business, it
10 shall not be required to have a license plate of any kind affixed.
11 A dealer shall obtain from Service Oklahoma at a cost of Ten Dollars
12 (\$10.00) a dealer license plate for demonstrating, transporting or
13 any other normal business of a dealer including use by an individual
14 holding a valid salesperson's license issued by the Oklahoma Used
15 Motor Vehicle ~~and Parts~~, Dismantler, and Manufactured Housing
16 Commission. Any dealer who operates a wrecker or towing service
17 licensed pursuant to Sections 951 through 957 of this title shall
18 register each wrecker vehicle and display a wrecker license plate on
19 each vehicle as required by Section 1134.3 of this title. A dealer
20 may obtain as many additional license plates as may be desired upon
21 the payment of Ten Dollars (\$10.00) for each additional license
22 plate. Use of the used dealer license plate by a licensed dealer
23 for other than the purposes as set forth herein shall constitute
24 grounds for revocation of the dealer's license. Service Oklahoma

1 shall design the official used dealer license plate to include the
2 used dealer's license number issued to him or her each year by
3 Service Oklahoma or the Oklahoma Used Motor Vehicle and Parts,
4 Dismantler, and Manufactured Housing Commission.

5 B. Upon the purchase or transfer of ownership of an out-of-
6 state used motor vehicle, travel trailer or commercial trailer to a
7 licensed dealer, the dealer shall make application for an Oklahoma
8 certificate of title pursuant to the Oklahoma Vehicle License and
9 Registration Act, Section 1101 et seq. of this title. Upon receipt
10 of the Oklahoma certificate of title, the dealer shall follow the
11 procedure as set forth in subsection A of this section. Provided,
12 nothing in this title shall be construed as requiring a dealer to
13 register a used motor vehicle, travel trailer or commercial trailer
14 purchased in another state which will not be operated or sold in
15 this state.

16 C. Upon sale or transfer of ownership of the used motor vehicle
17 or travel trailer, the dealer shall place upon the reassignment
18 portion of the certificate of title a tax stamp issued by the county
19 treasurer of the county in which the dealer has his or her primary
20 place of business. The tax stamp shall be issued upon payment of a
21 fee of Three Dollars and fifty cents (\$3.50) and shall be in lieu of
22 the dealer's ad valorem tax on the inventories of used motor
23 vehicles or travel trailers but shall not relieve any other property
24 of the dealer from ad valorem taxation.

1 D. Upon sale of a used motor vehicle or travel trailer to
2 another licensed dealer, the selling dealer shall place the tax
3 stamp required in subsection C of this section upon the certificate
4 of title. The used dealer license plate or wholesale dealer license
5 plate shall be removed by the selling dealer. The purchasing dealer
6 shall, at time of purchase, place his or her dealer license plate on
7 the used motor vehicle, travel trailer or commercial trailer as
8 provided in subsection A of this section; provided, for vehicles,
9 travel trailers or commercial trailers purchased by a licensed used
10 dealer at an auction, in lieu of such placement of the dealer
11 license plate, the auction may provide temporary documentation as
12 approved by the Director of the Motor Vehicle Division of Service
13 Oklahoma for the purpose of transporting such vehicle to the
14 purchaser's point of destination. Such temporary documentation
15 shall be valid for two (2) days following the date of sale.

16 E. 1. The purchaser of every used motor vehicle, travel
17 trailer, or commercial trailer, except as otherwise provided by law,
18 shall obtain registration and title for the vehicle or trailer
19 within two (2) months from the date of purchase of same. It shall
20 be the responsibility of the selling dealer to place a temporary
21 license plate, in size similar to the permanent Oklahoma license
22 plate but of a ~~weatherproof plastic-impregnated substance~~ ten-mil
23 weatherproof plastic-impregnated paper approved by the Oklahoma Used
24 Motor Vehicle ~~and Parts~~, Dismantler, and Manufactured Housing

1 Commission, upon a used motor vehicle, travel trailer or commercial
2 trailer when a transaction is completed for the sale of ~~said~~ such
3 vehicle. Provided, upon a determination by the Commission that
4 there exists a national shortage of ten-mil weatherproof plastic-
5 impregnated paper, eight-mil weatherproof plastic-impregnated paper
6 may be approved by the Commission until it has been determined by
7 the Commission the shortage has ended. The temporary license plate
8 under this subsection shall be placed at the location provided for
9 the permanent motor vehicle license plate. The temporary license
10 plate shall show the license number which is issued to the dealer
11 each year by Service Oklahoma or the Oklahoma Used Motor Vehicle ~~and~~
12 ~~Parts, Dismantler, and Manufactured Housing~~ Commission, the date ~~the~~
13 ~~used motor vehicle, travel trailer or commercial trailer was~~
14 ~~purchased~~ of expiration, and the company name of the selling dealer.

15 2. The Oklahoma Used Motor Vehicle ~~and Parts, Dismantler, and~~
16 Manufactured Housing Commission is hereby directed to develop the
17 temporary license plate design to incorporate these requirements in
18 a manner that will permit law enforcement personnel to readily
19 identify the dealer license number and date of ~~the vehicle purchase~~
20 expiration. The Oklahoma Used Motor Vehicle ~~and Parts, Dismantler,~~
21 and Manufactured Housing Commission is hereby authorized to develop
22 additional requirements and parameters as deemed appropriate to
23 discourage or prevent illegal duplication and use of the temporary
24 license plate. Such temporary license plate shall be valid for a

1 period of ~~two (2) months~~ ten (10) days from the date of purchase.
2 Use of the temporary license by a dealer for other than the purposes
3 set forth herein shall constitute grounds for revocation of the
4 dealer's license to conduct business. Purchasers of a commercial
5 trailer shall affix the temporary license plate to the rear of the
6 commercial trailer. The purchaser shall display the temporary
7 license plate for a period not to exceed ~~two (2) months~~ ten (10)
8 days or until registration and title are obtained as provided in
9 this section.

10 3. The provisions of this subsection on temporary licenses
11 shall apply to nonresidents who purchase a used motor vehicle,
12 travel trailer, or commercial trailer within this state that is to
13 be licensed in another state. The nonresident purchaser shall be
14 allowed to operate the vehicle or trailer within the state with a
15 temporary license plate for a period not to exceed ~~two (2) months~~
16 ten (10) days from date of purchase. Any nonresident purchaser
17 found to be operating a used motor vehicle, travel trailer, or
18 commercial trailer within this state after two (2) months shall be
19 subject to the registration fees of this state upon the same terms
20 and conditions applying to residents of this state. Additionally,
21 within two (2) business days of the date of the sale or transfer of
22 the vehicle or trailer, the parties shall submit the requisite
23 documentation to Service Oklahoma or licensed operator identifying
24 the vehicle or trailer subject to the sale or transfer, purchaser

1 information, and any associated license plate on the vehicle,
2 pursuant to the requirements of Section 1112.2 of this title.

3 F. It shall be unlawful for any dealer to procure the
4 registration and licensing of any used motor vehicle, travel trailer
5 or commercial trailer sold by the dealer or to act as the agent for
6 the purchaser in the procurement of the registration and licensing
7 of the purchaser's used vehicle, travel trailer, or commercial
8 trailer. A license of any dealer violating the provision of this
9 section may be revoked.

10 G. Dealers following the procedure set forth herein shall not
11 be required to register vehicles, travel trailers, or commercial
12 trailers to which this section applies, nor will the registration
13 fee otherwise required be assessed. Provided, dealers shall not
14 purchase or trade for a used motor vehicle, travel trailer, or
15 commercial trailer on which the registration therefor has been
16 expired for a period exceeding two (2) months without obtaining
17 current registration therefor.

18 H. A nonprofit charitable organization which is exempt from
19 taxation pursuant to the provisions of the Internal Revenue Code, 26
20 U.S.C., Section 501(c)(3), and which accepts donations of used motor
21 vehicles previously titled in Oklahoma to be subsequently
22 transferred to another owner, upon the qualifying organization
23 providing sufficient documentation of its tax-exempt status, may
24 obtain from Service Oklahoma charitable nonprofit organization

1 license plates for demonstrating, transporting, or test-driving
2 donated vehicles, provided that no organization shall possess or use
3 at any one time more than eight such plates. Service Oklahoma shall
4 design distinctive license plates for that purpose. The cost for
5 ~~said~~ such plates shall be the same as provided in subsection A of
6 this section for dealer plates.

7 I. The transfer of ownership from the vehicle donor to the
8 qualifying nonprofit organization described in subsection H of this
9 section shall be made without the payment of motor vehicle excise
10 tax levied pursuant to Section 2103 of Title 68 of the Oklahoma
11 Statutes.

12 SECTION 11. AMENDATORY 47 O.S. 2021, Section 1137.2, as
13 amended by Section 171, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
14 2023, Section 1137.2), is amended to read as follows:

15 Section 1137.2 ~~Service Oklahoma~~ The Oklahoma New Motor Vehicle
16 Commission and the Oklahoma Used Motor Vehicle, Dismantler, and
17 Manufactured Housing Commission shall have the ~~sole~~ authority to
18 grant the power to issue the dealer license plate specified in
19 subsection A of Section 1137.1 of this title to authorized temporary
20 license plate vendors, pursuant to the provisions of Section 1 of
21 this act.

22 SECTION 12. AMENDATORY 47 O.S. 2021, Section 1137.3, as
23 last amended by Section 2, Chapter 262, O.S.L. 2023 (47 O.S. Supp.
24 2023, Section 1137.3), is amended to read as follows:

1 Section 1137.3 A. 1. The purchaser of every new motor
2 vehicle, travel trailer, or ~~commercial trailer~~ powersports vehicle
3 shall register or license the same within two (2) months from the
4 date of purchase. It shall be the responsibility of the selling
5 dealer to place a temporary license plate, in size similar to the
6 permanent Oklahoma license plate but of a ~~weatherproof plastic-~~
7 ~~impregnated substance~~ ten-mil weatherproof plastic-impregnated paper
8 approved by the Oklahoma New Motor Vehicle Commission, upon a new
9 motor vehicle, travel trailer, or ~~commercial trailer~~ powersports
10 vehicle when a transaction is completed for the sale of ~~said~~ such
11 vehicle or trailer. Provided, upon a determination by the
12 Commission that there exists a national shortage of ten-mil
13 weatherproof plastic-impregnated paper, eight-mil weatherproof
14 plastic-impregnated paper may be approved by the Commission until it
15 has been determined by the Commission the shortage has ended.
16 Except for cab and chassis trucks, the temporary license plate under
17 this section shall be placed at the location provided for the
18 permanent motor vehicle license plate. The purchaser of a new cab
19 and chassis truck may place the temporary license plate under this
20 section in the rear window. ~~Said~~ The temporary license plate shall
21 show the dealer's license number which is issued to him or her each
22 year by Service Oklahoma, the date ~~the new motor vehicle, travel~~
23 ~~trailer or commercial trailer was purchased~~ of expiration, and the
24 company name of the selling dealer. Additionally, within two (2)

1 business days of the date of the sale or transfer of the motor
2 vehicle, the selling dealer must submit the requisite documentation
3 to Service Oklahoma or a licensed operator identifying the motor
4 vehicle subject to the sale or transfer, purchaser information, and
5 any associated license plate on the vehicle, pursuant to the
6 requirements of Section 1112.2 of this title.

7 2. The Oklahoma New Motor Vehicle Commission is hereby directed
8 to develop a temporary license plate design to incorporate these
9 requirements in a manner that will permit law enforcement personnel
10 to readily identify the dealer license number and date of ~~the~~
11 ~~vehicle purchase~~ expiration. The Oklahoma New Motor Vehicle
12 Commission is further authorized to develop additional requirements
13 and parameters designed to discourage or prevent illegal duplication
14 and use of the temporary license plate. On or before ~~two (2) months~~
15 ten (10) days from the date of purchase of a new motor vehicle,
16 travel trailer, or commercial-trailer powersports vehicle, said the
17 temporary license plate shall be removed and replaced with a
18 permanent, current Oklahoma license plate. Use of ~~said~~ such
19 temporary license plate by a licensed dealer for other than the
20 purpose of normally doing business shall constitute grounds for
21 revocation of the dealer's license.

22 B. It shall be unlawful for any licensed dealer of new motor
23 vehicles, travel trailers, or commercial-trailers powersports
24 vehicle to procure the registration and licensing of any new motor

1 vehicle, travel trailer, ~~or commercial trailer~~ powersports vehicle
2 sold by ~~such~~ the licensed dealer or to act as the agent for ~~such~~ the
3 purchaser in the procurement of ~~said~~ the registration and licensing.
4 The license of any licensed dealer of new motor vehicles, travel
5 trailers, ~~or commercial trailers~~ powersports vehicle violating the
6 provisions of this section shall be revoked.

7 SECTION 13. AMENDATORY 47 O.S. 2021, Section 1141.1, as
8 last amended by Section 13, Chapter 47, 1st Extraordinary Session,
9 O.S.L. 2023 (47 O.S. Supp. 2023, Section 1141.1), is amended to read
10 as follows:

11 Section 1141.1 A. Each licensed operator shall be entitled to
12 retain the following amounts from the taxes and fees collected by
13 such licensed operator to be used to fund the operation of the
14 office of such licensed operator subject to the provisions of
15 Sections 1140 through 1147 of this title:

16 1. Beginning July 1, 2006, through June 30, 2023, Three Dollars
17 and fifty-six cents (\$3.56) for each vehicle registered pursuant to
18 the Oklahoma Vehicle License and Registration Act;

19 2. Beginning on or after January 1, 2022, through June 30,
20 2023, if a special or personalized license plate is issued pursuant
21 to Sections 1135.1 through 1135.7 of this title and remittance is
22 combined with the registration required pursuant to Section 1132 of
23 this title, Seven Dollars and twelve cents (\$7.12). Beginning July
24 1, 2023, through June 30, 2025, Three Dollars and fifty-six cents

1 (\$3.56) for each special license plate issued pursuant to Sections
2 1135.1 through Section 1135.7 of this title;

3 3. One Dollar and twenty-five cents (\$1.25) for each
4 certificate of title issued for boats and motors pursuant to the
5 Oklahoma Statutes;

6 4. For each certificate of registration issued for boats and
7 motors pursuant to the Oklahoma Statutes, an amount determined
8 pursuant to the provisions of subsection B of this section;

9 5. Two Dollars and twenty-five cents (\$2.25) for each
10 certificate of title issued pursuant to the Oklahoma Vehicle License
11 and Registration Act. Provided, the fee retention amount for
12 certificates of title issued pursuant to the provisions of
13 subsection H of Section 1105 of this title, in which an insurer pays
14 the optional twenty-two-dollar-fee amount, is Four Dollars and fifty
15 cents (\$4.50);

16 6. Beginning July 1, 2002, through June 30, 2023, each licensed
17 operator shall be entitled to retain three and twenty-five one-
18 hundredths percent (3.25%) of the vehicle excise tax collected
19 pursuant to Section 2103 of Title 68 of the Oklahoma Statutes;

20 7. Four percent (4%) of the excise tax collected on the
21 transfer of boats and motors pursuant to the Oklahoma Statutes
22 through June 30, 2025;

23

24

1 8. Two Dollars (\$2.00) for each driver license, endorsement,
2 identification license, or renewal or duplicate issued pursuant to
3 Section 6-101 et seq. of this title through June 30, 2023;

4 9. Two Dollars (\$2.00) for the recording of security interests
5 as provided in Section 1110 of this title;

6 10. Two Dollars (\$2.00) for each inspection conducted pursuant
7 to subsection L of Section 1105 of this title;

8 11. Three Dollars (\$3.00) for each inspection conducted
9 pursuant to subsection M of Section 1105 of this title;

10 12. One Dollar (\$1.00) for each certificate of ownership filed
11 pursuant to subsection R of Section 1105 of this title;

12 13. One Dollar (\$1.00) for each temporary permit issued
13 pursuant to Section 1124 of this title;

14 14. One Dollar and fifty cents (\$1.50) for processing each
15 proof of financial responsibility, driver license information,
16 insurance verification information, and other additional information
17 as provided in Section 7-602 of this title;

18 15. The mailing fees and registration fees provided in Sections
19 1131 and 1140 of this title;

20 16. The notary fee provided in Section 1143 of this title;

21 17. Three Dollars (\$3.00) for each lien entry form completed
22 and recorded on a certificate of title pursuant to subsection G of
23 Section 1105 of this title;

24

1 18. Seven Dollars (\$7.00) for each notice of transfer as
2 provided by subsection B of Section 1107.4 of this title;

3 19. Seven Dollars (\$7.00) for each certificate of title or each
4 certificate of registration issued for repossessed vehicles pursuant
5 to Section 1126 of this title;

6 20. Any amount specifically authorized by law to be retained by
7 the licensed operator for the furnishing of a summary of a traffic
8 record;

9 21. Beginning July 1, 2009, and through June 30, 2023, each
10 licensed operator shall also be entitled to a portion of the
11 penalties for delinquent registration or payment of excise tax as
12 provided for in subsection C of Section 1115, subsection F of
13 Section 1132 and subsection C of Section 1151 of this title and of
14 subsection A of Section 2103 of Title 68 of the Oklahoma Statutes;

15 22. Beginning January 1, 2023, each licensed operator shall be
16 entitled to retain Three Dollars and fifty-six cents (\$3.56) for
17 each electric vehicle registered pursuant to the provisions of this
18 act and such amount shall be in addition to any other amount
19 otherwise authorized by this section to be retained with respect to
20 a vehicle though June 30, 2025; ~~and~~

21 23. Beginning January 1, 2023, and through June 30, 2023, each
22 licensed operator shall be entitled to retain three and twenty-five
23 hundredths percent (3.25%) of the vehicle excise tax collected
24 pursuant to Section 2103 of Title 68 of the Oklahoma Statutes for

1 each electric vehicle but such amount shall not be in addition to
2 any other amount otherwise authorized by this section to be retained
3 with respect to a vehicle; and

4 24. Upon the effective date of this act, Service Oklahoma is
5 authorized to set the licensed operator compensation pursuant to
6 Section 3-103 of this title for processing the documentation
7 submitted and issuing the license plate and/or decal pursuant to
8 this subsection.

9 The balance of the funds collected shall be remitted to Service
10 Oklahoma as provided in Section 1142 of this title to be apportioned
11 pursuant to Section 1104 of this title.

12 B. Through June 30, 2025, for each certificate of registration
13 issued for boats and motors, each licensed operator shall be
14 entitled to retain the greater of One Dollar and twenty-five cents
15 (\$1.25) or an amount to be determined by Service Oklahoma according
16 to the provisions of this subsection. At the end of fiscal year
17 1997 and each fiscal year thereafter, Service Oklahoma shall compute
18 the average amount of registration fees for all boats and motors
19 registered in this state during the fiscal year and shall multiply
20 the result by six and twenty-two one-hundredths percent (6.22%).
21 The resulting product shall be the amount which may be retained by
22 each licensed operator for each certificate of registration for
23 boats and motors issued during the following calendar year.

24

1 C. When an application for registration is made with Service
2 Oklahoma, the Corporation Commission or a licensed operator, a
3 registration fee of One Dollar and seventy-five cents (\$1.75) shall
4 be collected for each license plate or decal issued. Such fees
5 shall be in addition to the registration fees on motor vehicles and
6 when an application for registration is made to the licensed
7 operator such licensed operator shall retain a fee as provided in
8 Section 1141.1 of this title through June 30, 2023. Beginning July
9 1, 2023, the fee shall be retained by the licensed operator pursuant
10 to subsection E of Section 1141.1 of this title. When the fee is
11 paid by a person making application directly with Service Oklahoma
12 or the Corporation Commission, as applicable, the registration fees
13 shall be in the same amount as provided for licensed operators and
14 the fee provided by this section shall be deposited in the Service
15 Oklahoma Revolving Fund or as provided in Section 1167 of this
16 title, as applicable. Service Oklahoma shall prepare schedules of
17 registration fees and charges for titles, which shall include the
18 fees for licensed operators, and all fees and charges paid by a
19 person shall be listed separately on the application and
20 registration and totaled on the application and registration. The
21 licensed operators shall charge only such fees as are specifically
22 provided for by law, and all such authorized fees shall be posted in
23 such a manner that any person shall have notice of all fees that are
24 imposed by law.

1 D. Unless otherwise provided, beginning July 1, 2025, the
2 provisions related to the reimbursement, retention, apportionment,
3 or distribution of funds to or by licensed operators as outlined in
4 this section shall be retained by the licensed operator pursuant to
5 ~~Subsection~~ subsection E of this section.

6 E. Beginning July 1, 2023, unless otherwise provided, licensed
7 ~~operators~~ operator compensation shall be fixed by Service Oklahoma
8 pursuant to Section 3-103 of this title.

9 1. For fiscal year beginning July 1, 2023, through the fiscal
10 year ending on June 30, 2025:

11 a. licensed operators shall be entitled to retain
12 nineteen percent (19%) of all fees collected related
13 to registrations provided by the Oklahoma Vehicle
14 License and Registration Act, pursuant to subsection A
15 of Section 1132 of this title, subsection A of Section
16 1132.1 of this title, subsection A of Section 1132.4
17 of this title, and subsection H of 1140 of this title,
18 and

19 b. licensed operators shall be entitled to retain forty
20 percent (40%) of all fees collected related to the
21 issuance of Class A, Class B, Class C, and Class D
22 driver licenses, permits, and identification cards,
23 including REAL ID Compliant and REAL ID Noncompliant
24

1 credentials, pursuant to Section 6-101 et seq. of this
2 title.

3 2. All other fees directed by this section shall default back
4 to the apportionment outlined in Section 1104 of this title.

5 SECTION 14. This act shall become effective September 1, 2024.

6

7 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 04/03/2024 -
8 DO PASS, As Amended and Coauthored.

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