

1 STATE OF OKLAHOMA

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

3 SENATE BILL 606

By: Rader

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5  
6 AS INTRODUCED

7 An Act relating to ad valorem tax; amending 68 O.S.  
8 2021, Section 2857, which relates to failure of  
9 railroad, air carrier, or public service corporation  
10 to make statements or schedules; deleting  
11 authorization of the Oklahoma Tax Commission to grant  
12 certain extension; and providing an effective date.

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

13 SECTION 1. AMENDATORY 68 O.S. 2021, Section 2857, is  
14 amended to read as follows:

15 Section 2857. A. Should any railroad, air carrier, or public  
16 service corporation doing business in this state fail or refuse to  
17 file the statements or schedules with the Oklahoma Tax Commission  
18 within the time and manner required by law, it shall be the duty of  
19 the State Board of Equalization to ascertain from the best  
20 information obtainable the value of the property of such company.  
21 ~~The Tax Commission may grant an extension without penalty, upon~~  
22 ~~written request of the taxpayer and for a good cause, of not to~~  
23 ~~exceed fifteen (15) days for the filing of the returns as required~~  
24 ~~by the Ad Valorem Tax Code.~~

1 B. There shall be assessed by the State Board of Equalization  
2 an administrative penalty for every day which a railroad, air  
3 carrier, or public service corporation doing business in this state  
4 fails or refuses to file the statements or schedules with the Tax  
5 Commission within the time and manner required by law in the lesser  
6 of the amount of Two Hundred Dollars (\$200.00) per day for each  
7 county in which such entity has property subject to ad valorem tax  
8 or one percent (1%) of the assessed value. The State Board of  
9 Equalization shall be responsible for collecting this penalty and  
10 shall remit fifty percent (50%) of such penalty to the county  
11 general fund of the counties in which such entity has property  
12 subject to ad valorem tax. Fifty percent (50%) of such penalty  
13 shall be deposited in the General Revenue Fund.

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

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