

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 1674

By: Kouplen

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5  
6 AS INTRODUCED

7 An Act relating to revenue and taxation; amending 68  
8 O.S. 2011, Section 2104, which relates to excise tax  
9 on vehicles; providing exception to certain  
10 valuation; providing valuation of salvage title  
11 vehicles for excise tax purposes; and providing an  
12 effective date.

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

14 SECTION 1. AMENDATORY 68 O.S. 2011, Section 2104, is  
15 amended to read as follows:

16 Section 2104. A. The value of any motor vehicle, except a  
17 manufactured home, for the purposes of the excise tax levied by  
18 Section 2103 of this title, shall be determined as of the time the  
19 person applying for a certificate of title thereto obtained either  
20 ownership or possession of the vehicle, which shall be presumed to  
21 be the actual date of the sale or other transfer of ownership, and  
22 assignment of the certificate of title.

23 B. ~~The~~ Except as provided in subsection C, the value of any  
24 vehicle, for purposes of the excise tax levied by Section 2103 of

1 this title, shall be the actual sales price of such a vehicle before  
2 any discounts or credits are given for a trade-in. However, the  
3 value of the vehicle prior to the subtraction of such discounts or  
4 credits for a trade-in shall be required to be within twenty percent  
5 (20%) of the average retail price value of such vehicle as listed in  
6 the automotive reference material prescribed by the Oklahoma Tax  
7 Commission. The actual sales price of the vehicle, which total  
8 shall be the basis of the motor vehicle excise tax, as well as the  
9 number of tires on the vehicle and the tire rim diameters, shall be  
10 entered on the bill of sale furnished by the seller to the  
11 purchaser, or on such other form as may be prescribed by the Tax  
12 Commission.

13 C. The value of any vehicle that is eligible for a salvage  
14 title pursuant to law, for purposes of the excise tax levied by  
15 Section 2103 of this title, shall be fifty percent (50%) of the  
16 actual sales price of such vehicle when ownership of the vehicle was  
17 last legally transferred prior to becoming eligible for a salvage  
18 title.

19 Upon receipt of the properly completed bill of sale or other  
20 form as prescribed by the Tax Commission, and the payment of all  
21 applicable taxes and fees, the Tax Commission or an appointed motor  
22 license agent shall issue a vehicle certificate of title in  
23 accordance with the provisions of the Oklahoma Vehicle License and  
24 Registration Act.

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SECTION 2. This act shall become effective November 1, 2015.

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