

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 55th Legislature (2016)

4 HOUSE BILL 2322

By: Loring of the House

5 and

6 Shaw of the Senate

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8
9 AS INTRODUCED

10 An Act relating to tax relief with respect to
11 tornadic storms; amending 47 O.S. 2011, Section
12 1132.3, as last amended by Section 1, Chapter 329,
13 O.S.L. 2014 (47 O.S. Supp. 2015, Section 1132.3),
14 which relates to motor vehicle registration credits;
15 eliminating certain limitations to credit
16 eligibility; amending 68 O.S. 2011, Section 2103.1,
as last amended by Section 21, Chapter 54, O.S.L.
2015 (68 O.S. Supp. 2015, Section 2103.1), which
relates to motor vehicle excise tax credits;
eliminating certain limitations to credit
eligibility; clarifying reference; and providing an
effective date.

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

20 SECTION 1. AMENDATORY 47 O.S. 2011, Section 1132.3, as
21 last amended by Section 1, Chapter 329, O.S.L. 2014 (47 O.S. Supp.
22 2015, Section 1132.3), is amended to read as follows:

23 Section 1132.3 ~~A.~~ There shall be a credit allowed with respect
24 to the fee for registration of a vehicle which is a replacement for

1 a vehicle which was destroyed by a tornado and which was registered
2 pursuant to the provisions of Section 1132 of this title on the date
3 of destruction. ~~For the purposes of this section, "tornado" means a~~
4 ~~tornado which occurred in calendar year 2013 or any subsequent~~
5 ~~tornado for which a Presidential Major Disaster Declaration was~~
6 ~~issued.~~ The credit shall be a prorated amount based on the fee paid
7 for the registration of the destroyed vehicle for the period of
8 registration remaining as of the date of destruction, and shall be
9 applied to the registration fee for the replacement vehicle pursuant
10 to the provisions of Section 1132 of this title. In no event will
11 the credit be refunded.

12 ~~B. There shall be a credit allowed with respect to the fee for~~
13 ~~registration of a vehicle which is a replacement for a vehicle which~~
14 ~~was destroyed by a tornado in calendar year 2012 or calendar year~~
15 ~~2013 for which a Presidential Major Disaster Declaration was not~~
16 ~~issued, and which was registered pursuant to the provisions of~~
17 ~~Section 1132 of this title on the date of destruction. The credit~~
18 ~~shall be a prorated amount based on the fee paid for the~~
19 ~~registration of the destroyed vehicle for the period of registration~~
20 ~~remaining as of the date of destruction and shall be applied to the~~
21 ~~registration fee for the replacement vehicle pursuant to the~~
22 ~~provisions of Section 1132 of this title.~~

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1 SECTION 2. AMENDATORY 68 O.S. 2011, Section 2103.1, as
2 last amended by Section 21, Chapter 54, O.S.L. 2015 (68 O.S. Supp.
3 2015, Section 2103.1), is amended to read as follows:

4 Section 2103.1 There shall be a credit allowed with respect to
5 the excise tax paid for a vehicle which is:

6 ~~1. A a replacement for a vehicle which was destroyed by a~~
7 ~~tornado in calendar year 2013 or any subsequent year for which a~~
8 ~~Presidential Major Disaster Declaration was issued, and upon which~~
9 ~~excise tax had been paid pursuant to the provisions of Section 2103~~
10 ~~of this title on or after January 1, 2012; or~~

11 ~~2. A replacement for a vehicle which was destroyed by a tornado~~
12 ~~in calendar year 2012 or calendar year 2013 for which a Presidential~~
13 ~~Major Disaster Declaration was not issued, and upon which excise tax~~
14 ~~had been paid pursuant to the provisions of Section 2103 of this~~
15 ~~title on or after January 1, 2011.~~

16 The credit shall be in the amount of the excise tax which was
17 paid for the destroyed vehicle and shall be applied to the excise
18 tax due on the replacement vehicle. In no event shall the credit
19 authorized by ~~paragraphs 1 and 2~~ of this section be refunded.

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21 SECTION 3. This act shall become effective November 1, 2016.

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23 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
24 02/25/2016 - DO PASS, As Coauthored.