

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3192

By: Munson

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5  
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.  
8 2011, Section 1127, as amended by Section 1, Chapter  
9 413, O.S.L. 2014 (47 O.S. Supp. 2015, Section 1127),  
10 which relates to treatment of vehicle registration  
11 for military personnel; making terms gender neutral;  
12 expanding certain treatment to retired members of the  
13 Armed Forces; eliminating the requirement of certain  
14 certifications; allowing certain authorization by  
15 designated representative; eliminating certain  
16 prohibitions; and providing an effective date.

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

18 SECTION 1. AMENDATORY 47 O.S. 2011, Section 1127, as  
19 amended by Section 1, Chapter 413, O.S.L. 2014 (47 O.S. Supp. 2015,  
20 Section 1127), is amended to read as follows:

21 Section 1127. A. All vehicles owned by members of the Armed  
22 Forces of the United States, the Reserve Corps of the Armed Forces  
23 of the United States, retired members of the Armed Forces, and the  
24 Oklahoma National Guard or their spouses retired in this state or  
assigned to duty in this state in compliance with official military  
or naval orders or owned by the spouse, who resides in Oklahoma, of  
a member of the Armed Forces of the United States serving in a

1 foreign country, which vehicles are not being used in a trade or  
2 business or for any commercial purpose, are hereby classified  
3 specially for vehicle license and registration purposes in this  
4 state. Any such vehicle which is not registered and licensed for  
5 the current year in the state of residence or domicile of the  
6 ~~serviceman~~ servicemember, Guardsman, or Reservist or of the spouse  
7 owning the vehicle must be registered for the current year in  
8 Oklahoma as herein provided, except that any such vehicle which has  
9 been licensed in some other state by such ~~serviceman~~ servicemember,  
10 Guardsman, Reservist, or spouse while the ~~serviceman~~ servicemember,  
11 Guardsman, or Reservist was stationed in the other state may be  
12 operated in this state for the remainder of the year or period for  
13 which it is licensed. If such vehicle currently is registered with  
14 the Armed Forces of the United States rather than being registered  
15 in a state and the ~~serviceman~~ servicemember, Guardsman, or Reservist  
16 is transferred to a duty station within this state pursuant to  
17 military orders, the ~~serviceman~~ servicemember, Guardsman, Reservist,  
18 or spouse owning the vehicle shall not be required to register the  
19 vehicle in this state for a period of thirty (30) days after the  
20 date the ~~serviceman~~ servicemember, Guardsman, or Reservist is  
21 required to report for duty pursuant to the military.

22 The ~~serviceman~~ servicemember, Guardsman, Reservist, retired  
23 member or spouse applying for the registration of any such vehicle  
24 shall submit an appropriate statement, to be attached to the vehicle

1 registration application, showing the following: A description of  
2 the vehicle owned by the applicant; the state and address of the  
3 applicant's legal residence or domicile; and that the applicant or  
4 applicant's spouse is a retired member of the Armed Forces who  
5 resides in Oklahoma or on active duty in the Armed Forces of the  
6 United States assigned or stationed at a named location in  
7 compliance with official military orders. The statement shall be  
8 signed by the applicant ~~and certified to by a proper officer of the~~  
9 ~~organization to which applicant is assigned for duty~~ under the  
10 penalties of perjury or where the applicant is the spouse of such  
11 ~~serviceman~~ servicemember, Guardsman, or Reservist serving in a  
12 foreign country, the statement shall be signed by the spouse under  
13 the penalties of perjury. The application shall be accompanied by a  
14 registration fee of Fifteen Dollars (\$15.00).

15 B. Any Oklahoma resident who is stationed out of state due to  
16 an official assignment of the Armed Forces of the United States or  
17 their spouse shall be entitled to register his or her vehicle or  
18 vehicles in this state for the same registration fee afforded  
19 members of the Armed Forces of the United States assigned to duty in  
20 this state pursuant to subsection A of this section. Such Oklahoma  
21 resident or their spouse who is stationed out of state due to an  
22 official assignment of the Armed Forces of the United States shall  
23 be exempt from the vehicle inspection requirements of Section 1105  
24 of this title; provided, such Oklahoma resident or ~~his or her~~ their

1 spouse who is stationed out of state presents valid documentation  
2 acceptable to the Oklahoma Tax Commission evidencing that such  
3 inspection has been made by an out-of-state authority acceptable to  
4 the Tax Commission.

5 Any Oklahoma resident who is stationed out of state due to an  
6 official assignment of the Armed Forces of the United States may  
7 authorize ~~his or her parents~~ a designated representative to register  
8 his or her vehicle or vehicles as provided for in this subsection if  
9 the ~~serviceman~~ servicemember, Guardsman, or Reservist is not able to  
10 register the vehicle at the appropriate time.

11 C. Any Oklahoma resident who is a member of the Armed Forces of  
12 the United States, Reserve Corps of the Armed Forces of the United  
13 States or the Oklahoma National Guard stationed outside of the state  
14 due to official assignment of the Armed Forces of the United States,  
15 or his or her spouse, shall be exempt from the penalties assessed  
16 pursuant to paragraph 4 of subsection C of Section 1115, subsection  
17 F of Section 1132 and subsection C of Section 1151 of this title for  
18 the duration of such official assignment and for a period of sixty  
19 (60) days after such assignment ends. If registration is not  
20 completed after the sixtieth day, the expiration date and the period  
21 for assessment of penalties shall commence on the sixty-first day.  
22 The exemption provided for in this section shall be granted only if  
23 the ~~serviceman~~ servicemember, Guardsman, Reservist, or spouse  
24 registering such vehicle submits an appropriate statement, to be

1 attached to the vehicle registration application, showing the  
2 following: A description of the vehicle owned by the applicant; the  
3 state and address of the applicant's legal residence or domicile;  
4 and that the applicant or applicant's spouse is on active duty in  
5 the Armed Forces of the United States assigned or stationed at a  
6 named location outside the state in compliance with official  
7 military orders. The statement shall be signed by the applicant ~~and~~  
8 ~~certified to by a proper officer of the organization to which the~~  
9 ~~applicant is assigned for duty~~ under the penalties of perjury or  
10 where the applicant is the spouse of such ~~serviceman~~ servicemember,  
11 Guardsman, or Reservist serving outside the state, the statement  
12 shall be signed by ~~his or her~~ the spouse under the penalties of  
13 perjury.

14 ~~D. The reduced registration fee provided herein shall not apply~~  
15 ~~to vehicles owned by retired members of the Armed Forces, inactive~~  
16 ~~members of the Reserve Corps of the Armed Forces, inactive members~~  
17 ~~of the Oklahoma National Guard and other members and former members~~  
18 ~~of the Armed Forces of the United States who are not on active duty.~~

19 SECTION 2. This act shall become effective November 1, 2016.

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