

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3898

By: Davis

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5
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2021, Section 1115, as last amended by Section 1,
9 Chapter 246, O.S.L. 2023 (47 O.S. Supp. 2023, Section
10 1115), which relates to vehicles required to be
11 registered; providing for biennial and triennial
12 registration of certain vehicles; authorizing Service
13 Oklahoma to promulgate certain rules; setting fees;
14 authorizing licensed operators to retain certain
15 fees; amending 47 O.S. 2021, Section 1133, which
16 relates to the registration of commercial vehicles;
17 providing for biennial and triennial registration of
18 commercial vehicles and trailers; setting fees;
19 authorizing the Oklahoma Tax Commission and the
20 Oklahoma Corporation Commission to promulgate certain
21 rules; and providing an effective date.

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

23 SECTION 1. AMENDATORY 47 O.S. 2021, Section 1115, as
24 last amended by Section 1, Chapter 246, O.S.L. 2023 (47 O.S. Supp.
25 2023, Section 1115), is amended to read as follows:

26 Section 1115. A. Unless provided otherwise by statute, the
27 following vehicles shall be registered annually: manufactured
28 homes, vehicles registered with a permanent nonexpiring license
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1 plate pursuant to Section 1113 of this title, and commercial
2 vehicles registered pursuant to the installment plan provided in
3 subsection H of Section 1133 of this title. The following schedule
4 shall apply for such vehicle purchased in this state or brought into
5 this state by residents of this state:

6 1. Between January 1 and March 31, the payment of the full
7 annual fee shall be required;

8 2. Between April 1 and June 30, the payment of three-fourths
9 (3/4) the annual fee shall be required;

10 3. Between July 1 and September 30, the payment of one-half
11 (1/2) the annual fee shall be required; and

12 4. Between October 1 and November 30, one-fourth (1/4) the
13 annual fee shall be required.

14 License plates or decals for each year shall be made available
15 on December 1 of each preceding year for such vehicles. Any person
16 who purchases such vehicle or manufactured home between December 1
17 and December 31 of any year shall register it within thirty (30)
18 days from date of purchase and obtain a license plate or
19 Manufactured Home License Registration Decal, as appropriate, for
20 the following calendar year upon payment of the full annual fee.
21 Unless provided otherwise by statute, all annual license,
22 registration and other fees for such vehicles shall be due and
23 payable on January 1 of each year and if not paid by February 1
24 shall be deemed delinquent.

1 B. 1. All vehicles, other than those required to be registered
2 pursuant to the provisions of subsection A of this section, shall be
3 registered on a staggered system of registration and licensing on a
4 monthly series basis to distribute the work of registering such
5 vehicles as uniformly and expeditiously as practicable throughout
6 the calendar year unless otherwise provided in this section. After
7 the end of the month following the expiration date, the license and
8 registration fees for the new registration period shall become
9 delinquent. At the time of registration or renewal, the owner of
10 the vehicle may choose either an annual or a biennial registration
11 of the vehicle.

12 2. All fleet vehicles registered pursuant to new applications
13 approved pursuant to the provisions of Section 1120 of this title
14 shall be registered on a staggered system monthly basis.

15 3. Applicants seeking to establish Oklahoma as the base
16 jurisdiction for registering apportioned fleet vehicles shall have a
17 one-time option of registering for a period of not less than six (6)
18 months nor greater than ~~eighteen (18)~~ thirty-six (36) months.
19 Subsequent renewals for these registrants will be for twelve (12)
20 months, twenty-four (24) months, or thirty-six (36) months, expiring
21 on the last day of the month chosen by the registrant under the one-
22 time option as provided herein. In addition, registrants with
23 multiple fleets may designate a different registration month of
24 expiration for each fleet. At the time of registration or renewal

1 of a fleet vehicle, the owner of the vehicle may choose either an
2 annual, biennial, or triennial registration of the vehicle.

3 As used in this section, "fleet" shall have the same meaning as
4 set forth in the International Registration Plan.

5 4. Effective January 1, 2004, all motorcycles and mopeds shall
6 be registered on a staggered system of registration. Service
7 Oklahoma shall notify in writing, prior to December 1, 2003, all
8 owners of motorcycles or mopeds registered as of such date, who
9 shall have a one-time option of registering for a period of not less
10 than three (3) months nor greater than fifteen (15) months.

11 Subsequent renewals for these registrants will be for twelve (12)
12 months, expiring on the last day of the month chosen by the
13 registrant under the one-time option as provided herein. All
14 motorcycles and mopeds registered pursuant to new applications
15 received on or after December 1, 2003, shall also be registered
16 pursuant to the provisions of this paragraph.

17 5. Any three or more commercial vehicles owned by the same
18 person and previously registered in this state may be registered at
19 the same time regardless of the month or months in which they were
20 previously registered. The month in which the commercial vehicles
21 are newly registered shall be the month in which their registration
22 is renewed annually. If a commercial vehicle is registered pursuant
23 to this paragraph in the same calendar year in which it was
24 previously registered, license and registration fees shall be
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1 prorated to account for the difference between the previous renewal
2 month and the new renewal month and those fees shall be due at the
3 time of registration pursuant to this paragraph. At the time of
4 registration or renewal of a commercial vehicle, the owner of the
5 vehicle may choose either an annual, biennial, or triennial
6 registration of the vehicle.

7 C. The following penalties shall apply for delinquent
8 registration fees:

9 1. For fleet vehicles required to be registered pursuant to the
10 provisions of Section 1120 of this title for which a properly
11 completed application for registration has not been received by the
12 Corporation Commission by the last day of the month following the
13 registration expiration date, a penalty of thirty percent (30%) of
14 the Oklahoma portion of the annual registration fee, or Two Hundred
15 Dollars (\$200.00), whichever is greater, shall be assessed. The
16 license and registration cards issued by the Corporation Commission
17 for each fleet vehicle shall be valid until two (2) months after the
18 registration expiration date;

19 2. For commercial vehicles registered under the provisions of
20 subsection B of this section, except those vehicles registered
21 pursuant to Section 1133.1 of this title, a penalty shall be
22 assessed after the last day of the month following the registration
23 expiration date. A penalty of twenty-five cents (\$0.25) per day
24 shall be added to the license fee of such vehicle and shall accrue
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1 for one (1) month. Thereafter, the penalty shall be thirty percent
2 (30%) of the annual registration fee, or Two Hundred Dollars
3 (\$200.00), whichever is greater;

4 3. For new or used manufactured homes, not registered within
5 thirty (30) days from date of purchase or date such manufactured
6 home was brought into this state, a penalty equal to the
7 registration fee shall be assessed; or

8 4. For all vehicles a penalty shall be assessed after the last
9 day of the month following the expiration date and no penalty shall
10 be waived by Service Oklahoma or any licensed operator except as
11 provided for in subsection H of Section 1133, subsection C of
12 Section 1127 of this title, or when the vehicle was stolen as
13 certified by a police report or other documentation as required by
14 Service Oklahoma. A penalty of One Dollar (\$1.00) per day shall be
15 added to the license fee of such vehicle, provided that the penalty
16 shall not exceed One Hundred Dollars (\$100.00). Of each dollar
17 penalty collected pursuant to this subsection:

- 18 a. twenty-one cents (\$0.21) shall be apportioned as
19 provided in Section 1104 of this title,
- 20 b. twenty-one cents (\$0.21) shall be retained by the
21 licensed operator, and
- 22 c. fifty-eight cents (\$0.58) shall be deposited in the
23 General Revenue Fund.

1 D. In addition to all other penalties provided in the Oklahoma
2 Vehicle License and Registration Act, the following penalties shall
3 be imposed and collected by any Enforcement Officer of the
4 Corporation Commission upon finding any commercial vehicle being
5 operated in violation of the provisions of the Oklahoma Vehicle
6 License and Registration Act.

7 The penalties shall apply to any commercial vehicle found to be
8 operating in violation of the following provisions:

9 1. A penalty of not less than Fifty Dollars (\$50.00) shall be
10 imposed upon any person found to be operating a commercial vehicle
11 sixty (60) days after the end of the month in which the license
12 plate or registration credentials expire without the current year
13 license plate or registration credential displayed. Such penalty
14 shall not exceed the amount established by the Corporation
15 Commission pursuant to the provisions of subsection A of Section
16 1167 of this title. Revenue from such penalties shall be
17 apportioned as provided in Section 1167 of this title;

18 2. A penalty of not less than Fifty Dollars (\$50.00) shall be
19 imposed for any person operating a commercial vehicle subject to the
20 provisions of Section 1120 or Section 1133 of this title without the
21 proper display of, or, carrying in such commercial vehicle, the
22 identification credentials issued by the Corporation Commission as
23 evidence of payment of the fee or tax as provided in Section 1120 or
24 Section 1133 of this title. Such penalty shall not exceed the
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1 amount established by the Corporation Commission pursuant to the
2 provisions of subsection A of Section 1167 of this title. Revenue
3 from such penalties shall be apportioned as provided in Section 1167
4 of this title; and

5 3. A penalty of not less than One Hundred Dollars (\$100.00)
6 shall be imposed for any person that fails to register any
7 commercial vehicle subject to the Oklahoma Vehicle License and
8 Registration Act. Such penalty shall not exceed the amount
9 established by the Corporation Commission pursuant to the provisions
10 of subsection A of Section 1167 of this title. Revenue from such
11 penalties shall be apportioned as provided in Section 1167 of this
12 title.

13 E. Service Oklahoma, or the Corporation Commission with respect
14 to vehicles registered under Section 1120 or Section 1133 of this
15 title, shall assess the registration fees and penalties for the year
16 or years a vehicle was not registered. For vehicles not registered
17 for two (2) or more years, the registration fees and penalties shall
18 be due only for the current year and one (1) previous year.

19 F. In addition to any other penalty prescribed by law, there
20 shall be a penalty of not less than Twenty Dollars (\$20.00) upon a
21 finding by an enforcement officer that:

22 1. The registration of a vehicle registered pursuant to Section
23 1132 of this title is expired and it is sixty (60) or more days
24 after the end of the month of expiration; or
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1 2. The registration fees for a vehicle that is subject to the
2 registration fees pursuant to Section 1132 of this title have not
3 been paid.

4 Such penalty shall not exceed the amount established by the
5 Corporation Commission pursuant to the provisions of subsection A of
6 Section 1167 of this title. Revenue from such penalties shall be
7 apportioned as provided in Section 1167 of this title.

8 G. If a vehicle is donated to a nonprofit charitable
9 organization, the nonprofit charitable organization shall be exempt
10 from paying any current or past due registration fees, excise tax,
11 transfer fees, and penalties and interest. However, after the
12 donation, if the person donating the vehicle, or someone on behalf
13 of such person, purchases the same vehicle back from the nonprofit
14 charitable organization to which the vehicle was donated, such
15 person shall be liable for all current and past-due registration
16 fees, excise tax, title or transfer fees, and penalties and interest
17 on such vehicle.

18 H. Service Oklahoma shall promulgate rules and any necessary
19 procedures to establish an option for a biennial registration for
20 vehicles registered pursuant to paragraph 1 of subsection B of this
21 section and a biennial or triennial registration for commercial
22 vehicles and fleet vehicles.

23 1. Regardless of whether the vehicle owner elects annual ~~or,~~
24 biennial, or triennial registration, the vehicle is still subject to
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1 all fees, fines, and penalties provided in the Oklahoma Vehicle
2 License and Registration Act.

3 2. For vehicle owners who elect biennial registration, the
4 annual registration fee shall be twice the annual registration fee
5 provided in the Oklahoma Vehicle License and Registration Act. For
6 vehicle owners who elect triennial registration, the annual
7 registration fee shall be three times the annual registration fee
8 provided in the Oklahoma Vehicle License and Registration Act.

9 3. When processing biennial registrations, licensed operators
10 shall be entitled to retain twice the amounts provided in paragraphs
11 1 and 2 of subsection A of Section 1141.1 of this title and twice
12 the amount provided in paragraph 14 of subsection A of Section
13 1141.1 of this title for processing insurance verification
14 information. When processing triennial registrations, licensed
15 operators shall be entitled to retain three times the amounts
16 provided in paragraphs 1 and 2 of subsection A of Section 1141.1 of
17 this title and twice the amount provided in paragraph 14 of
18 subsection A of Section 1141.1 of this title for processing
19 insurance verification information.

20 SECTION 2. AMENDATORY 47 O.S. 2021, Section 1133, is
21 amended to read as follows:

22 Section 1133. A. The following license fees shall be paid
23 annually, biennially, or triennially to the Oklahoma Tax Commission
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1 or Corporation Commission, as applicable, upon the registration of
2 the following vehicles:

3 Except as provided in this subsection, for each commercial
4 vehicle over eight thousand (8,000) pounds as defined in Section
5 1102 of this title, the license fee shall be based on the combined
6 laden weight of the vehicle or combination of vehicles. The license
7 fees shall be computed and assessed at the following rates:

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| 8 | 1. From 8,001 pounds to 15,000 pounds | \$ 95.00 |
| 9 | 2. From 15,001 pounds to 18,000 pounds | 120.00 |
| 10 | 3. From 18,001 pounds to 21,000 pounds | 155.00 |
| 11 | 4. From 21,001 pounds to 24,000 pounds | 190.00 |
| 12 | 5. From 24,001 pounds to 27,000 pounds | 225.00 |
| 13 | 6. From 27,001 pounds to 30,000 pounds | 260.00 |
| 14 | 7. From 30,001 pounds to 33,000 pounds | 295.00 |
| 15 | 8. From 33,001 pounds to 36,000 pounds | 325.00 |
| 16 | 9. From 36,001 pounds to 39,000 pounds | 350.00 |
| 17 | 10. From 39,001 pounds to 42,000 pounds | 375.00 |
| 18 | 11. From 42,001 pounds to 45,000 pounds | 400.00 |
| 19 | 12. From 45,001 pounds to 48,000 pounds | 425.00 |
| 20 | 13. From 48,001 pounds to 51,000 pounds | 450.00 |
| 21 | 14. From 51,001 pounds to 54,000 pounds | 475.00 |
| 22 | 15. From 54,001 pounds to 57,000 pounds | 648.00 |
| 23 | 16. From 57,001 pounds to 60,000 pounds | 681.00 |
| 24 | 17. From 60,001 pounds to 63,000 pounds | 713.00 |

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| 1 | 18. | From 63,001 pounds to 66,000 pounds | 746.00 |
| 2 | 19. | From 66,001 pounds to 69,000 pounds | 778.00 |
| 3 | 20. | From 69,001 pounds to 72,000 pounds | 817.00 |
| 4 | 21. | From 72,001 pounds to 73,280 pounds | 857.00 |
| 5 | 22. | From 73,281 pounds to 74,000 pounds | 870.00 |
| 6 | 23. | From 74,001 pounds to 75,000 pounds | 883.00 |
| 7 | 24. | From 75,001 pounds to 76,000 pounds | 896.00 |
| 8 | 25. | From 76,001 pounds to 77,000 pounds | 909.00 |
| 9 | 26. | From 77,001 pounds to 78,000 pounds | 922.00 |
| 10 | 27. | From 78,001 pounds to 79,000 pounds | 935.00 |
| 11 | 28. | From 79,001 pounds to 80,000 pounds | 948.00 |
| 12 | 29. | From 80,001 pounds to 81,000 pounds | 961.00 |
| 13 | 30. | From 81,001 pounds to 82,000 pounds | 974.00 |
| 14 | 31. | From 82,001 pounds to 83,000 pounds | 987.00 |
| 15 | 32. | From 83,001 pounds to 84,000 pounds | 1000.00 |
| 16 | 33. | From 84,001 pounds to 85,000 pounds | 1013.00 |
| 17 | 34. | From 85,001 pounds to 86,000 pounds | 1026.00 |
| 18 | 35. | From 86,001 pounds to 87,000 pounds | 1039.00 |
| 19 | 36. | From 87,001 pounds to 88,000 pounds | 1052.00 |
| 20 | 37. | From 88,001 pounds to 89,000 pounds | 1065.00 |
| 21 | 38. | From 89,001 pounds to 90,000 pounds | 1078.00 |

22 For the purposes of this section, the license fee of a wrecker
 23 or tow vehicle shall be based on the gross weight of the wrecker or
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1 tow vehicle alone without any inclusion of weight for a vehicle
2 towed by the wrecker or tow vehicle.

3 For biennial registration, the annual registration fee shall be
4 twice the annual registration fee provided in this section. For
5 triennial registration, the annual registration fee shall be three
6 times the annual registration fee provided in this section. The
7 Oklahoma Tax Commission or Corporation Commission, as applicable,
8 shall promulgate rules for the registration of commercial vehicles
9 biennially and triennially.

10 B. After the fifth year's registration in this or any other
11 state, the license fee upon any truck registered on a basis of the
12 combined laden weight not in excess of fifteen thousand (15,000)
13 pounds shall be assessed at fifty percent (50%) of the fee computed
14 and assessed for each of the first five (5) years. On the seventh
15 and all subsequent years of registration in this or any other state,
16 on such truck, such license fees shall be assessed and computed at
17 fifty percent (50%) of the amount due on the sixth year's
18 registration. In no event shall such annual license fee on any
19 truck be less than Ten Dollars (\$10.00) nor shall the annual license
20 fee of any truck-tractor be less than Ninety-five Dollars (\$95.00).

21 C. In addition to the fees required by subsection A of this
22 section, there shall be paid a registration fee of Forty Dollars
23 (\$40.00) upon the first registration in this state after July 1,
24 1985, and upon the transfer of ownership of any frac tank, as
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1 defined by Section 54 of Title 17 of the Oklahoma Statutes,
2 construction machinery, as defined by Section 1102 of this title,
3 rental trailer, commercial trailer or semitrailer designed to be
4 pulled and usually pulled by a truck or truck-tractor.

5 Thereafter, a fee of Four Dollars (\$4.00) shall be paid
6 annually, biennially, or triennially for each frac tank,
7 construction machinery, rental trailer, commercial trailer or
8 semitrailer. The fee of Four Dollars (\$4.00) shall be due and
9 payable on January 1 of ~~each~~ the year following expiration of
10 registration on any frac tank, construction machinery, rental
11 trailer, commercial trailer or semitrailer registered under this
12 section.

13 Upon the payment of the registration fee of Forty Dollars
14 (\$40.00), a nonexpiring registration certificate and identification
15 plate shall be issued for each frac tank, construction machinery,
16 rental trailer, commercial trailer or semitrailer. The nonexpiring
17 identification plate shall remain displayed on the frac tank,
18 construction machinery, rental trailer, commercial trailer or
19 semitrailer for which the identification plate is issued until such
20 frac tank, construction machinery, trailer or semitrailer is sold or
21 removed from service.

22 A receipt shall be issued upon the payment of the ~~annual~~
23 registration fee. The receipt shall show the total fee paid for one
24 or more frac tanks, construction machinery units, rental trailers,
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1 commercial trailers or semitrailers. The receipt shall be retained
2 by the owner of any frac tank, construction machinery, rental
3 trailer, commercial trailer or semitrailer for a period of three (3)
4 years and shall be subject to audit by the Tax Commission or
5 Corporation Commission.

6 Any frac tank, construction machinery, commercial trailer or
7 semitrailer licensed pursuant to this section shall not be permitted
8 to be operated on the highways of this state when such frac tank,
9 construction machinery, commercial trailer or semitrailer is being
10 operated by a resident of this state, or is being operated by a
11 person operating a vehicle or vehicles domiciled in this state and
12 required by law to be licensed in Oklahoma, unless the pulling truck
13 or truck-tractor has been licensed pursuant to this section or is
14 twenty-four thousand (24,000) pounds or less and operating under a
15 valid temporary license plate provided by Section 1137.1 or 1137.3
16 of this title. In no event shall any truck, truck-tractor, frac
17 tank, construction machinery, trailer, or semitrailer used in the
18 furtherance of any commercial enterprise be permitted to operate on
19 the highways of this state or register at a smaller license fee than
20 that prescribed in this section except as provided in this section.

21 For biennial trailer registration, the annual registration fee
22 shall be twice the annual registration fee provided in this
23 subsection. For triennial trailer registration, the annual
24 registration fee shall be three times the annual registration fee
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1 provided in this subsection. The Oklahoma Tax Commission or
2 Corporation Commission, as applicable, shall promulgate rules for
3 the registration of commercial trailers biennially and triennially.

4 D. For each fiscal year, notwithstanding the provisions of
5 Section 1104 of this title, the first Four Hundred Thousand Dollars
6 (\$400,000.00) of all monies collected pursuant to subsections A, B
7 and C of this section shall be paid by the Tax Commission to the
8 State Treasurer of the State of Oklahoma who shall deposit same each
9 fiscal year, or such lesser amount as may accrue each fiscal year,
10 under the provisions of this section to the credit of the General
11 Revenue Fund of the State Treasury. All monies collected in excess
12 of Four Hundred Thousand Dollars (\$400,000.00) each fiscal year
13 shall be apportioned as provided in Section 1104 of this title.

14 E. If any vehicle is used for a purpose other than that for
15 which it has been registered, the owner of the vehicle shall be
16 required to immediately reregister the vehicle at the appropriate
17 rate. If any vehicle is placed or operated upon any street, road or
18 highway of this state with a laden weight in excess of that for
19 which it is licensed, the license fee for such increased laden
20 weight shall become due, and the owner of the vehicle shall be
21 required to immediately reregister the vehicle at the increased
22 rate. Provided that, in either event there shall be credited upon
23 the increased license fee for such reregistration for any portion of
24 the year or period remaining after the change in use or increase in
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1 laden weight shall have occurred a proportionate part of the license
2 fees previously paid. If this reregistration is made voluntarily by
3 the owner, the ratable proportion of the credit allowed shall be
4 determined as of the date the reregistration is voluntarily made.

5 If the reregistration is not voluntarily made but occurs as a result
6 of the discovery by any enforcement officer of an improper operation
7 of the vehicle, that shall be considered prima facie evidence that
8 it has been improperly registered for the entire portion of the year
9 covered by the improper registration. Provided further that the
10 ratable credit shall be allowed only on the first reregistration of
11 any vehicle during any calendar year. If, during the calendar year,
12 subsequent changes of license plate are desired, the ratable credit
13 shall not be allowed but the owner of the vehicle shall be required
14 to pay the license fee due for that portion of the calendar year
15 remaining without benefit of any additional credits. No owner of a
16 motor vehicle shall possess at any time more than one license plate
17 for any vehicle owned by such person. No reregistration shall be
18 made until the current license plate previously issued has been
19 surrendered.

20 Any person who has paid a fee under the terms and provisions of
21 this subsection may at any time within one (1) year after the
22 payment of such fee file with the Tax Commission or Corporation
23 Commission a claim under oath for refund stating the grounds
24 therefor. However, the Tax Commission or Corporation Commission
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1 shall allow refunds only where the amount of tax paid has been
2 erroneously computed or determined through clerical errors or
3 miscalculations. No refund shall be allowed by the Tax Commission
4 or Corporation Commission of a tax paid by the person where such
5 payment is made through a mistake as to the legal misinterpretation
6 or construction of the provisions of this section. Any refunds made
7 by the Tax Commission or Corporation Commission pursuant to this
8 subsection shall be made out of any monies collected pursuant to
9 this subsection and which have not been apportioned.

10 F. The annual license fee required by this section is intended
11 to cover only the motor vehicle for which it is issued. The Tax
12 Commission or Corporation Commission upon application, when a
13 licensed truck-tractor has been destroyed by fire or accident, shall
14 credit the unused portion of the annual license fee of the vehicle
15 toward the license fee of a replacement vehicle of equal registered
16 weight. The amount of credit shall not exceed the license fee due
17 on the replacement vehicle. The Tax Commission or Corporation
18 Commission shall not be required to make a refund. If the
19 replacement vehicle is to be registered at a greater weight, the
20 applicant shall pay an additional sum equivalent to the difference
21 between the unused portion of the annual license fee for the
22 original motor vehicle and the license fee due for the replacement
23 motor vehicle.

1 G. The license fees provided for in this section shall be paid
2 each year whether or not the vehicle is operated on the public
3 highway.

4 H. Notwithstanding the provision of any other statute in
5 respect to the time for payment of license fees on motor vehicles,
6 if the total amount of the annual license fees due from any resident
7 owner, either individual, partnership, or Oklahoma corporation, upon
8 the registration, on or before January 15 of any year, of commercial
9 trucks, truck-tractors, frac tanks, construction machinery, trailers
10 or semitrailers exceeds the sum of One Thousand Dollars (\$1,000.00),
11 the license fees may be paid in equal semiannual installments. The
12 first installment shall be paid at the time of the application for
13 registration of the vehicles and not later than January 15 of each
14 year, and the second installment shall be paid on or before the
15 first day of July of such year.

16 This subsection shall not operate to reduce the amount of the
17 license fees due. If any installment is not paid on or before the
18 date due, all unpaid installments of license fees for such year on
19 each vehicle shall be deemed delinquent and immediately due and
20 payable, and there shall be added a penalty of twenty-five cents
21 (\$0.25) per day to the balance of the license fee due on each
22 vehicle for each day the balance remains unpaid up to thirty (30)
23 days, after which the penalty due on each vehicle shall be Twenty-
24 five Dollars (\$25.00). The penalty for vehicles registered by
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1 weight in excess of eight thousand (8,000) pounds shall be an amount
2 equal to the license fee. On and after the thirtieth day each such
3 vehicle involved shall be considered as improperly licensed and as
4 not currently registered, and all of the provisions of the Oklahoma
5 Vehicle License and Registration Act relating to enforcement,
6 including the provisions for the seizure and sale of vehicles not
7 registered and not displaying current license plates, shall apply to
8 the vehicles.

9 All fees and taxes levied by the Oklahoma Vehicle License and
10 Registration Act shall become and remain a first lien upon the
11 vehicle upon which the fees or taxes are due until paid. The lien
12 shall have priority to all other liens. No title to any vehicle may
13 be transferred until the unpaid balance on the vehicle has been paid
14 in full. Provided that any unpaid balance of the license fees shall
15 remain and become a lien against any and all property of the owner,
16 both real and personal, for so long as any license tag fee balance
17 shall remain unpaid. Any unpaid balance under these provisions
18 shall be immediately due and payable by the owner if any vehicle is
19 sold, wrecked, or otherwise retired from service.

20 Any person electing to pay license fees on a semiannual
21 installment basis, as herein authorized, shall be required to
22 purchase a new license tag for the last half and shall pay the sum
23 of Four Dollars (\$4.00) for each tag to cover the costs of the
24 license tags. The license tags for each half shall be plainly
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1 marked in designating the half for which they were issued. A
2 validation sticker may be used in lieu of a metal tag where
3 appropriate. Such license tag fee shall be, in addition to the
4 license fees or any other fees, collected on each application as
5 provided by statute and shall be apportioned according to the
6 provisions of Section 1104 of this title.

7 I. Any person pulling or towing any vehicle intended to be
8 resold, into or through this state, shall pay a fee of Three Dollars
9 (\$3.00) for the vehicle towing and Three Dollars (\$3.00) for the one
10 being towed. It shall be unlawful to operate any series of such
11 units on the public highways of this state at a distance closer than
12 five hundred (500) feet from each other. All fees and taxes levied
13 by the terms and provisions of this section shall become and remain
14 a first lien upon the vehicle upon which the fees or taxes are due
15 until paid. The lien shall be prior, superior, and paramount to all
16 other liens of whatsoever kind or character.

17 J. In addition to any other penalties prescribed by law, the
18 following penalty shall be imposed by enforcement officers upon any
19 owner or operator of a commercial vehicle registered under the
20 provisions of this section when the laden weight or combined laden
21 weight of such vehicle is found to be in excess of that for which
22 registered. The penalty shall be imposed each and every time a
23 vehicle is found to be in violation of the registered laden weight
24 or combined laden weight.

1 The penalty shall be not less than Twenty Dollars (\$20.00) when
2 such vehicle exceeds the laden weight or combined laden weight by
3 two thousand one (2,001) pounds; thereafter, an additional penalty
4 of not less than Twenty Dollars (\$20.00) shall be imposed for each
5 additional one thousand (1,000) pounds or fraction thereof of weight
6 in excess of the registered laden weight or combined laden weight.
7 Such penalty shall not exceed the amount established by the
8 Corporation Commission pursuant to the provisions of subsection A of
9 Section 1167 of this title. Revenue from such penalties shall be
10 apportioned as provided in Section 1167 of this title.

11 SECTION 3. This act shall become effective November 1, 2024.

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13 59-2-9709 JBH 01/11/24
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