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February 25, 2020

AS AMENDED

SENATE BILL NO. 1623

By: Daniels

[motor vehicle registration - transferability of
license plates - effective date]

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

SECTION 1. AMENDATORY Section 2, Chapter 208, O.S.L.
2018 (47 O.S. Supp. 2019, Section 1112.2), is amended to read as
follows:

Section 1112.2. A. Effective July 1, 2019, the registration license plate and certificate of registration shall be issued to, and remain in the name of, the owner of the vehicle registered and the license plates shall not be transferable between motor vehicle owners. When a vehicle is sold or transferred in the state, the following registration procedures shall apply:

1. When a current and valid Oklahoma motor vehicle license plate has been obtained for use on a motor vehicle and the vehicle has been sold or otherwise transferred to a new owner, the license plate shall be removed from the vehicle and retained by the original plate owner.

2. In the event an owner purchases, trades, exchanges, or otherwise acquires another vehicle of the same license registration

1 classification, the Oklahoma Tax Commission shall authorize the
2 transfer of the current and valid license plate previously obtained
3 by the owner to the replacement vehicle for the remainder of the
4 current registration period. In the event the owner acquires a
5 vehicle requiring payment of additional registration fees, the owner
6 shall request a transfer of the license plate to the newly acquired
7 vehicle and pay the difference in registration fees. The fee shall
8 be calculated on a monthly prorated basis. The owner shall not be
9 entitled to a refund:

- 10 a. when the registration fee for the vehicle to which the
11 plate(s) is to be assigned is less than the
12 registration fee for that vehicle to which the license
13 plate(s) was last assigned, or
14 b. if the owner does not have or does not acquire another
15 vehicle to which the license plate may be transferred.

16 3. ~~In~~

- 17 a. Except as provided in subparagraph b of this
18 paragraph, in the event the owner of a license plate
19 purchases, trades, exchanges or otherwise acquires a
20 vehicle for which a license plate has been issued
21 during the current registration period, and the
22 license plate has not been removed by the previous
23 owner in accordance with this section, the new owner
24 of the vehicle shall remove and return the license

1 plate to the Tax Commission or a motor license agent.
2 However, if the license plate has expired, the new
3 owner shall not be required to surrender the license
4 plate.

5 b. When a lender or lender's agent repossesses a vehicle
6 for which a license plate has not been removed in
7 accordance with this section, the lender or lender's
8 agent shall not be subject to the provisions of this
9 paragraph and the tag shall be considered personal
10 property subject to statutory provisions for
11 reclaiming personal property which has been
12 repossessed.

13 4. If a person purchases a motor vehicle from which the number
14 plates have been removed pursuant to this section, the person may
15 operate the motor vehicle for five (5) days from the date of
16 purchase without number plates if a dated notarized bill of sale is
17 carried in the motor vehicle. If the vehicle is subject to a lien,
18 the person may obtain a thirty-day temporary plate issued by a motor
19 license agent pursuant to the promulgation of rules by the Oklahoma
20 Tax Commission to implement a motor license agent-issued temporary
21 plate pursuant to this paragraph.

22 B. 1. The new owner of a motor vehicle shall, within thirty
23 (30) calendar days from the date of vehicle purchase or acquisition,
24 make application to record the registration of the vehicle by the

1 transfer to, or purchase of, a license plate for the newly acquired
2 vehicle with the Tax Commission or motor license agent and shall pay
3 all taxes and fees provided by law.

4 2. Any person failing to register a motor vehicle by timely
5 transferring the license plate as provided by this section shall pay
6 the penalty levied in Section 1132 of Title 47 of the Oklahoma
7 Statutes.

8 C. A surviving spouse, desiring to operate a vehicle devolving
9 from a deceased spouse, shall present an application for certificate
10 of title to the Tax Commission or motor license agent in his or her
11 name within thirty (30) days of obtaining ownership. The Tax
12 Commission or motor license agent shall then transfer the license
13 plate to the surviving spouse.

14 D. The Oklahoma Tax Commission shall be authorized to
15 promulgate such rules as may be required to implement the license
16 plate transfers authorized by this section; including, but not
17 limited to, such rules as may be required for a system under which
18 the license plate is registered to an individual and not a vehicle
19 for all license plates issued on or after July 1, 2019.

20 SECTION 2. This act shall become effective November 1, 2020.

21 COMMITTEE REPORT BY: COMMITTEE ON FINANCE
22 February 25, 2020 - DO PASS AS AMENDED
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