

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

☐ FLOOR AMENDMENT

No. _____

☐ COMMITTEE AMENDMENT

(Date)

Mr./Madam President:

I move to amend House Bill No. 2293, as follows:

On Page 81, Line 16½, by inserting a NEW SECTION 6, as attached; and

By renumbering subsequent sections.

Submitted by:

Senator Allen

Allen-JCR-FA-HB2293

4/7/2016 11:02 AM

(Floor Amendments Only) Date and Time Filed: _____

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

amended to read as follows:

Section 1134.

A. Upon each pickup, truck or truck-tractor owned and operated by one or more farmers and used primarily for farm use, and not for commercial or industrial purposes, the license fee shall be Thirty Dollars (\$30.00); provided, if the farmer is also a veteran, the license fee shall be Six Dollars (\$6.00). As used in this section, ~~the term "pickup":~~

B. 1. "Pickup" shall mean a small, light truck with an open back or box used for hauling and designed primarily for the carrying of property rather than people. The term "truck";

C. 2. "Truck" shall mean a motor vehicle designed or converted primarily for carrying or hauling farm commodities, property, livestock, or equipment, rather than people; and

D. 3. "Veteran" shall mean a person who served in the uniformed services and who was discharged or released therefrom under conditions other than dishonorable.

B. The fees assessed pursuant to this section shall not apply to trailers or semitrailers or combinations thereof used primarily for farm use and for the transportation of products of the farm by the producer thereof. Such fee shall not apply to any trailer or semitrailer or combinations thereof when used primarily for the transportation of any article or articles owned by the operator of the trailer or semitrailer or combinations thereof and not used in the furtherance of or incident to any commercial or industrial enterprise. The provisions of Section 1134.2 of this title shall apply to any trailers or semitrailers when used primarily for the transportation of logs, ties, stave bolts and posts, direct from forest to sawmill.

C. For the purpose of this section, a trailer or semitrailer or combination thereof owned by a farmer and used primarily for the purpose of transporting farm products to market or for the purpose of transporting to the farm material or things to be used thereon, and not for commercial or industrial purposes, may be registered for One Dollar (\$1.00); provided, any such trailer used by the holder of a certificate of convenience and necessity issued by the Oklahoma Corporation Commission or the Interstate Commerce Commission shall be conclusively presumed to be used in and for a commercial use, and must be licensed as such, paying the license fees provided in Section 1133 of this title.

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☐ Secondary Amendment

1 D. Before a party shall be allowed to purchase a license plate
2 or claim an exception or exemption under this section, the party
3 shall:

4 1. Show an income tax Schedule F for the preceding year; or

5 2. Present a valid exemption card issued pursuant to the
6 provisions of Section 1358.1 of Title 68 of the Oklahoma Statutes;
7 and

8 3. If the party is a veteran, such documentation as the
9 Oklahoma Tax Commission deems necessary.

10 A violation shall be grounds for revocation of driver's
11 license. Any person who signs the affidavit as required by this
12 section when the person does not believe that the information in
13 the affidavit is true or knows it is not true, upon conviction,
14 shall be guilty of perjury and shall be punished as provided for by
15 law.

16 E. Any person owning a truck upon which the farm truck license
17 fee has been paid in Oklahoma for the current year and whose truck
18 may be needed during grain harvests or other seasonal farming
19 activities for hauling farm products other than his or her own, or
20 for hauling gravel, shale or other road materials for rural roads,
21 may make application with the Oklahoma Tax Commission for a short
22 term commercial license for such truck for a period of time not to
23 exceed ninety (90) days as provided for in subsection F of this
24 section, or may make application in accordance with the Motor
25 Carrier Harvest Permit Act of 2006 if applicable.

26 F. Upon such application, the Tax Commission shall issue a
27 temporary commercial truck license and register the truck upon
28 payment of the following fees:

29 1. For thirty (30) days a fee equal to one-eighth (1/8) of the
30 annual commercial license fee required for such truck.

31 2. For sixty (60) days a fee equal to one-fourth (1/4) of the
32 annual commercial license fee required for such truck.

33 3. For ninety (90) days a fee equal to three-eighths (3/8) of
34 the annual commercial license fee required for such truck.

35 G. Provided, however, the provisions of this section shall not
36 apply to the transportation of persons or property for hire.
37

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