

An Act

ENROLLED HOUSE
BILL NO. 2358

By: Osborn (Leslie) and Wallace
of the House

and

David and Fields of the
Senate

An Act relating to the Motor Fuel Tax Code; amending 68 O.S. 2011, Section 500.22, which relates to deferral of motor fuel tax remittance by eligible purchaser; increasing remittance percentage basis after certain date; and providing an effective date.

SUBJECT: Motor Fuel Tax Code

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

SECTION 1. AMENDATORY 68 O.S. 2011, Section 500.22, is amended to read as follows:

Section 500.22 Each supplier and bonded importer who sells motor fuel shall precollect and remit on behalf of and from the purchaser the motor fuel tax imposed under Section ~~4~~ 500.4 of this ~~act~~ title. At the election of an eligible purchaser, which notice shall be evidenced by a written statement from the Commission as to the purchaser eligibility status as determined under Section ~~23~~ 500.23 of this ~~act~~ title, the seller shall not require a payment of motor fuel tax on transport truck loads from the purchaser sooner than two (2) business days prior to the date on which the tax is required to be remitted by the supplier or bonded importer under Section ~~20~~ 500.20 of this ~~act~~ title. This election shall be subject to a condition that the remittances by the eligible purchaser of all amounts of tax due the seller shall be paid on the basis of ~~ninety-~~eight:

1. Ninety-eight and four-tenths percent (98.4%) for gasoline until July 1, 2022; thereafter remittance shall be paid on the basis of one hundred percent (100%); and ~~ninety-eight~~

2. Ninety-eight and one-tenth percent (98.1%) for diesel fuel and until July 1, 2022; thereafter remittance shall be paid on the basis of one hundred percent (100%),

which shall be paid by electronic funds transfer on or before the second preceding day prior to the date of the remittance by the supplier to the Commission, and the election by the eligible purchaser under this section may be terminated by the seller if the eligible purchaser does not make timely payments to the seller as required by this section.

SECTION 2. This act shall become effective November 1, 2017.

Passed the House of Representatives the 2nd day of May, 2017.

M. Harold Wright
Presiding Officer of the House
of Representatives

Passed the Senate the 4th day of May, 2017.

Eddie Finkel
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 8th

day of May, 20 17, at 4:05 o'clock P M.

By: Andrew Redwell

Approved by the Governor of the State of Oklahoma this 12th

day of May, 20 17, at 3:19 o'clock P M.

Mary Fallin
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 12th

day of May, 20 17, at 4:29 o'clock P M.

By: Dan Claitor