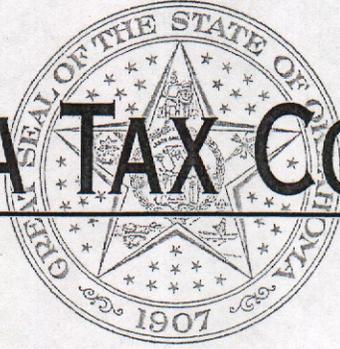


OKLAHOMA TAX COMMISSION

TAX POLICY DIVISION

PHONE (405) 521-3133
FACSIMILE (405) 522-0063



September 21, 2011

Re:

Our File No. LR-11-103

Dear

In your recent correspondence to the Oklahoma Tax Commission you have provided the following information:

The finance company repossessed the above-named vehicle on February 16, 2011. Immediately following the repossession, on February 18, 2011, the finance company properly applied for, and was issued, a repossession title in the name of the finance company. On February 22, 2011, [redacted] redeemed the above vehicle and thereafter were issued a new title upon payment of the applicable excise tax.

Pursuant to Oklahoma Statutes, Title 68 O.S. §2103, excise tax shall be levied upon the transfer of legal ownership of any vehicle registered or being registered in Oklahoma unless a specific tax exemption applies. A list of exemptions in which a certificate of title will be issued without the payment of excise tax are set forth in Title 68 O.S. §2105. An exemption based upon the above facts is not included in this statute.

Therefore, based upon the above scenario, there was a transfer of legal ownership upon the repossession, issuance of the repossession title and thereafter redemption of the above vehicle. Since no exemption applies pursuant to Oklahoma statute, excise tax was properly assessed.

Sincerely,

OKLAHOMA TAX COMMISSION

A handwritten signature in cursive script that reads "Joseph P. Gappa".

Joseph P. Gappa
Deputy Director
Tax Policy & Research Division