ENGROSSED SENATE AMENDMENTS
TO
ENGROSSED HOUSE BILL NO. 1546

By: McCorkell, Cox, Toure, Pope (Tim), Hiett, Vaughn and Maddux of the House

and

Fisher of the Senate

(revenue and taxation - amending 68 O.S., Section 2358 - adjustments - Oklahoma taxable income - effective date - emergency)

AUTHORS: Add the following Senate Coauthors: Ford, Rubottom, Campbell and Henry

AMENDMENT NO. 1. Page 1, line 16, strike the enacting clause

AMENDMENT NO. 2. Page 17, Section 1, line 24 1/2, insert a new paragraph 12

"12. In taxable years beginning after December 31, 1995, retirement benefits not to exceed the amounts specified in this paragraph, which are received by an individual sixty-five (65) years of age or older, shall be exempt from taxable income. For purposes of this paragraph, "retirement benefits" means the total distributions or withdrawals from the following:

a. an employee pension benefit plan which satisfies the requirements of Section 401 of the Internal Revenue Code, 26 U.S.C., Section 401;

b. an eligible deferred compensation plan that satisfies the requirements of Section 457 of the Internal Revenue Code, 26 U.S.C., Section 457;

c. an individual retirement account, annuity or trust or simplified employee pension that satisfies the requirements of Section 408 of the Internal Revenue Code, 26 U.S.C., Section 408;

d. an employee annuity subject to the provisions of Section 403(a) or (b) of the Internal Revenue Code, 26 U.S.C., Section 403(a) or (b);

e. United States Retirement Bonds which satisfy the requirements of Section 86 of the Internal Revenue Code, 26 U.S.C., Section 86; or

f. lump-sum distributions from a retirement plan which satisfies the requirements of Section 402(e) of the Internal Revenue Code, 26 U.S.C., Section 402(e).

The amount of the exemption provided by this paragraph shall be limited to One Thousand One Hundred Dollars ($1,100.00) for the 1996 tax year; Two Thousand Two Hundred Dollars ($2,200.00) for the 1997 tax year; Three Thousand Three Hundred Dollars ($3,300.00) for the 1998 tax year; Four Thousand Four Hundred Dollars ($4,400.00) for the 1999 tax year; and Five Thousand Five Hundred Dollars ($5,500.00) for all subsequent tax years. Any individual who claims the exemption provided for in paragraph 9 of this section shall not be permitted to claim the exemption provided for in this paragraph."

Passed the Senate the 4th day of April, 1995.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1995.

Speaker of the House of Representatives