

SHORT TITLE: Revenue and taxation; tax check-off for Oklahoma
Silver Haired Legislature. Effective date.

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STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

SENATE BILL NO. 1182

By: Muegge

AS INTRODUCED

An Act relating to revenue and taxation; requiring that state tax forms contain certain provision for donation for Silver Haired Legislature Revolving Fund to fund Oklahoma Silver Haired Legislature; providing for payment of monies collected thereby; creating fund and providing for budgeting and expenditure thereof; providing procedure for refund; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2368.1 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. Each state individual income tax return form for tax years which begin after December 31, 1997, and each state corporate tax return form for tax years beginning after December 31, 1997, shall contain a provision as follows or shall contain similar wording as space allows on the tax return form:

Silver Haired Legislature Revolving Fund. Check if you wish to donate from your tax refund: () \$2, () \$5, or () \$____.

B. Except as otherwise provided for in this section, all monies generated pursuant to subsection A of this section shall be paid to

the State Treasurer by the Oklahoma Tax Commission and placed to the credit of the Silver Haired Legislature Revolving Fund created in subsection C of this section.

C. There is hereby created in the State Treasury a revolving fund for the Aging Services Division of the Oklahoma Department of Human Services to be designated the "Silver Haired Legislature Revolving Fund". The Fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies apportioned to the Fund pursuant to the provisions of this section. All monies accruing to the credit of the Fund are hereby appropriated and may be budgeted and expended by the Aging Services Division of the Department of Human Services for the purpose of increasing knowledge of the state legislative process among senior citizens, which shall include funding of reasonable expenses of the Oklahoma Silver Haired Legislature, including training sessions and interim studies thereof. The Division may request assistance from the Oklahoma Silver Haired Legislature Alumni Association as it deems necessary to carry out its duties pursuant to the provisions of this subsection. Monies generated in excess of Fifty Thousand Dollars (\$50,000.00) annually may be used by the Division to explain to the public the purpose of the Fund. Monies in the Silver Haired Legislature Revolving Fund shall not be used for salaries. Expenditures from the Fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

D. If a taxpayer makes a donation pursuant to subsection A of this section in error, such taxpayer may file a claim for refund at any time within three (3) years from the due date of the tax return. Such claims shall be filed pursuant to the provisions of Section 2373 of Title 68 of the Oklahoma Statutes. Prior to the apportionment set forth in this section, an amount equal to the total amount of refunds made pursuant to this subsection during any

one (1) year shall be deducted from the total donations received pursuant to this section during the following year and such amount deducted shall be paid to the State Treasurer and placed to the credit of the Income Tax Withholding Refund Account.

SECTION 2. This act shall become effective November 1, 1998.

46-2-2144

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