

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 1085

By: Sykes

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5
6 AS INTRODUCED

7 An Act relating to revenue and taxation; providing an
8 income tax credit for a specified time period for
9 certain donation; setting amount of, and limitations
10 on, credit; defining terms; allowing carryforward of
11 unused credit; providing for codification; and
12 providing an effective date.

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

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 2357.105 of Title 68, unless
16 there is created a duplication in numbering, reads as follows:

17 A. For taxable years beginning after December 31, 2009 and
18 ending on or before December 31, 2019, there shall be allowed a
19 credit against the tax imposed by Section 2355 of Title 68 of the
20 Oklahoma Statutes for the donation of eligible leasable real
21 property by a taxpayer who owns such property for use by the
22 Oklahoma Department of Public Safety to administer tests for the
23 purpose of issuing driver licenses or permits. Subject to the
24 limitation provided in subsection C of this section, the credit

1 shall be equal to fifty percent (50%) of the value of a lease of up
2 to Two Thousand (2,000) square feet of such real property.

3 B. As used in this section:

4 1. "Eligible leasable real property" means physical space which
5 has been available for lease or sale by the square foot and which
6 meets all requirements for lease by the Department of Public Safety;
7 and

8 2. "Value of a lease" means the amount per square foot for
9 which the donated space would lease if such space were made
10 available to an entity other than the Department of Public Safety.

11 C. In no event shall the amount of credit provided by
12 subsection A of this section exceed Fifteen Thousand Dollars
13 (\$15,000.00) for each taxpayer.

14 D. In no event shall the amount of credit exceed the amount of
15 tax liability of the taxpayer.

16 E. Any credits allowed but not used in any tax year may be
17 carried over, in order, to each of the three (3) years following
18 qualification.

19 F. The Oklahoma Tax Commission shall promulgate any rules
20 necessary for the implementation of this section.

21 SECTION 2. This act shall become effective January 1, 2010.

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23 52-1-546 JCR 3/6/2009 1:33:21 AM

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