

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1341

By: Ford

4
5
6 AS INTRODUCED

7 An Act relating to revenue and taxation; providing
8 for an income tax credit for certain recipients of an
9 award from the Oklahoma Higher Learning Access
10 Program; limiting amount of and time period to claim
11 credit; defining term; prohibiting use of tax credit
12 to reduce tax liability to less than zero; providing
13 for codification; and providing an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 2357.305 of Title 68, unless
17 there is created a duplication in numbering, reads as follows:

18 A. For taxable years beginning after December 31, 2010, there
19 shall be allowed a credit against the tax imposed pursuant to
20 Section 2355 of Title 68 of the Oklahoma Statutes for qualified
21 recipients of a tuition award from the Oklahoma Higher Learning
22 Access Program who complete a degree after the effective date of
23 this act and within the time period specified in subsection C of
24 this section.

1 B. The credit authorized by subsection A of this section shall
2 be in the amount of One Thousand Dollars (\$1,000.00) per year for
3 two (2) consecutive years for a qualified recipient who has earned
4 an associate's degree and One Thousand Dollars (\$1,000.00) per year
5 for four (4) consecutive years for a qualified recipient who has
6 earned a bachelor's degree; provided, no more than Four Thousand
7 Dollars (\$4,000.00) in total credit shall be allowed for each
8 qualified recipient. In order to claim the credit authorized by
9 this section, a qualified recipient shall first claim the credit no
10 earlier than the tax year when the degree is earned and no later
11 than the tax year following the year the degree is earned.

12 C. As used in this section, "qualified recipient" means an
13 individual who participated in and was awarded funds from the
14 Oklahoma Higher Learning Access Program and who:

15 1. Retained eligibility for funds, pursuant to subsection B of
16 Section 2603 of Title 70 of the Oklahoma Statutes, during the entire
17 period of time a degree was pursued; and

18 2. If the recipient earned an associate's degree and completed
19 the requirements for such degree within two (2) academic years from
20 the date of the individual's first semester of postsecondary
21 enrollment, or if the recipient earned a bachelor's degree and
22 completed the degree requirements within four (4) academic years
23 from the date of the individual's first semester of postsecondary
24 enrollment; provided, if a particular degree program is designed to

1 be completed within a time frame that is different from a two-year
2 associate's degree program or a four-year bachelor's degree program,
3 the recipient shall qualify if the degree is earned within the time
4 period recommended by the degree-conferring institution for that
5 program.

6 D. The credit allowed pursuant to this section shall not be
7 used to reduce the tax liability of the qualified recipient to less
8 than zero (0).

9 SECTION 2. This act shall become effective January 1, 2011.

10

11 52-2-2364 JCR 2/3/2010 4:08:42 PM

12

13

14

15

16

17

18

19

20

21

22

23

24