

1 STATE OF OKLAHOMA

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

3 SENATE BILL 243

By: Johnson (Mike) and Myers of
the Senate

4 and

5 Miller and Martin (Scott)
6 of the House

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9 AS INTRODUCED

10 An Act relating to revenue and taxation; amending
11 Section 1, Chapter 417, O.S.L. 2008 (68 O.S. Supp.
12 2008, Section 2357.301), which relates to income tax;
updating reference; and providing an effective date.

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

16 SECTION 1. AMENDATORY Section 1, Chapter 417, O.S.L.
17 2008 (68 O.S. Supp. 2008, Section 2357.301), is amended to read as
18 follows:

19 Section 2357.301 As used in Sections ~~1 through 4~~ of this act
20 2357.301 through 2357.304 of this title:

21 1. "Aerospace sector" means a private or public organization
22 engaged in the manufacture of aerospace or defense hardware or
23 software, aerospace maintenance, aerospace repair and overhaul,
24 supply of parts to the aerospace industry, provision of services and

1 support relating to the aerospace industry, research and development
2 of aerospace technology and systems, and the education and training
3 of aerospace personnel;

4 2. "Compensation" means payments in the form of contract labor
5 for which the payor is required to provide a Form 1099 to the person
6 paid, wages subject to withholding tax paid to a part-time employee
7 or full-time employee, or salary or other remuneration.

8 Compensation shall not include employer-provided retirement, medical
9 or health-care benefits, reimbursement for travel, meals, lodging or
10 any other expense;

11 3. "Institution" means an institution within The Oklahoma State
12 System of Higher Education or any other public or private college or
13 university that is accredited by a national accrediting body;

14 4. "Qualified employer" means a sole proprietor, general
15 partnership, limited partnership, limited liability company,
16 corporation, other legally recognized business entity, or public
17 entity whose principal business activity involves the aerospace
18 sector;

19 5. "Qualified employee" means any person employed by or
20 contracting with a qualified employer on or after January 1, 2009,
21 who has been awarded an undergraduate or graduate degree from a
22 qualified program by an institution, and who was not employed in the
23 aerospace sector in this state immediately preceding employment or
24 contracting with a qualified employer;

1 6. "Qualified program" means a program that has been accredited
2 by the Engineering Accreditation Commission of the Accreditation
3 Board for Engineering and Technology (ABET) and that awards an
4 undergraduate or graduate degree; and

5 7. "Tuition" means the average annual amount paid by a
6 qualified employee for enrollment and instruction in a qualified
7 program. Tuition shall not include the cost of books, fees or room
8 and board.

9 SECTION 2. This act shall become effective November 1, 2009.

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