

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 1571, Page 1, Line 12 1/2, as follows:

By inserting a new SECTION 1 to read as follows, by renumbering subsequent sections and by amending the title to conform.

Submitted by:

Senator Tom Ivester

Ivester-CD-FA-SB1571
2/28/2012 4:21 PM

1 SECTION 1. AMENDATORY 68 O.S. 2001, Section 118, as
2 last amended by Section 4, Chapter 378, O.S.L. 2008 (68 O.S. Supp.
3 2010, Section 118), is amended to read as follows:

4 Section 118.

5 §68-118. Written estimate of revenue gain or loss and written
6 statement of recommendation as to proposed or actual tax law
7 changes - Annual forecast of gross production tax revenues.

8
9 A. Upon receipt of a written request from a member or employee
10 of the Legislature, the Oklahoma Tax Commission shall provide:

1 1. A written estimate of the revenue gain or loss to the state
2 as a result of an actual or proposed change to a state tax law; and

3 2. A written statement of the Tax Commission's recommendation
4 to the State Board of Equalization as to the change in the amount
5 certified as available for appropriation by the Legislature as a
6 result of an actual or proposed change to a state tax law.

7 The Tax Commission shall provide such estimate and statement
8 within two (2) weeks of the date the request was received unless
9 the member or employee of the Legislature specifies an earlier
10 date. If the Tax Commission determines that it is unable to
11 provide such estimate and statement within the time period required
12 by this section, it shall provide a written explanation and date by
13 which the estimate and statement will be provided to the member or
14 employee.

15 B. If the Tax Commission determines that a proposed change to
16 a state tax law will result in a revenue loss to the state, the
17 principal authors of the proposed change shall prepare or cause to
18 be prepared a statement outlining all sources of funding which will
19 be used to offset such revenue loss. The statement shall be
20 published on the website of the Legislature.

21 C. On or after December 31, 2009, and subject to the
22 availability of funds, the Tax Commission shall develop the
23 estimates and statements required by subsection A of this section
24 utilizing a dynamic revenue estimating model. Such model shall
25 take into consideration changes in economic activity as a result of
26 the proposed legislation and consequent revenue gains or losses due
27 to factors such as taxpayer behavior, employment and business
28 investment. The Tax Commission may, subject to the laws of this
29 state relating to confidentiality of information, contract with
30 institutions of higher education in this state or other entities to
31 perform its duties as set forth in this subsection. The Tax
32 Commission is authorized to promulgate rules to carry out the
33 implementation of this section.

34 ~~C.~~ D. For the purpose of providing an annual forecast of gross
35 production tax revenues from the production of natural and
36 casinghead gas to the Office of State Finance, the Tax Commission
37 shall subscribe to appropriate reference materials which provide
38 economic outlook of future gas prices that have most closely
39 followed the historical trend of Oklahoma gas prices. To determine
40 the average differential between the published forecasted prices
41 and Oklahoma gas prices, the Tax Commission shall compare prices in
42 at least twenty-four (24) of the immediate thirty-six (36) previous
43 months of production. The Tax Commission shall utilize the
44 procedures provided herein to forecast the collection of gross
45 production tax revenues from the production of natural and
46 casinghead gas for the fiscal year beginning July 1, 2005, and each
47 fiscal year thereafter.
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