

OKLAHOMA TAX COMMISSION

**FISCAL IMPACT STATEMENT AND/OR ADMINISTRATIVE IMPACT STATEMENT
FIRST REGULAR SESSION, FIFTY-THIRD OKLAHOMA LEGISLATURE**

DATE OF IMPACT STATEMENT: February 14, 2011

BILL NUMBER: SB 0286 **STATUS AND DATE OF BILL:** Introduced 01/18/2011

AUTHORS: House N/A Senate Anderson

TAX TYPE (S): Sales and Use Tax **SUBJECT:** Other

PROPOSAL: Amendatory 68 O.S. § 113

The measure creates a fund for the Tax Commission to be known as the Municipal Tax Enforcement Fund to consist of any funds received by the Tax Commission from any incorporated city or town pursuant to contractual agreements enter into for the augmentation of the enforcement and collection of municipal sales and use taxes. The measure also 1) requires the Tax Commission, in consultation with representatives of a statewide nonprofit organization that supports the functions of municipalities and whose membership consists primarily of those municipalities, to develop accountability protocols for the fund; 2) establishes that expenses for developing, implementing and updating the protocols may be paid out of the fund and 3) authorizes the Tax Commission to hire full-time equivalent employees as needed to perform the duties necessary to fulfill the contractual agreements but limits the support of those employees solely to money from the fund. Further, it requires that the employees be terminated upon discontinuation of the funds or inadequate funds to support the positions and provides that the employees will be unclassified and will not be subject to the Oklahoma Personnel Act or to any of the rules and regulations of the Office of Personnel Management except for those related to leave. Removes the references to incorporated cities and towns relating to the provisions requiring funds received by the Tax Commission for enforcement of municipal sales/use taxes to be deposited in the Tax Commission Reimbursement Fund and clarifies statutory references.

EFFECTIVE DATE: January 1, 2012

REVENUE IMPACT:

Insert dollar amount (plus or minus) of the expected change in state revenues due to this proposed legislation.

FY 12: Unknown
FY 13: Unknown

ADMINISTRATIVE IMPACT:

Insert the estimated cost or savings to the Tax Commission due to this proposed legislation.

FY 12: Unknown Costs

DATE

DIVISION DIRECTOR

cjc

DATE

REECE WOMACK, ECONOMIST

DATE

FOR THE COMMISSION