

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 1132

By: Jolley and Justice of the
Senate

6 and

7 Martin (Scott) and Newell
8 of the House

9
10 COMMITTEE SUBSTITUTE

11 An Act relating to the Oklahoma Use Tax Code;
12 amending 68 O.S. 2011, Section 1403, as amended by
13 Section 542, Chapter 304, O.S.L. 2012 (68 O.S. Supp.
2012, Section 1403), which relates to use tax;
14 modifying apportionment for specified time periods.

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

17 SECTION 1. AMENDATORY 68 O.S. 2011, Section 1403, as
18 amended by Section 542, Chapter 304, O.S.L. 2012 (68 O.S. Supp.
19 2012, Section 1403), is amended to read as follows:

20 Section 1403. It is hereby declared to be the purpose of
21 Section 1401 et seq. of this title to provide for the support of the
22 functions of the state and local government of Oklahoma; and for
23 this purpose and to this end, it is hereby expressly provided that
24 the revenues derived hereunder, subject to the apportionment

1 requirements for the Oklahoma Tax Commission and Office of
2 Management and Enterprise Services Joint Computer Enhancement Fund
3 provided by Section 265 of this title, are hereby apportioned as
4 follows:

5 1. a. The following amounts shall be paid by the Tax
6 Commission to the State Treasurer and placed to the
7 credit of the General Revenue Fund to be paid out
8 pursuant to direct appropriation by the Legislature:

9	Fiscal Year	Amount
10	FY 2004	85.35%
11	FY 2005	85.14%
12	FY 2006	85.54%
13	FY 2007	85.04%
14	FY 2008 and each fiscal	
15	year thereafter	
16	<u>through FY 2014</u>	83.61%
17	<u>FY 2015 and FY 2016</u>	<u>77.66%</u>
18	<u>FY 2017</u>	<u>79.87%</u>
19	<u>FY 2018 and each fiscal</u>	
20	<u>year thereafter</u>	<u>83.61%</u>

21 b. In the event that additional monies are necessary
22 pursuant to paragraph 6 of this section, such
23 additional monies shall be deducted in the proportion
24 determined by the State Board of Equalization pursuant

1 to paragraph 3 of Section 2355.1B of this title from
2 the monies apportioned to the General Revenue Fund;

3 2. Ten and forty-six one-hundredths percent (10.46%) shall be
4 paid to the State Treasurer to be placed to the credit of the
5 Education Reform Revolving Fund of the State Department of
6 Education;

7 3. The following amounts shall be paid to the State Treasurer
8 to be placed to the credit of the Teachers' Retirement System
9 Dedicated Revenue Revolving Fund:

10 Fiscal Year	Amount
11 FY 2003 and FY 2004	3.54%
12 FY 2005	3.75%
13 FY 2006	4.0%
14 FY 2007	4.5%
15 FY 2008 and each fiscal	
16 year thereafter	5.0%

17 4. For the fiscal year beginning July 1, 2010, and for each
18 fiscal year thereafter, eighty-seven one-hundredths percent (0.87%)
19 shall be paid to the State Treasurer to be further apportioned as
20 follows:

- 21 a. thirty-six percent (36%) shall be placed to the credit
22 of the Oklahoma Tourism Promotion Revolving Fund, and
23
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b. sixty-four percent (64%) shall be placed to the credit of the Oklahoma Tourism Capital Improvement Revolving Fund; ~~and~~

5. For the fiscal year beginning July 1, 2010, and for each fiscal year thereafter, six one-hundredths percent (0.06%) shall be placed to the credit of the Oklahoma Historical Society Capital Improvement and Operations Revolving Fund; and

6. During the first fiscal year after the State Board of Equalization has made a determination as provided in Section 2355.1B of this title, regarding a baseline amount of revenue apportioned pursuant to paragraph 3 of this section, and for each fiscal year thereafter, in no event shall monies apportioned pursuant to paragraph 3 of this section, paragraph 3 of Section 1353 of this title and subparagraph c of paragraph 1 of Section 2352 of this title be less than such baseline amount; and

7. The following amounts shall be paid to the State Treasurer to be placed to the credit of the Native American Cultural and Educational Authority Fund:

<u>Fiscal Year</u>	<u>Amount</u>
<u>FY 2015 and FY 2016</u>	<u>5.95%</u>
<u>FY 2017</u>	<u>3.74%</u>

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