

BILL SUMMARY
1st Session of the 55th Legislature

| | |
|------------------------|---------------------|
| Bill No.: | SB 463 |
| Version: | Engrossed |
| Request Number: | |
| Author: | Rep. Murphey |
| Date: | 3/30/2015 |
| Impact: | OTC: Minimal |

Research Analysis

Engrossed SB463 allows for aggregate filing and remittance of taxes and fees for any business that meets the following criteria:

- is domiciled in Oklahoma or has a nexus in Oklahoma that requires the remittance of Oklahoma corporate income tax, franchise tax and the Secretary of State's registered agent fee;
- owns or uses part of all of its capital in Oklahoma;
- has property in Oklahoma with an aggregate value of at least \$50,000;
- has at least \$50,000 in payroll in Oklahoma during the calendar year;
- has at least \$500,000,000 in sales in Oklahoma during the calendar year; or
- has at least 25 percent of total property, payroll or sales in Oklahoma during the calendar year.

The aggregate filing and remittance forms will be developed by the Oklahoma Tax Commission and may be submitted in lieu of the individual returns, applications and annual filings required by the Oklahoma Income Tax Act, Oklahoma Franchise Tax Act and the Oklahoma General Corporation Act.

Prepared By: Quyen Do

Fiscal Analysis

According to OTC, tax remitters must currently file separate tax returns, applications or annual filings required pursuant to the Oklahoma Income Tax Act and the Franchise Tax Act and the registered agent fee required by 18 O.S. § 1142(A)(18). This measure proposes that the aggregate business filing may be used as a single filing in lieu of separate returns, applications or other annual filings currently required. The computation of tax liability and the amount of any fees determined by use of the aggregate business filing shall be in all respects identical to the computation of such liability pursuant to the OK Income Tax Act, the Franchise Tax Code and the OK General Corporation Act. In order to use the aggregate business filing and remittance procedures for a taxable period, a person or entity doing business in this state shall make an election on a form and according to a schedule prescribed by OTC. OTC estimates a minimal impact associated with the measure's provisions.

Prepared By: Nicole McPhetridge

Other Considerations

None.

