

STATE OF OKLAHOMA

1st Session of the 54th Legislature (2013)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1369

By: Dank, Kern, Shears, Shannon
and Denney of the House

and

Mazzei of the Senate

COMMITTEE SUBSTITUTE

[Revenue and taxation - defining term - establishing
requirements - codification - effective date -
emergency]

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 2357.501 of Title 68, unless
there is created a duplication in numbering, reads as follows:

A. As used in this section, "tax credit" means a method by
which a person or entity may reduce any state tax liability pursuant
to a statutory authorization allowing the tax to be reduced either
by a percentage or a specific dollar amount after the applicable tax
rate amount has been multiplied by the applicable tax base amount
and which results in a net tax liability after the tax credit amount
has been subtracted from a gross tax liability amount.

1 B. Any measure enacted after the effective date of this act
2 providing for a tax credit shall be subject to the provisions of
3 Section 46 of Title 62 and Section 205.6 of Title 68 of the Oklahoma
4 Statutes.

5 C. Any measure enacted after the effective date of this act
6 providing for a tax credit shall provide for the creation of new
7 jobs or the retention of existing jobs within the State of Oklahoma.

8 D. With respect to each fiscal year of the state, any measure
9 enacted after the effective date of this act providing for a tax
10 credit shall be limited based upon the total amount of credits that
11 may be claimed by one taxpaying entity, based upon the total amount
12 of credits that may be claimed by all taxpaying entities or both
13 such limitations.

14 E. Any measure enacted after the effective date of this act
15 providing for a tax credit shall contain a date certain which is no
16 greater than ten (10) years from the effective date for the
17 termination of the provisions authorizing the credit. Any statutory
18 provision for a tax credit enacted prior to the effective date of
19 this act shall terminate on January 1, 2020, if such provision does
20 not contain an earlier termination date.

21 F. Each chamber of the Legislature shall enact rules
22 prohibiting final passage of a measure containing a tax credit
23 unless a detailed fiscal impact analyzing the effect of the tax
24 credit on state revenue and an analysis of net economic benefit on

1 the state is prepared. Such rules shall provide that the impact
2 statement and analysis be made available to each member of the
3 applicable chamber at least twenty-four (24) hours prior to the
4 occurrence of the vote upon final passage of the measure.

5 SECTION 2. This act shall become effective July 1, 2013.

6 SECTION 3. It being immediately necessary for the preservation
7 of the public peace, health and safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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