STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 3225 By: Nollan

COMMITTEE SUBSTITUTE

An Act relating to revenue and taxation; authorizing Oklahoma Tax Commission to make certain tax credit data accessible; prescribing methods for accessibility; providing for content of website; providing for applicability of data to tax credits based on certain time period; providing for exception to certain confidentiality requirement; imposing deadline for accessibility; providing for codification; and providing an effective date.

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 295 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Tax Commission is authorized and directed to make tax credit data available on its website. Data shall be made available in an open-structured data format that may be downloaded by the public and that allows the user to systematically sort, search and access all data without any fee or charge for access. As used in this section, "tax credit" means a credit pursuant to the Oklahoma Income Tax Act against tax liability which is taken by a taxpayer.

B. Such website shall also include, but not be limited to:

1. A brief explanation of the credit, including the year the credit was first allowed to taxpayers; and

2. The following information for tax year 2013 and each tax year thereafter for each credit:

a. the amount of credits claimed,

b. the amount of credits used to reduce tax liability or refunded to taxpayers,

c. the amount of credits carried over to a future tax year, if available,

d. the number of taxpayers claiming the credit, and

e. the annual growth rate in the number and amount of credits claimed.

C. The provisions of subsection A of this section shall be applicable to tax credits enacted prior to and after the effective date of this act.

D. Notwithstanding the provisions of Section 205 of Title 68 of the Oklahoma Statutes, the Tax Commission is authorized to provide the information in subsection B of this section regardless of the number of taxpayers claiming the credit.

E. The Tax Commission shall make the data available on its website on or before January 1, 2020.

SECTION 2. This act shall become effective November 1, 2018.

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