

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 HOUSE BILL 2716

 By: Echols of the House

5 and

6 Fields of the Senate

7
8 AS INTRODUCED

9 An Act relating to revenue and taxation; amending 68
10 O.S. 2011, Section 2368.13, as amended by Section
11 554, Chapter 304, O.S.L. 2012 (68 O.S. Supp. 2017,
12 Section 2368.13), which relates to the Oklahoma Pet
 Overpopulation Fund; reauthorizing income tax return
 checkoff; and providing an effective date.

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

16 SECTION 1. AMENDATORY 68 O.S. 2011, Section 2368.13, as
17 amended by Section 554, Chapter 304, O.S.L. 2012 (68 O.S. Supp.
18 2017, Section 2368.13), is amended to read as follows:

19 Section 2368.13 A. The Oklahoma Tax Commission shall include
20 on each state individual tax return form for tax years beginning
21 after December 31, 2003, and each state corporate tax return form
22 for tax years beginning after December 31, 2003, an opportunity for
23 the taxpayer to donate from a tax refund for the benefit of the
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1 Oklahoma Pet Overpopulation Fund created in subsection C of this
2 section.

3 B. The monies generated from donations made pursuant to
4 subsection A of this section shall be collected by the Tax
5 Commission and placed to the credit of the Oklahoma Pet
6 Overpopulation Fund created in subsection C of this section.

7 C. There is hereby created in the State Treasury a revolving
8 fund to be designated the "Oklahoma Pet Overpopulation Fund". The
9 fund shall be a continuing fund, not subject to fiscal year
10 limitations, and shall consist of all monies transferred to the fund
11 pursuant to subsection A of this section, all monies transferred to
12 the fund through the purchase of Animal Friendly special license
13 plates, and any monies received in the form of gifts, grants,
14 reimbursements, or donations specifically designated for the fund.

15 D. All monies accruing to the credit of the Oklahoma Pet
16 Overpopulation Fund are hereby appropriated and may be budgeted and
17 expended by the Oklahoma Department of Agriculture, Food, and
18 Forestry through the State Veterinarian for the purpose of
19 implementing and maintaining pet sterilization efforts in the State
20 of Oklahoma.

21 E. Expenditures from the Oklahoma Pet Overpopulation Fund shall
22 be made upon warrants issued by the State Treasurer against claims
23 filed as prescribed by law with the Director of the Office of
24 Management and Enterprise Services for approval and payment.

1 F. Pursuant to Section 2368.18 of Title 68 of the Oklahoma
2 Statute, the income tax checkoff contained in this section is hereby
3 reauthorized effective January 1, 2019.

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

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6 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
7 03/01/2018 - DO PASS, As Coauthored.
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