STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1312 By: Walke

AS INTRODUCED

An Act relating to revenue and taxation; creating a credit against income tax for certain daycare expenses for children of deployed military servicemembers; defining terms; authorizing credit; limiting credit; 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 2357.90 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Daycare expenses" means payments made to an individual or entity the payor cannot claim as a dependent, for the care of a qualifying child for not more than twelve (12) hours per day;

2. "Dependent" means a child who meets the Internal Revenue Service definition of a dependent at the time daycare expenses were incurred;

3. "Deployed military member" means a servicemember temporarily transferred in compliance with official orders to another location in support of combat, contingency operation, or natural disaster requiring the use of orders for a period of more than thirty (30) consecutive days, during which family members are not authorized to accompany the servicemember at government expense;

4. "Qualifying child" means a dependent of the deployed military member who was under the age of thirteen (13) at the time daycare expenses were incurred; and

5. "Servicemember" means a member of the Armed Forces of the United States, the Reserve Corps of the Armed Forces of the United States, or the Oklahoma National Guard.

B. For the tax years beginning after December 31, 2017, there shall be allowed as a credit against the tax imposed by Section 2355 of Title 68 of the Oklahoma Statutes the amount incurred for daycare expenses of any qualifying child of a deployed military member.

C. The credit authorized by this section shall not be used to reduce the tax liability of the taxpayer to less than zero (0).

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

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