

4/23/2019 2:12:55 pm

## FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB746

Page 6

Section

Lines

Of the printed Bill

8 1/2

Of the Engrossed Bill

By adding a new Section 2 to read as follows:

(INSERT ATTACHED) ;

And by renumbering subsequent sections

## AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Charles McCall

Adopted: \_\_\_\_\_

Reading Clerk

1 "SECTION \_\_\_\_ NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 2357.410 of Title 68, unless  
3 there is created a duplication in numbering, reads as follows:

4 A. Except as otherwise provided by this section, for taxable  
5 years beginning after December 31, 2019, and ending not later than  
6 December 31, 2024, subject to the limitations on the total tax  
7 credit amount pursuant to subsection C of this section, there shall  
8 be allowed a credit against the tax imposed pursuant to Section 2355  
9 of Title 68 of the Oklahoma Statutes equal to five percent (5.0%) of  
10 the qualifying compensation earned by a qualifying doctor directly  
11 related to the practice of medicine or osteopathic medicine in a  
12 qualifying rural area of the state.

13 B. For purposes of this section:

14 1. "Qualifying compensation" means money earned by a qualifying  
15 doctor resulting from the performance of his or her professional  
16 services in a qualifying rural area;

17 2. "Qualifying doctor" means a medical doctor or osteopathic  
18 physician:

19 a. who is licensed in this state by the State Board of  
20 Medical Licensure and Supervision or the State Board  
21 of Osteopathic Examiners,

22 b. who has graduated from a college of medicine or  
23 osteopathic medicine located in this state or has  
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completed his or her residency in this state or has participated in clinical rotations in this state, and  
c. whose professional services are performed in a qualifying rural area; and

3. "Qualifying rural area" means:

a. any county with a population of less than thirty-six thousand (36,000) persons according to the latest Federal Decennial Census or most recent population estimate, and

b. any municipality in Oklahoma which has a population not exceeding twenty-five thousand (25,000) persons as determined by the latest Federal Decennial Census or most recent population estimate.

C. Subject to the tax credit cap amount prescribed by subsection D of this section, the amount of the credit provided by this section claimed by a taxpayer in any tax year shall not exceed Twenty-five Thousand Dollars (\$25,000.00). For purposes of a joint income tax return, the amount of the tax credit provided by this section claimed by a married couple shall not exceed Fifty Thousand Dollars (\$50,000.00).

D. The total amount of tax credits for each taxable year for which prequalification certificates may be issued pursuant to subsection F of this section shall not exceed One Million Dollars (\$1,000,000.00).

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

3 F. Any taxpayer that intends to claim the tax credit authorized  
4 by this section shall be required to obtain a prequalification  
5 certificate from the Oklahoma Tax Commission using such electronic  
6 form or system as may be prescribed by the Tax Commission for that  
7 purpose. If the tax credits will be claimed on an income tax return  
8 filed by married taxpayers, each of the taxpayers shall be required  
9 to obtain his or her own separate prequalification certificate in  
10 order to claim the tax credit on the applicable income tax return.

11 The prequalification application shall be made to the Tax Commission  
12 not earlier than January 1 nor later than December 31 of the income  
13 tax year for which the income tax credit is intended to be claimed.  
14 The prequalification certificate shall be attached to the Oklahoma  
15 income tax return of the person or persons claiming the tax credit.

16 G. Once a taxpayer has obtained a prequalification certificate  
17 pursuant to subsection F of this section, the taxpayer shall be  
18 eligible to claim the income tax credit authorized by this section  
19 for each of the following income tax years for which the tax credit  
20 is available as provided by subsection A of this section if the  
21 taxpayer meets all of the qualifications and requirements with  
22 respect to the rendition of professional services in a qualified  
23 rural area as required by this section.

1       H. The Oklahoma Tax Commission shall issue a prequalification  
2 certificate to each qualified applicant until the One Million Dollar  
3 (\$1,000,000.00) tax credit cap amount for that income tax year is  
4 reached or would be exceeded. If an applicant is denied a  
5 prequalification certificate because the tax credit cap amount for  
6 the applicable tax year would be exceeded, the applicant shall not  
7 claim any tax credits otherwise authorized by this section with  
8 respect to such tax year, but may make application for a  
9 prequalification certificate with respect to any subsequent tax year  
10 for which the tax credit is available as provided by this section.

11       I. If a taxpayer makes application for a prequalification  
12 certificate and the total amount of tax credit for which the  
13 certificate is requested exceeds the available tax credit cap, but  
14 some part of the total tax credit amount is less than the available  
15 tax credit cap, the prequalification certificate shall be issued for  
16 the maximum amount available for that tax year."

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