

Bill Summary
1st Session of the 57th Legislature

Bill No.:	SB 931
Version:	INT
Request No.:	549
Author:	Sen. Rosino
Date:	02/01/2019

Bill Analysis

SB 931 creates the Court-Appointed Special Veteran Advocate Act of 2019. A court-appointed special veteran advocate (CASVA) is an adult who has been trained and is supervised by a court-appointed special veteran advocate program recognized by the court, and who has volunteered to be available for appointment. The measure authorizes the Oklahoma Department of Veterans Affairs to contract with a court-appointed special veteran advocate program and the court to appoint a CASVA upon the request of the veteran, the attorney of the veteran, or an entity enumerated in the measure.

A CASVA may not be a district attorney or an employee of a district attorney or certain other persons who may have responsibilities to the vulnerable veteran. A CASVA will advocate objectively on behalf of the vulnerable veteran and act as an officer of the court. A CASVA must also review documents and records, advocate for the vulnerable veteran's best interests, maintain confidentiality, and present recommendations. Court and agency records are made available to CASVA's by the measure. No CASVA shall receive compensation.

The measure also creates the Income Tax Checkoff Revolving Fund for Court Appointed Special Veteran Advocates. The fund will be under the Department of Veterans Affairs. The income tax checkoff for the revolving fund shall be included on every tax return beginning January 1, 2020.

Prepared by: Kalen Taylor

OKLAHOMA TAX COMMISSION

REVENUE IMPACT STATEMENT FIRST REGULAR SESSION, FIFTY-SEVENTH OKLAHOMA LEGISLATURE

DATE OF IMPACT STATEMENT: January 31, 2019

BILL NUMBER: SB 931 STATUS AND DATE OF BILL: Introduced 1/17/2019

AUTHORS: House n/a Senate Rosino

TAX TYPE (S): Income Tax SUBJECT: Other

PROPOSAL: New Law

Section 6 of SB 931¹ proposes a new income tax checkoff to allow the donation of individual and corporate income tax refunds for the benefit of programs to recruit, train and supervise volunteers as Court Appointed Special Veteran Advocates effective for tax year 2020 income tax forms. If a taxpayer makes a donation in error, the taxpayer may file a claim for refund at any time within three (3) years from the due date of the tax return.

This measure also creates the Income Tax Checkoff Revolving Fund for Court Appointed Special Veteran Advocates in the State Treasurer's office to be administered by the Oklahoma Department of Veterans Affairs.

EFFECTIVE DATE: Emergency - Upon passage and approval

REVENUE IMPACT:

Insert dollar amount (plus or minus) of the expected change in state revenues due to this proposed legislation.

FY 20: -0-

FY 21: -0-

Feb. 1, 2019
DATE

Rick Miller
DIVISION DIRECTOR

lrh

2-1-2019
DATE

Huan Gong
HUAN GONG, ECONOMIST

2-1-19
DATE

Jonny Munt
FOR THE COMMISSION

The estimated revenue impact provided herein is an estimate of the potential impact on the collection or apportionment of tax revenues affected by the proposed legislation. It is not intended to be an estimate of the overall fiscal impact on the state budget if the proposed legislation is enacted.

¹ Sections 1-5 of SB 931 create the Court-Appointed Special Veteran Advocate Act of 2019, the provisions of which do not affect the Oklahoma Tax Commission.