

1 ENGROSSED SENATE  
2 BILL NO. 324

By: Thompson of the Senate

3 and

4 Hill of the House

5  
6 [ rebate program - Rebate Fund - rebate program -  
7 eligibility - payment - claim amounts - promulgation  
of rules - codification - effective date -  
8 emergency ]

9  
10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 5091 of Title 74, unless there  
13 is created a duplication in numbering, reads as follows:

14 A. "Qualified research expenditures" means the amount of  
15 qualified research expenses claimed on line 9 or line 28 of federal  
16 Form 6765 (Rev. December 2023) or the relevant line number of  
17 federal Form 6765 in effect for the applicable tax year for expenses  
18 incurred in this state.

19 B. There is hereby created in the State Treasury a revolving  
20 fund for the Oklahoma Department of Commerce to be designated the  
21 "Oklahoma Research and Development Rebate Fund". The fund shall be  
22 a continuing fund, not subject to fiscal year limitations, and shall  
23 consist of all monies appropriated to the Department that are  
24 designated for deposit in the fund. Monies appropriated to this

1 fund shall be expended to reimburse qualifying establishments for  
2 qualified research expenditures.

3 C. There is hereby created a research and development rebate  
4 program for the cost of qualified research expenditures by  
5 establishments.

6 D. The investment rebate program shall be administered by the  
7 Oklahoma Department of Commerce.

8 E. To be eligible for consideration for a research and  
9 development rebate payment awarded under the provisions of this act,  
10 the establishment shall:

11 1. Submit an application and documentation to the Department,  
12 as required by the Department;

13 2. Provide documentation as required by the Department to  
14 determine that the research and development expenditures occurred  
15 within this state; and

16 3. Have filed all Oklahoma tax returns as required by law.

17 F. Claims for rebate approved by the Department shall be equal  
18 to five percent (5%) of qualified research expenditures of the  
19 establishment.

20 G. Claims for rebate approved by the Department shall be paid  
21 in the order that they are received. Total claims approved for  
22 rebate shall not exceed the balance of the Oklahoma Research and  
23 Development Rebate Fund. In no event shall claims approved for  
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1 rebate exceed Twenty Million Dollars (\$20,000,000.00) in any fiscal  
2 year.

3 H. If the amount of a claim exceeds the amount available in the  
4 Oklahoma Research and Development Rebate Fund or the fiscal year  
5 limitation provided in subsection G of this section, the payment may  
6 be made in a prorated amount. Claims for rebate not approved by the  
7 Department due to the limitations provided in subsection G of this  
8 section may be approved and paid in subsequent fiscal years.

9 I. The Oklahoma Department of Commerce may promulgate rules to  
10 effectuate the provisions of this section.

11 SECTION 2. This act shall become effective July 1, 2025.

12 SECTION 3. It being immediately necessary for the preservation  
13 of the public peace, health or safety, an emergency is hereby  
14 declared to exist, by reason whereof this act shall take effect and  
15 be in full force from and after its passage and approval.

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1 Passed the Senate the 25th day of March, 2025.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2025.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives