

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1995

By: Green

6 AS INTRODUCED

7 An Act relating to sales tax; amending 68 O.S. 2021,  
8 Section 1357, as last amended by Section 1, Chapter  
9 391, O.S.L. 2025 (68 O.S. Supp. 2025, Section 1357),  
10 which relates to exemptions; providing sales tax  
11 exemption for certain entities; defining terms;  
12 requiring submission of application and verification  
13 to be eligible for exemption; requiring the Oklahoma  
14 Department of Agriculture, Food, and Forestry to  
15 prescribe form, verify applicants, and notify the  
Oklahoma Tax Commission upon verification; requiring  
the Commission to issue exemption card upon  
notification; authorizing the entity to resubmit  
application prior to expiration of exemption;  
prescribing reissuance of exemption card; authorizing  
the Department and the Commission to promulgate  
rules; updating statutory reference; updating  
statutory language; and providing an effective date.

16

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

18 SECTION 1. AMENDATORY 68 O.S. 2021, Section 1357, as  
19 last amended by Section 1, Chapter 391, O.S.L. 2025 (68 O.S. Supp.  
20 2025, Section 1357), is amended to read as follows:

21 Section 1357. Exemptions - General.

22 There are hereby specifically exempted from the tax levied by  
23 the Oklahoma Sales Tax Code:

1       1. Transportation of school pupils to and from elementary  
2 schools or high schools in motor or other vehicles;

3       2. Transportation of persons where the fare of each person does  
4 not exceed One Dollar (\$1.00), or local transportation of persons  
5 within the corporate limits of a municipality except by taxicabs;

6       3. Sales for resale to persons engaged in the business of  
7 reselling the articles purchased, whether within or without the  
8 state, provided that such sales to residents of this state are made  
9 to persons to whom sales tax permits have been issued as provided in  
10 the Oklahoma Sales Tax Code. This exemption shall not apply to the  
11 sales of articles made to persons holding permits when such persons  
12 purchase items for their use and which they are not regularly  
13 engaged in the business of reselling; neither shall this exemption  
14 apply to sales of tangible personal property to peddlers, solicitors  
15 and other salespersons who do not have an established place of  
16 business and a sales tax permit. The exemption provided by this  
17 paragraph shall apply to sales of motor fuel or diesel fuel to a  
18 Group Five vendor, but the use of such motor fuel or diesel fuel by  
19 the Group Five vendor shall not be exempt from the tax levied by the  
20 Oklahoma Sales Tax Code. The purchase of motor fuel or diesel fuel  
21 is exempt from sales tax when the motor fuel is for shipment outside  
22 this state and consumed by a common carrier by rail in the conduct  
23 of its business. The sales tax shall apply to the purchase of motor  
24 fuel or diesel fuel in Oklahoma by a common carrier by rail when

1 such motor fuel is purchased for fueling, within this state, of any  
2 locomotive or other motorized flanged wheel equipment;

3       4. Sales of advertising space in newspapers and periodicals;

4       5. Sales of programs relating to sporting and entertainment  
5 events, and sales of advertising on billboards ~~(including, including~~  
6 signage, posters, panels, marquees or on other similar surfaces,  
7 whether indoors or ~~outdoors~~outdoors, or in programs relating to  
8 sporting and entertainment events, and sales of any advertising, to  
9 be displayed at or in connection with a sporting event, via the  
10 Internet, electronic display devices or through public address or  
11 broadcast systems. The exemption authorized by this paragraph shall  
12 be effective for all sales made on or after January 1, 2001;

13       6. Sales of any advertising, other than the advertising  
14 described by paragraph 5 of this section, via the Internet,  
15 electronic display devices or through the electronic media including  
16 radio, public address or broadcast systems, television ~~(whether,~~  
17 whether through closed circuit broadcasting systems or ~~otherwise~~  
18 otherwise, and cable and satellite television, and the servicing of  
19 any advertising devices;

20       7. Eggs, feed, supplies, machinery, and equipment purchased by  
21 persons regularly engaged in the business of raising worms, fish,  
22 any insect, or any other form of terrestrial or aquatic animal life  
23 and used for the purpose of raising same for marketing. This  
24 exemption shall only be granted and extended to the purchaser when

1 the items are to be used and in fact are used in the raising of  
2 animal life as set out above. Each purchaser shall certify, in  
3 writing, on the invoice or sales ticket retained by the vendor that  
4 the purchaser is regularly engaged in the business of raising such  
5 animal life and that the items purchased will be used only in such  
6 business. The vendor shall certify to the Oklahoma Tax Commission  
7 that the price of the items has been reduced to grant the full  
8 benefit of the exemption. Violation hereof by the purchaser or  
9 vendor shall be a misdemeanor;

10 8. ~~Sale~~ Sales of natural or artificial gas and electricity, and  
11 associated delivery or transmission services, when sold exclusively  
12 for residential use. Provided, this exemption shall not apply to  
13 any sales tax levied by a city or town, or a county or any other  
14 jurisdiction in this state;

15 9. In addition to the exemptions authorized by Section 1357.6  
16 of this title, sales of drugs sold pursuant to a prescription  
17 written for the treatment of human beings by a person licensed to  
18 prescribe the drugs, and sales of insulin and medical oxygen.  
19 Provided, this exemption shall not apply to over-the-counter drugs;

20 10. Transfers of title or possession of empty, partially  
21 filled, or filled returnable oil and chemical drums to any person  
22 who is not regularly engaged in the business of selling, reselling  
23 or otherwise transferring empty, partially filled or filled  
24 returnable oil drums;

1       11. Sales of one-way utensils, paper napkins, paper cups,  
2 disposable hot containers, and other one-way carry out materials to  
3 a vendor of meals or beverages;

4       12. Sales of food or food products for home consumption which  
5 are purchased in whole or in part with coupons issued pursuant to  
6 the federal food stamp program as authorized by Sections 2011  
7 through 2036d of Title 7 of the United States Code, as to that  
8 portion purchased with such coupons. The exemption provided for  
9 such sales shall be inapplicable to such sales upon the effective  
10 date of any federal law that removes the requirement of the  
11 exemption as a condition for participation by the state in the  
12 federal food stamp program;

13       13. Sales of food or food products, or any equipment or  
14 supplies used in the preparation of the food or food products to or  
15 by an organization which:

16           a. is exempt from taxation pursuant to the provisions of  
17                   Section 501(c) (3) of the Internal Revenue Code of  
18                   1986, as amended, 26 U.S.C., Section 501(c) (3), and  
19                   which provides and delivers prepared meals for home  
20                   consumption to elderly or homebound persons as part of  
21                   a program commonly known as "Meals on Wheels" or  
22                   "Mobile Meals", or

23           b. is exempt from taxation pursuant to the provisions of  
24                   Section 501(c) (3) of the Internal Revenue Code of

1 1986, as amended, 26 U.S.C., Section 501(c)(3), and  
2 which receives federal funding pursuant to the Older  
3 Americans Act of 1965, as amended, for the purpose of  
4 providing nutrition programs for the care and benefit  
5 of elderly persons;

6 14. a. Sales of tangible personal property or services to or  
7 by organizations which are exempt from taxation  
8 pursuant to the provisions of Section 501(c)(3) of the  
9 Internal Revenue Code of 1986, as amended, 26 U.S.C.,  
10 Section 501(c)(3), and:

11 (1) are primarily involved in the collection and  
12 distribution of food and other household products  
13 to other organizations that facilitate the  
14 distribution of such products to the needy and  
15 such distributee organizations are exempt from  
16 taxation pursuant to the provisions of Section  
17 501(c)(3) of the Internal Revenue Code of 1986,  
18 as amended, 26 U.S.C., Section 501(c)(3), or  
19 (2) facilitate the distribution of such products to  
20 the needy.

21 b. Sales made in the course of business for profit or  
22 savings, competing with other persons engaged in the  
23 same or similar business shall not be exempt under  
24 this paragraph;

1       15. Sales of tangible personal property or services to  
2 children's homes which are located on church-owned property and are  
3 operated by organizations exempt from taxation pursuant to the  
4 provisions of the Internal Revenue Code of 1986, as amended, 26  
5 U.S.C., Section 501(c)(3);

6       16. Sales of computers, data processing equipment, related  
7 peripherals, and telephone, telegraph or telecommunications service,  
8 and equipment for use in a qualified aircraft maintenance or  
9 manufacturing facility. For purposes of this paragraph, "qualified  
10 aircraft maintenance or manufacturing facility" means a new or  
11 expanding facility primarily engaged in aircraft repair, building or  
12 rebuilding, whether or not on a factory basis, whose total cost of  
13 construction exceeds the sum of Five Million Dollars (\$5,000,000.00)  
14 and which employs at least two hundred fifty new full-time-  
15 equivalent employees, as certified by the Oklahoma Employment  
16 Security Commission, upon completion of the facility. In order to  
17 qualify for the exemption provided for by this paragraph, the cost  
18 of the items purchased by the qualified aircraft maintenance or  
19 manufacturing facility shall equal or exceed the sum of Two Million  
20 Dollars (\$2,000,000.00);

21       17. Sales of tangible personal property consumed or  
22 incorporated in the construction or expansion of a qualified  
23 aircraft maintenance or manufacturing facility as defined in  
24 paragraph 16 of this section. For purposes of this paragraph, sales

1 made to a contractor or subcontractor that has previously entered  
2 into a contractual relationship with a qualified aircraft  
3 maintenance or manufacturing facility for construction or expansion  
4 of such a facility shall be considered sales made to a qualified  
5 aircraft maintenance or manufacturing facility;

6 18. Sales of the following telecommunications services:

7 a. interstate and international 800 service. "800  
8 service" means a telecommunications service that  
9 allows a caller to dial a toll-free number without  
10 incurring a charge for the call. The service is  
11 typically marketed under the name "800", "855", "866",  
12 "877" and "888" toll-free calling, and any subsequent  
13 numbers designated by the Federal Communications  
14 Commission,

15 b. interstate and international 900 service. "900  
16 service" means an inbound toll telecommunications  
17 service purchased by a subscriber that allows the  
18 subscriber's customers to call in to the subscriber's  
19 prerecorded announcement or live service. 900 service  
20 does not include the charge for: collection services  
21 provided by the seller of the telecommunications  
22 services to the subscriber, or service or product sold  
23 by the subscriber to the subscriber's customer. The  
24 service is typically marketed under the name "900"

service, and any subsequent numbers designated by the Federal Communications Commission,

- c. interstate and international private communications service. "Private communications service" means a telecommunications service that entitles the customer to exclusive or priority use of a communications channel or group of channels between or among termination points, regardless of the manner in which such channel or channels are connected, and includes switching capacity, extension lines, stations and any other associated services that are provided in connection with the use of such channel or channels,
- d. value-added nonvoice data service. "Value-added nonvoice data service" means a service that otherwise meets the definition of telecommunications services in which computer processing applications are used to act on the form, content, code or protocol of the information or data primarily for a purpose other than transmission, conveyance, or routing,
- e. interstate and international telecommunications service which is:
  - (1) rendered by a company for private use within its organization, or

(2) used, allocated or distributed by a company to its affiliated group,

f. regulatory assessments and charges including charges to fund the Oklahoma Universal Service Fund, the Oklahoma Lifeline Fund and the Oklahoma High Cost Fund, and

g. telecommunications nonrecurring charges including, but not limited to, the installation, connection, change, or initiation of telecommunications services which are not associated with a retail consumer sale;

19. Sales of railroad track spikes manufactured and sold for use in this state in the construction or repair of railroad tracks, switches, sidings, and turnouts;

20. Sales of aircraft and aircraft parts provided such sales occur at a qualified aircraft maintenance facility. As used in this paragraph, "qualified aircraft maintenance facility" means a facility operated by an air common carrier including one or more component overhaul support buildings or structures in an area owned, leased, or controlled by the air common carrier, at which there were employed at least two thousand full-time-equivalent employees in the preceding year as certified by the Oklahoma Employment Security Commission and which is primarily related to the fabrication, repair, alteration, modification, refurbishing, maintenance, building, or rebuilding of commercial aircraft or aircraft parts

1 used in air common carriage. For purposes of this paragraph, "air  
2 common carrier" shall also include members of an affiliated group as  
3 defined by ~~Section 1504 of the Internal Revenue Code of 1986, as~~  
4 ~~amended,~~ 26 U.S.C., Section 1504. Beginning July 1, 2012, the  
5 exemption shall include sales of machinery, tools, supplies,  
6 equipment, and related tangible personal property and services used  
7 or consumed in the repair, remodeling, or maintenance of aircraft,  
8 aircraft engines or aircraft component parts which occur at a  
9 qualified aircraft maintenance facility;

10 21. Sales of machinery and equipment purchased and used by  
11 persons and establishments primarily engaged in computer services  
12 and data processing:

13 a. as defined under Industry Group Numbers 7372 and 7373  
14 of the Standard Industrial Classification (SIC)  
15 Manual, latest version, which derive at least fifty  
16 percent (50%) of their annual gross revenues from the  
17 sale of a product or service to an out-of-state buyer  
18 or consumer, and

19 b. as defined under Industry Group Number 7374 of the SIC  
20 Manual, latest version, which derive at least eighty  
21 percent (80%) of their annual gross revenues from the  
22 sale of a product or service to an out-of-state buyer  
23 or consumer.

1       Eligibility for the exemption set out in this paragraph shall be  
2 established, subject to review by the Tax Commission, by annually  
3 filing an affidavit with the Tax Commission stating that the  
4 facility so qualifies and such information as required by the Tax  
5 Commission. For purposes of determining whether annual gross  
6 revenues are derived from sales to out-of-state buyers or consumers,  
7 all sales to the federal government shall be considered to be to an  
8 out-of-state buyer or consumer;

9       22. Sales of prosthetic devices to an individual for use by  
10 such individual. For purposes of this paragraph, "prosthetic  
11 device" shall have the same meaning as provided in Section 1357.6 of  
12 this title, but shall not include corrective eye glasses, contact  
13 lenses, or hearing aids;

14       23. Sales of tangible personal property or services to a motion  
15 picture or television production company to be used or consumed in  
16 connection with an eligible production. For purposes of this  
17 paragraph, "eligible production" means a documentary, special, music  
18 video or a television commercial or television program that will  
19 serve as a pilot for or be a segment of an ongoing dramatic or  
20 situation comedy series filmed or taped for network or national or  
21 regional syndication or a feature-length motion picture intended for  
22 theatrical release or for network or national or regional  
23 syndication or broadcast. The provisions of this paragraph shall  
24 apply to sales occurring on or after July 1, 1996. In order to

1 qualify for the exemption, the motion picture or television  
2 production company shall file any documentation and information  
3 required to be submitted pursuant to rules promulgated by the Tax  
4 Commission;

5 24. Sales of diesel fuel sold for consumption by commercial  
6 vessels, barges and other commercial watercraft;

7 25. Sales of tangible personal property or services to tax-  
8 exempt independent nonprofit biomedical research foundations that  
9 provide educational programs for Oklahoma science students and  
10 teachers and to tax-exempt independent nonprofit community blood  
11 banks headquartered in this state;

12 26. Effective May 6, 1992, sales of wireless telecommunications  
13 equipment to a vendor who subsequently transfers the equipment at no  
14 charge or for a discounted charge to a consumer as part of a  
15 promotional package or as an inducement to commence or continue a  
16 contract for wireless telecommunications services;

17 27. Effective January 1, 1991, leases of rail transportation  
18 cars to haul coal to coal-fired plants located in this state which  
19 generate electric power;

20 28. Beginning July 1, 2005, sales of aircraft engine repairs,  
21 modification, and replacement parts, sales of aircraft frame repairs  
22 and modification, aircraft interior modification, and paint, and  
23 sales of services employed in the repair, modification, and

1 replacement of parts of aircraft engines, aircraft frame and  
2 interior repair and modification, and paint;

3 29. Sales of materials and supplies to the owner or operator of  
4 a ship, motor vessel, or barge that is used in interstate or  
5 international commerce if the materials and supplies:

- 6 a. are loaded on the ship, motor vessel, or barge and  
7 used in the maintenance and operation of the ship,  
8 motor vessel, or barge, or
- 9 b. enter into and become component parts of the ship,  
10 motor vessel, or barge;

11 30. Sales of tangible personal property made at estate sales at  
12 which such property is offered for sale on the premises of the  
13 former residence of the decedent by a person who is not required to  
14 be licensed pursuant to the Transient Merchant Licensing Act, or who  
15 is not otherwise required to obtain a sales tax permit for the sale  
16 of such property pursuant to the provisions of Section 1364 of this  
17 title; provided:

- 18 a. such sale or event may not be held for a period  
19 exceeding three (3) consecutive days,
- 20 b. the sale must be conducted within six (6) months of  
21 the date of death of the decedent, and
- 22 c. the exemption allowed by this paragraph shall not be  
23 allowed for property that was not part of the  
24 decedent's estate;

31. Beginning January 1, 2004, sales of electricity and associated delivery and transmission services, when sold exclusively for use by an oil and gas operator for reservoir dewatering projects and associated operations commencing on or after July 1, 2003, in which the initial water-to-oil ratio is greater than or equal to five-to-one water-to-oil, and such oil and gas development projects have been classified by the Corporation Commission as a reservoir dewatering unit;

32. Sales of prewritten computer software that is delivered electronically. For purposes of this paragraph, "delivered electronically" means delivered to the purchaser by means other than tangible storage media;

33. Sales of modular dwelling units when built at a production facility and moved in whole or in parts, to be assembled on-site, and permanently affixed to the real property and used for residential or commercial purposes. The exemption provided by this paragraph shall equal forty-five percent (45%) of the total sales price of the modular dwelling unit. For purposes of this paragraph, "modular dwelling unit" means a structure that is not subject to the motor vehicle excise tax imposed pursuant to Section 2103 of this title;

34. Sales of tangible personal property or services to:

a. persons who are residents of Oklahoma and have been

honorable discharge from active service in any branch

1 of the Armed Forces of the United States or Oklahoma  
2 National Guard and who have been certified by the  
3 United States Department of Veterans Affairs or its  
4 successor to be in receipt of disability compensation  
5 at the one-hundred-percent rate and the disability  
6 shall be permanent and have been sustained through  
7 military action or accident or resulting from disease  
8 contracted while in such active service and registered  
9 with the veterans registry created by the Oklahoma  
10 Department of Veterans Affairs, or

11 b. the surviving spouse of the person in subparagraph a  
12 of this paragraph if the person is deceased and the  
13 spouse has not remarried and the surviving spouse of a  
14 person who is determined by the United States  
15 Department of Defense or any branch of the United  
16 States military to have died while in the line of duty  
17 if the spouse has not remarried. Sales for the  
18 benefit of an eligible person to a spouse of the  
19 eligible person or to a member of the household in  
20 which the eligible person resides and who is  
21 authorized to make purchases on the person's behalf,  
22 when such eligible person is not present at the sale,  
23 shall also be exempt for purposes of this paragraph.

24 The Oklahoma Tax Commission shall issue a separate  
25

1 exemption card to a spouse of an eligible person or to  
2 a member of the household in which the eligible person  
3 resides who is authorized to make purchases on the  
4 person's behalf, if requested by the eligible person.  
5 Sales qualifying for the exemption authorized by this  
6 paragraph shall not exceed Twenty-five Thousand  
7 Dollars (\$25,000.00) per year per individual while the  
8 disabled veteran is living. Sales qualifying for the  
9 exemption authorized by this paragraph shall not  
10 exceed One Thousand Dollars (\$1,000.00) per year for  
11 an unremarried surviving spouse. Upon request of the  
12 Tax Commission, a person asserting or claiming the  
13 exemption authorized by this paragraph shall provide a  
14 statement, executed under oath, that the total sales  
15 amounts for which the exemption is applicable have not  
16 exceeded Twenty-five Thousand Dollars (\$25,000.00) per  
17 year per living disabled veteran or One Thousand  
18 Dollars (\$1,000.00) per year for an unremarried  
19 surviving spouse. If the amount of such exempt sales  
20 exceeds such amount, the sales tax in excess of the  
21 authorized amount shall be treated as a direct sales  
22 tax liability and may be recovered by the Tax  
23 Commission in the same manner provided by law for  
24 other taxes including penalty and interest. The Tax

Commission shall promulgate any rules necessary to implement the provisions of this paragraph, which shall include rules providing for the disclosure of information about persons eligible for the exemption authorized in this paragraph to the Oklahoma Department of Veterans Affairs, as authorized in Section 205 of this title. For purposes of the exemption authorized by this subparagraph, if the disability determination that would have been made while the disabled veteran was still living is not made final until after the death of the disabled veteran, the exemption authorized by this subparagraph may still be claimed by the surviving spouse;

35. Sales of electricity to the operator, specifically designated by the Corporation Commission, of a spacing unit or lease from which oil is produced or attempted to be produced using enhanced recovery methods including, but not limited to, increased pressure in a producing formation through the use of water or saltwater if the electrical usage is associated with and necessary for the operation of equipment required to inject or circulate fluids in a producing formation for the purpose of forcing oil or petroleum into a wellbore for eventual recovery and production from the wellhead. In order to be eligible for the sales tax exemption authorized by this paragraph, the total content of oil recovered

1 after the use of enhanced recovery methods shall not exceed one  
2 percent (1%) by volume. The exemption authorized by this paragraph  
3 shall be applicable only to the state sales tax rate and shall not  
4 be applicable to any county or municipal sales tax rate;

5 36. Sales of intrastate charter and tour bus transportation.

6 As used in this paragraph, "intrastate charter and tour bus  
7 transportation" means the transportation of persons from one  
8 location in this state to another location in this state in a motor  
9 vehicle which has been constructed in such a manner that it may  
10 lawfully carry more than eighteen persons, and which is ordinarily  
11 used or rented to carry persons for compensation. Provided, this  
12 exemption shall not apply to regularly scheduled bus transportation  
13 for the general public;

14 37. Sales of vitamins, minerals, and dietary supplements by a  
15 licensed chiropractor to a person who is the patient of such  
16 chiropractor at the physical location where the chiropractor  
17 provides chiropractic care or services to such patient. The  
18 provisions of this paragraph shall not be applicable to any drug,  
19 medicine, or substance for which a prescription by a licensed  
20 physician is required;

21 38. Sales of goods, wares, merchandise, tangible personal  
22 property, machinery, and equipment to a web search portal located in  
23 this state which derives at least eighty percent (80%) of its annual  
24 gross revenue from the sale of a product or service to an out-of-

1 state buyer or consumer. For purposes of this paragraph, "web  
2 search portal" means an establishment classified under North  
3 American Industry Classification System (NAICS) code 519130 which  
4 operates websites that use a search engine to generate and maintain  
5 extensive databases of Internet addresses and content in an easily  
6 searchable format;

7 39. Sales of tangible personal property consumed or  
8 incorporated in the construction or expansion of a facility for a  
9 corporation organized under Section 437 et seq. of Title 18 of the  
10 Oklahoma Statutes as a rural electric cooperative. For purposes of  
11 this paragraph, sales made to a contractor or subcontractor that has  
12 previously entered into a contractual relationship with a rural  
13 electric cooperative for construction or expansion of a facility  
14 shall be considered sales made to a rural electric cooperative;

15 40. Sales of tangible personal property or services to a  
16 business primarily engaged in the repair of consumer electronic  
17 goods including, but not limited to, cell phones, compact disc  
18 players, personal computers, MP3 players, digital devices for the  
19 storage and retrieval of information through hard-wired or wireless  
20 computer or Internet connections, if the devices are sold to the  
21 business by the original manufacturer of such devices and the  
22 devices are repaired, refitted or refurbished for sale by the entity  
23 qualifying for the exemption authorized by this paragraph directly

24  
25

1 to retail consumers or if the devices are sold to another business  
2 entity for sale to retail consumers;

3       41. On or after July 1, 2019, and prior to July 1, 2024, sales  
4 or leases of rolling stock when sold or leased by the manufacturer,  
5 regardless of whether the purchaser is a public services corporation  
6 engaged in business as a common carrier of property or passengers by  
7 railway, for use or consumption by a common carrier directly in the  
8 rendition of public service. For purposes of this paragraph,  
9 "rolling stock" means locomotives, autocars, and railroad cars and  
10 "sales or leases" includes railroad car maintenance and retrofitting  
11 of railroad cars for their further use only on the railways;

12       42. Sales of gold, silver, platinum, palladium or other bullion  
13 items such as coins and bars and legal tender of any nation, which  
14 legal tender is sold according to its value as precious metal or as  
15 an investment. As used in the paragraph, "bullion" means any  
16 precious metal including, but not limited to, gold, silver,  
17 platinum, and palladium, that is in such a state or condition that  
18 its value depends upon its precious metal content and not its form.  
19 The exemption authorized by this paragraph shall not apply to  
20 fabricated metals that have been processed or manufactured for  
21 artistic use or as jewelry;

22       43. Recovery fees on the rental charge from any item of heavy  
23 equipment property rental as provided for in Section 2807.11 of this  
24 title; and

25

44. Sales of firearm safety devices and gun safety devices. As

used in this paragraph:

- a. "firearm safety device" means a gun safe, gun case, gun lock box, trigger lock, barrel lock, or other device that is designed to be used to store a firearm and that is designed to be unlocked only by means of a key, combination, or other similar means, and

b. "gun safety device" means any integral device to be equipped or installed on a firearm that permits a user to program the firearm to operate only for specified persons designated by the user through computerized locking devices or other means integral to and permanently part of the firearm; and

45. a. Sales of products by:

(1) an entity that exclusively sells homemade food products produced by a home food establishment, as those terms are defined in Section 5-4.2 of Title 2 of the Oklahoma Statutes, and

(2) an entity that sells homemade food products produced by a home food establishment, as those terms are defined in Section 5-4.2 of Title 2 of the Oklahoma Statutes, or bakery items, including bread, rolls, buns, biscuits, bagels, croissants, pastries, donuts, Danish, cakes, tortes, pies,

tarts, muffins, bars, cookies, and tortillas,  
when those sales are made at farmers markets  
registered pursuant to Section 5-3A.3 of Title 2  
of the Oklahoma Statutes.

b. To be granted the exemption provided by this paragraph, an entity shall submit an application prescribed by the Oklahoma Department of Agriculture, Food, and Forestry. Upon verification that the entity meets the requirements of this paragraph, the Department shall notify the Oklahoma Tax Commission. Upon notification by the Department, the Commission shall issue an exemption card to the entity. The exemption card shall expire two (2) years from the date of issuance. Within two (2) months prior to the date of expiration of the exemption card, the entity may resubmit an application to the Department, and, upon notification by the Department, the Commission shall issue a new exemption card on the date the preceding exemption card expires. The Department and the Commission may promulgate rules to effectuate the provisions of this section.

SECTION 2. This act shall become effective November 1, 2026.

60-2-2979

QD

1/15/2026 9:40:53 AM