

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

HOUSE BILL 3504

By: Sneed

AS INTRODUCED

An Act relating to revenue and taxation; creating the Oklahoma Feral Hog Trapping Tax Credit Act; providing definitions; authorizing state income tax credit for expenditures made for purchasing feral hog trapping equipment; providing carryover of tax credit; providing for noncodification; 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 not to be codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Oklahoma Feral Hog Trapping Tax Credit Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2357.701 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Agricultural damage" means the negative impact caused by the presence and activities of feral hogs. For the purposes of this paragraph, agricultural damage includes, but is not limited to, crop

1 destruction, pasture damage, soil erosion, damage to infrastructure,  
2 and disease transmission;

3 2. "Ecological impacts" means the negative effects feral hogs  
4 have on natural ecosystems. For the purposes of this paragraph,  
5 ecological impacts includes, but is not limited to, crop damage,  
6 habitat destruction, soil and water contamination, and disruption of  
7 native wildlife;

8 3. "Feral hog" means a domestic pig that has escaped or been  
9 released into the wild and has adapted to living and breeding in  
10 natural or semi-natural environments, or one that is descended from  
11 such animals;

12 4. "Qualified expenses" means feral hog trapping equipment.  
13 For the purposes of this paragraph, feral hog trapping equipment  
14 includes drop-nets, rooter gates, panel traps, remote-controlled or  
15 camera operated traps, portable traps, or any tool or device  
16 specifically designed to capture or trap feral hogs; and

17 5. "Taxpayer" means a natural person, general partnership,  
18 limited partnership, limited liability partnership, limited  
19 liability limited partnership, limited liability company,  
20 corporation, trust, estate or any other lawfully recognized entity.

21 B. For taxable years beginning on or after January 1, 2025,  
22 there shall be allowed as a credit against the tax imposed pursuant  
23 to Section 2355 of Title 68 of the Oklahoma Statutes equal to one  
24 hundred percent (100.0%) for the cost of qualified expenses used to  
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1 control and manage feral hog populations, minimize agricultural  
2 damage caused by feral hogs, or mitigate ecological impacts caused  
3 by feral hogs.

4 C. The credit authorized by this section may be claimed by a  
5 natural person or persons. In order for the credit to be claimed by  
6 a natural person or persons, the aggregate amount of land owned by  
7 the natural person or persons must be twenty (20) acres or more and  
8 a copy of the Schedule F filed with the federal income tax return  
9 for either the same taxable year for which the credit authorized by  
10 this section is being claimed or a copy of the Schedule F for the  
11 most recent federal income tax year for which a federal income tax  
12 return was filed shall be submitted with the claim for the credit.

13 D. The credit authorized by this section may be claimed by a  
14 lawfully recognized business entity including, but not limited to, a  
15 general partnership, limited partnership, limited liability limited  
16 partnership, corporation or limited liability company if the claim  
17 for the credit is based on expenditures incurred by the business  
18 entity as otherwise provided by this section, the entity holds title  
19 to real property used primarily for agricultural purposes, and the  
20 aggregate amount of land owned by the business entity must be twenty  
21 (20) acres or more. The credit authorized by this section may not  
22 be claimed by a business entity engaged in the business of hunting,  
23 trapping or eradicating feral hogs or other animals.

1 E. The credit authorized by this section shall not be used to  
2 reduce the income tax liability of the taxpayer to less than zero  
3 (0).

4 F. No taxpayer shall claim this credit otherwise authorized by  
5 this section for an amount in excess of Fifteen Thousand Dollars  
6 (\$15,000.00) with respect to all taxable years.

7 G. To the extent not used, the credit authorized by this  
8 section shall be allowed to carry over, in order, to each of the  
9 five (5) following taxable years.

10 SECTION 3. This act shall become effective November 1, 2024.

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