

1 ENGROSSED SENATE  
2 BILL NO. 1275

By: Jolley of the Senate

3 and

4 McCall of the House

5  
6 An Act relating to state government; creating the  
7 Task Force for the Study of the Oklahoma Sales Tax  
8 Code; providing purpose for Task Force and  
9 requirements for study; providing for appointment and  
10 selection of Task Force members; requiring  
11 organizational meeting by specified date; requiring  
12 selection of chair and vice-chair; providing  
13 requirements for quorum; making number of meetings  
14 permissive; requiring travel reimbursement; requiring  
15 written report by certain date and specifying  
16 contents thereof; subjecting Task Force to certain  
17 provisions; providing for staff assistance from  
18 specified entities; providing for noncodification;  
19 and providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law not to be  
22 codified in the Oklahoma Statutes reads as follows:

23 A. There is hereby created the Task Force for the Study of the  
24 Oklahoma Sales Tax Code. The purpose of the Task Force shall be to  
conduct a comprehensive study of the Oklahoma Sales Tax Code to  
include, but not be limited to:

1. A review of state and local sales tax rates in Oklahoma and  
how the state and combined rates compare to other states;

1           2. A review of the state sales tax base and how that base  
2 compares to other states, specifically the extent to which services  
3 are included in the tax base;

4           3. A review of sales tax exemptions in the Sales Tax Code;

5           4. The impact of Oklahoma's participation in the Streamlined  
6 Sales and Use Tax Agreement;

7           5. The potential impact of Congressional or court action on  
8 states' ability to tax sales by vendors without a nexus in the  
9 state; and

10          6. Such other matters related to sales as the Task Force deems  
11 relevant.

12          B. The Task Force shall consist of eleven (11) members, none of  
13 whom shall be elected officials. The Governor of the State of  
14 Oklahoma shall select two members, and one member each shall be  
15 appointed or selected by the following:

16           1. The State Treasurer;

17           2. The Lieutenant Governor of the State of Oklahoma;

18           3. The President Pro Tempore of the Oklahoma State Senate;

19           4. The Chair of the Appropriations Committee of the Oklahoma  
20 State Senate;

21           5. The Chair of the Senate Finance Committee;

22           6. The Speaker of the Oklahoma House of Representatives;

23           7. The Chair of the Appropriations and Budget Committee of the  
24 Oklahoma House of Representatives;

1           8. The Chair of the Revenue and Taxation Subcommittee of the  
2 Appropriations and Budget Committee of the Oklahoma House of  
3 Representatives; and

4           9. The Chair of the Oklahoma Tax Commission.

5           C. The Task Force shall conduct an organizational meeting not  
6 later than September 30, 2016. Such meeting shall be called by the  
7 member appointed or selected by the Chair of the Oklahoma Tax  
8 Commission. A chair and co-chair shall be selected by the members  
9 present at the organizational meeting. A majority of the members  
10 present at the organizational meeting or any subsequent meeting  
11 shall constitute a quorum for the purpose of any action taken,  
12 including the preparation and approval of the final report required  
13 by this section.

14           D. The Task Force shall be authorized to meet as necessary in  
15 order to perform the duties imposed upon it. Members of the Task  
16 Force shall be reimbursed as provided by the appointing authority.

17           E. The Task Force shall produce a final written report of its  
18 findings and any recommendations regarding changes in the Sales Tax  
19 Code. The recommendations shall include a draft of a state question  
20 to be sent to a vote of the people at the general election which  
21 occurs in 2018. The report shall be submitted to the Governor, the  
22 President Pro Tempore of the State Senate and the Speaker of the  
23 Oklahoma House of Representatives not later than December 1, 2017.

24           F. The Task Force shall be subject to the provisions of:

1 1. The Oklahoma Open Meeting Act; and

2 2. The Oklahoma Open Records Act.

3 G. Staff assistance for the Task Force shall be provided by the  
4 staff of the Oklahoma Tax Commission, Oklahoma State Senate and  
5 Oklahoma House of Representatives.

6 SECTION 2. This act shall become effective September 1, 2016.

7 Passed the Senate the 9th day of March, 2016.

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9 \_\_\_\_\_  
10 Presiding Officer of the Senate

11 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
12 2016.

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15 Presiding Officer of the House  
16 of Representatives  
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