

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1604

By: Jolley and Treat of the
Senate

4 and

5 Sears and Casey of the
6 House

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9 AS INTRODUCED

10 An Act relating to income tax credit; amending 68
11 O.S. 2011, Section 2357.43, which relates to tax
12 credit based on federal earned income credit;
limiting time period during which credit is
refundable; and providing an effective date.

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

16 SECTION 1. AMENDATORY 68 O.S. 2011, Section 2357.43, is
17 amended to read as follows:

18 Section 2357.43. For tax years beginning after December 31,
19 2001, there shall be allowed to a resident individual or a part-year
20 resident individual as a credit against the tax imposed by Section
21 2355 of this title five percent (5%) of the earned income tax credit
22 allowed under Section 32 of the Internal Revenue Code of the United
23 States, 26 U.S.C., Section 32. However, this credit shall not be
24 paid in advance pursuant to the provisions of Section 3507 of the

1 Internal Revenue Code. ~~If~~ For tax years which begin before January
2 1, 2016, if the credit exceeds the tax imposed by Section 2355 of
3 this title, the excess amount shall be refunded to the taxpayer.
4 The maximum earned income tax credit allowable on the Oklahoma
5 income tax return shall be prorated on the ratio that Oklahoma
6 adjusted gross income bears to the federal adjusted gross income.

7 SECTION 2. This act shall become effective November 1, 2016.

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