1 ENGROSSED SENATE
BILL NO. 291   By: Newberry of the Senate

2
                                           and

3
                                    Echols of the House

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7   [income tax credits - Task Force for the Study of a
          Tax Credit Repurchase Program - noncodification]

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

12   SECTION 1.   NEW LAW   A new section of law not to be

13 codified in the Oklahoma Statutes reads as follows:

14   A.   There is hereby created the Task Force for the Study of a

15 Tax Credit Repurchase Program.

16   B.   The Task Force shall consist of nine (9) members to be

17 appointed or selected as follows:

18   1.   Three members to be appointed by the Governor, who shall

19 represent: the Office of Management and Enterprise Services, the

20 Oklahoma Tax Commission and the State Treasurer's Office;

21   2.   Three members, who shall be members of the Senate, to be

22 appointed by the President Pro Tempore of the Senate, one of whom

23 shall be the Chair of the Appropriations Committee; and

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1 3. Three members, who shall be members of the House of

2 Representatives, to be appointed by the Speaker of the House of

3 Representatives, one of whom shall be the Chair of the

4 Appropriations and Budget Committee.

5 C. A majority of the members present at the organizational

6 meeting or any subsequent meeting shall constitute a quorum for the

7 purpose of any action taken including the preparation and approval

8 of the final report required by subsection I of this section.

9 D. The co-chairs of the Task Force shall be the members who are

10 the respective Chairs of the Senate and House Appropriations

11 Committees.

12 E. The Task Force shall be authorized to meet as necessary in

13 order to perform the duties imposed upon it. Legislative members of

14 the Task Force shall be reimbursed for travel expenses pursuant to

15 the provisions of Section 456 of Title 74 of the Oklahoma Statutes.

16 F. The Task Force shall conduct a study of all outstanding

17 income tax credits and the potential for reducing such outstanding

18 credits through a tax credit repurchase program. For the purposes

19 of this study, outstanding income tax credits shall include all

20 credits for which the state has liability, including both credits

21 which have been claimed in prior tax years, but not used, and are

22 being carried forward, as well as those claimed in the current tax

23 year.

24 G. The study shall include, but shall not be limited to:

1. An estimate of the total dollar amount of each type of outstanding credit, based upon the specific credit provision;

2. A review of the amount of credits claimed but not used for each specific credit provision over the most recent 10-year period, if applicable;

3. A review of any tax credit repurchase programs currently in existence, including the requirements of such programs for cost/benefit analysis, negotiation of settlements between state officials and taxpayers and any penalties for failure to comply with the terms of a settlement;

4. The potential short- and long-term impact of a tax credit repurchase program on the state budget; and

5. Such other matters related to the issue of tax credit repurchase programs as the Task Force deems relevant.

G. The Task Force shall be subject to the provisions of the Oklahoma Open Meeting Act.

H. Staff assistance for the Task Force shall be provided by the staff of the Senate, the House of Representatives and the Oklahoma Tax Commission.

I. The Task Force shall produce a final written report of its findings and any recommendations regarding the costs and benefits of the development of a tax credit repurchase program for the State of Oklahoma. The report shall be submitted to the Governor, the

1 President Pro Tempore of the Senate and the Speaker of the House of

2 Representatives not later than December 31, 2017.

3   Passed the Senate the 20th day of March, 2017.

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5   _____
                                       Presiding Officer of the Senate
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7   Passed the House of Representatives the ____ day of _____,

8 2017.

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10   _____
                                       Presiding Officer of the House
11   of Representatives

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