

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 461

By: Daniels

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6 AS INTRODUCED

7 An Act relating to sales and use tax; authorizing
8 specified deduction from sales tax due for seller or
9 vendor; prohibiting deduction under specified
10 circumstances and providing exception thereto;
11 limiting dollar amount of deduction; authorizing
12 specified deduction from use tax due for seller or
13 vendor; providing for codification; and providing an
14 effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1367.2 of Title 68, unless there
18 is created a duplication in numbering, reads as follows:

19 A. For the purpose of compensating the seller or vendor in
20 keeping sales tax records, filing reports and remitting the tax when
21 due, a seller or vendor shall be allowed a deduction of one percent
22 (1%) of the tax due under the applicable provisions of Title 68 of
23 the Oklahoma Statutes; provided, such deduction shall not be allowed
24 with respect to a direct payment permit.

25 B. No deductions from tax shall be allowed if the filing of a
26 report or payment of tax is delinquent; provided, the deduction

1 shall be allowed if the Oklahoma Tax Commission determines that the
2 delinquency was due to a natural disaster for which a Presidential
3 Major Disaster Declaration was issued.

4 C. Notwithstanding the formula provided by subsection A of this
5 section, the deduction provided by this section shall be limited to
6 a maximum of Two Thousand Five Hundred Dollars (\$2,500.00) per month
7 per sales tax permit. A sales tax permit holder shall not change
8 sales tax permit status in order to avoid the provisions of this
9 subsection.

10 SECTION 2. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 1410.2 of Title 68, unless there
12 is created a duplication in numbering, reads as follows:

13 For the purpose of compensating the seller or vendor in keeping
14 use tax records, filing reports and remitting the tax when due, a
15 seller or vendor shall be allowed a deduction equal to the formula
16 provided in Section 1 of this act.

17 SECTION 3. This act shall become effective November 1, 2021.

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