

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

SENATE BILL NO.659

By: Montgomery

AS INTRODUCED

An Act relating to income tax; amending 68 O.S. 2011, Section 2357.43, as amended by Section 1, Chapter 341, O.S.L. 2016 (68 O.S. Supp. 2018, Section 2357.43), which relates to earned income tax credit; clarifying language; modifying amount of credit after certain date; providing for refundability of credit earned in excess of tax due; and providing an effective date.

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

SECTION 1. AMENDATORY 68 O.S. 2011, Section 2357.43, as amended by Section 1, Chapter 341, O.S.L. 2016 (68 O.S. Supp. 2018, Section 2357.43), is amended to read as follows:

Section 2357.43. ~~For tax years beginning after December 31, 2001, there~~ There shall be allowed to a resident individual or a part-year resident individual ~~as~~ a credit against the tax imposed by Section 2355 of this title. For tax years which end before January 1, 2020, the credit shall be five percent (5%) of the earned income tax credit allowed under Section 32 of the Internal Revenue Code of the United States, 26 U.S.C., Section 32; provided, such credit shall increase to seven and one-half percent (7.5%) for tax years

1 which begin on or after January 1, 2020. However, this credit shall
2 not be paid in advance pursuant to the provisions of Section 3507 of
3 the Internal Revenue Code. For tax years which begin ~~before January~~
4 ~~1, 2016~~ on or after January 1, 2020, if the credit exceeds the tax
5 imposed by Section 2355 of this title, the excess amount shall be
6 refunded to the taxpayer. The maximum earned income tax credit
7 allowable on the Oklahoma income tax return shall be prorated on the
8 ratio that Oklahoma adjusted gross income bears to the federal
9 adjusted gross income.

10 SECTION 2. This act shall become effective November 1, 2019.

11
12 57-1-1659 JCR 2/15/2019 12:37:52 PM
13
14
15
16
17
18
19
20
21
22
23
24
25