

1 ENGROSSED HOUSE
2 BILL NO. 1834

By: Hefner and Deck of the
House

3 and

4 Frix of the Senate

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7 [revenue - taxation - account - definitions -
8 deduction - income - contributions - amounts -
9 limitations - tax - death - Oklahoma Tax Commission
10 - notice - codification - effective date]
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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 2387 of Title 68, unless there
16 is created a duplication in numbering, reads as follows:

17 This act shall be known and may be cited as the "Inhofe Disaster
18 Savings Account Act".

19 SECTION 2. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 2388 of Title 68, unless there
21 is created a duplication in numbering, reads as follows:

22 As used in the Inhofe Disaster Savings Account Act:

23 1. "Disaster savings account" means a regular savings account
24 or money market account established by an insurance policyholder for

1 residential property in this state to cover an insurance deductible
2 under an insurance policy for the taxpayer's primary residence that
3 covers hurricanes, rising floodwaters, tornadoes, hail, or other
4 catastrophic windstorm event damage, or by an individual to cover
5 self-insured losses for the taxpayer's primary residence from
6 hurricanes, rising floodwaters, tornadoes, hail, or other
7 catastrophic windstorm event. The account may also cover costs
8 incurred in proactively protecting the taxpayer's primary residence
9 from hurricanes, rising floodwaters, tornadoes, hail, or other
10 catastrophic windstorm event damage. The account must be labeled as
11 a disaster savings account to qualify as a disaster savings account
12 as defined in this paragraph. A taxpayer shall establish only one
13 disaster savings account and shall specify that the purpose of the
14 account is to cover the amount of insurance deductible and other
15 uninsured portions of risks of loss from hurricanes, rising
16 floodwaters, tornadoes, hail, or other catastrophic windstorm event
17 and costs incurred in proactively protecting the taxpayer's primary
18 residence from hurricanes, rising floodwaters, tornadoes, hail, or
19 other catastrophic windstorm event damage;

20 2. "Qualified deductible" means the deductible for the
21 individual's homeowner's policy for a taxpayer's primary residence;
22 and

23 3. "Qualified disaster expenses" means expenses paid or
24 incurred by reason of a major disaster that has been declared by the

1 President of the United States or the Governor of the State of
2 Oklahoma to be an emergency by executive order.

3 SECTION 3. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 2389 of Title 68, unless there
5 is created a duplication in numbering, reads as follows:

6 A. For taxable years beginning on or after January 1, 2026, an
7 individual is allowed a deduction from Oklahoma taxable income for
8 amounts contributed to a disaster savings account in accordance with
9 subsection C of this section. All interest income earned by the
10 disaster savings account is exempt from the tax imposed pursuant to
11 Section 2355 of Title 68 of the Oklahoma Statutes.

12 B. A disaster savings account is not subject to attachment,
13 levy, garnishment, or legal process in this state.

14 C. The total amount that may be contributed to a disaster
15 savings account must not exceed:

16 1. In the case of an individual whose qualified deductible is
17 less than or equal to One Thousand Dollars (\$1,000.00), Two Thousand
18 Dollars (\$2,000.00);

19 2. In the case of an individual whose qualified deductible is
20 greater than One Thousand Dollars (\$1,000.00), the amount equal to
21 the lesser of Fifteen Thousand Dollars (\$15,000.00) or twice the
22 amount of the taxpayer's qualified deductible; and

23 3. In the case of a self-insured individual who chooses not to
24 obtain insurance on his or her primary residence, Three Hundred

1 Fifty Thousand Dollars (\$350,000.00), but shall not exceed the value
2 of the individual taxpayer's primary residence. The amount
3 prescribed by this paragraph shall be adjusted annually to reflect
4 an increase of five percent (5%). Each five-percent increase shall
5 be applied to the amount as previously adjusted pursuant to the
6 provisions of this paragraph.

7 If a taxpayer contributes in excess of the limits as provided
8 for in this subsection, the taxpayer shall withdraw the amount of
9 excess contributions from the individual's disaster savings account.
10 The excess amount shall be withdrawn from the disaster savings
11 account not later than the due date of the income tax return for the
12 applicable income tax year, including any extension. The amount of
13 excess contributions withdrawn under this subsection shall be
14 subject to the tax imposed pursuant to Section 2355 of Title 68 of
15 the Oklahoma Statutes, but shall not be subject to the additional
16 two and one-half percent (2.5%) rate increase as prescribed by
17 subsection B of Section 4 of this act.

18 SECTION 4. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 2390 of Title 68, unless there
20 is created a duplication in numbering, reads as follows:

21 A. A distribution from a disaster savings account must be
22 included in the income of the taxpayer unless the amount of the
23 distribution is used to cover qualified disaster expenses. No
24 amount is included in income if the qualified disaster expenses of

1 the taxpayer during the taxable year are equal to or greater than
2 the aggregate distributions during the taxable year. If aggregate
3 distributions exceed the qualified disaster expenses during the
4 taxable year, the amount otherwise included in income must be
5 reduced by the amount of the distributions for qualified disaster
6 expenses.

7 B. The tax paid pursuant to Section 2355 of Title 68 of the
8 Oklahoma Statutes attributable to a taxable distribution must be
9 increased by two and one-half percent (2.5%) of the amount which is
10 includable in income. This additional tax does not apply if the:

- 11 1. Taxpayer no longer owns a residence; or
- 12 2. Distribution is from an account conforming with Section 3 of
13 this act and is made on or after the date on which the taxpayer
14 attains the age of seventy (70).

15 C. If a taxpayer who owns a disaster savings account dies, his
16 or her account shall be included in the income of the person who
17 receives the account, unless that person is the surviving spouse of
18 the taxpayer. Upon death of the surviving spouse, the account is
19 included in the income of the person who receives the account. The
20 additional tax in subsection B of this section does not apply to
21 distribution on death of the taxpayer or the surviving spouse.

22 D. The Oklahoma Tax Commission shall promulgate rules necessary
23 to implement and administer this act. The Oklahoma Tax Commission
24 shall provide written notice to the Oklahoma Insurance Department

1 upon the promulgation of any rules or changes to rules related to
2 this act.

3 SECTION 5. This act shall become effective November 1, 2025.

4 Passed the House of Representatives the 11th day of March, 2025.

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Presiding Officer of the House
of Representatives

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9 Passed the Senate the ____ day of _____, 2025.

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Presiding Officer of the Senate

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