# An Act

ENROLLED SENATE
BILL NO. 1604

By: Jolley, Treat and Mazzei of the Senate

and

Sears and Casey of the House

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

SUBJECT: Income tax credits

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

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

Section 2357.43. For tax years beginning after December 31, 2001, 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 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. However, this credit shall not be paid in advance pursuant to the provisions of Section 3507 of the Internal Revenue Code. ~~If~~ For tax years which begin before January 1, 2016, if the credit exceeds the tax imposed by Section 2355 of this title, the excess amount shall be refunded to the taxpayer. The maximum earned income tax credit allowable on the Oklahoma income tax return shall be prorated on the ratio that Oklahoma adjusted gross income bears to the federal adjusted gross income.

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

Passed the Senate the 16th day of May, 2016.

Eddie Fields
Presiding Officer of the Senate

Passed the House of Representatives the 19th day of May, 2016.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 24th

day of May, 2016, at 11:22 o'clock A M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 27th

day of May, 2016, at 3:49 o'clock P M.

Mary Fallin
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 27th

day of May, 2016, at 5:51 o'clock P. M.

By: [illegible]