

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 893

By: Scott

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5
6 AS INTRODUCED

7 An Act relating to income tax; amending Section 1,
8 Chapter 352, O.S.L. 2013, as amended by Section 1,
9 Chapter 412, O.S.L. 2014 (68 O.S. Supp. 2018, Section
10 2358.5-1), which relates to deduction for expenses
11 related to fostering children; reinstating deduction
12 for specified tax years; establishing minimum time
13 period as qualification; requiring claim for pro rata
14 share of annual amount under certain condition; and
15 providing effective date.

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

17 SECTION 1. AMENDATORY Section 1, Chapter 352, O.S.L.
18 2013, as amended by Section 1, Chapter 412, O.S.L. 2014 (68 O.S.
19 Supp. 2018, Section 2358.5-1), is amended to read as follows:

20 Section 2358.5-1. For taxable years beginning ~~after December~~
21 ~~31, 2013 and ending before January 1, 2018~~ on or after January 1,
22 2019, there shall be allowed a deduction for a taxpayer who
23 contracts with a child-placing agency, as defined in Section 402 of
24 Title 10 of the Oklahoma Statutes, in the amount of Five Thousand
25 Dollars (\$5,000.00) for expenses incurred to provide care for a
26 foster child; ~~provided,~~ Provided:

1 1. In order to qualify, a taxpayer shall have been under
2 contract and providing care for at least six (6) months, regardless
3 of the tax year during which the care occurs;

4 2. If the time period during which a taxpayer is under contract
5 and providing care is equal to less than six (6) months of the tax
6 year for which the deduction is being claimed, the taxpayer shall
7 only claim a monthly pro rata share of the annual Five Thousand
8 Dollars (\$5,000.00) deduction; and

9 3. Any married persons filing separately in a year in which
10 they could have filed a joint return may each claim only one-half
11 (1/2) of the tax deduction that would have been allowed for a joint
12 return.

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

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