

An Act

ENROLLED SENATE
BILL NO. 905

By: Bullard and Bergstrom of
the Senate

and

Davis, McCall, Townley,
Pae, Roberts (Dustin),
Cornwell, Mize, Boles,
Marti, McDugle, Dollens,
Fetgatter and Martinez of
the House

An Act relating to income tax credit; creating income tax credit for certain employers; defining terms; providing for specified amount of credit for employer for verified blood donation by employees under certain conditions; providing that credit is nonrefundable; imposing cap on credits; prescribing formula for adjustment to credit amounts; authorizing rulemaking by Oklahoma Tax Commission; providing for codification; and providing an effective date.

SUBJECT: Income tax credit

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2357.406 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Blood donation" means the voluntary and uncompensated donation of whole blood, or specific components of blood, by an

employee, drawn for use by a nonprofit blood bank organization as part of a blood drive;

2. "Blood drive" means a function held at a specific date and time which is organized by a nonprofit blood bank organization in coordination with an employer or group of employers and is closed to nonemployees;

3. "Employee" means an individual employed by an employer authorized to claim a credit pursuant to this section;

4. "Employer" means a sole proprietor, general partnership, limited partnership, limited liability company, corporation or other legally recognized business entity; and

5. "Verified donation" means a blood donation by an employee, made during a blood drive as defined in paragraph 2 of this subsection, which can be documented by an employer.

B. For tax years 2022 through 2027, an employer shall be allowed a credit against the tax imposed pursuant to Section 2355 or 2355.1P-4 of Title 68 of the Oklahoma Statutes, for each verified donation of blood made by an employee as part of a blood drive by an Oklahoma nonprofit blood donation organization.

C. The credit authorized by subsection B of this section shall be equal to Twenty Dollars (\$20.00) for each verified donation.

D. The credit authorized by this section shall not be used to reduce the tax liability of the taxpayer to less than zero (0).

E. The total amount of credits authorized by this section used to offset tax shall be adjusted annually to limit the annual amount of credits to Five Hundred Thousand Dollars (\$500,000.00). The Oklahoma Tax Commission shall annually calculate and publish a percentage by which the credits authorized by this section shall be reduced so the total amount of credits used to offset tax does not exceed Five Hundred Thousand Dollars (\$500,000.00) per year. The formula to be used for the percentage adjustment shall be Five Hundred Thousand Dollars (\$500,000.00) divided by the credits claimed in the second preceding year.

F. The Oklahoma Tax Commission may determine, by rule, documentation required to implement this section.

SECTION 2. This act shall become effective November 1, 2021.

Passed the Senate the 19th day of May, 2021.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of May, 2021.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____