

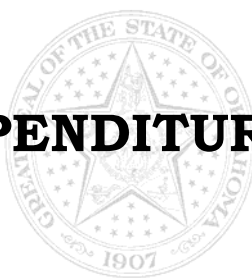


OKLAHOMA TAX COMMISSION

STATE OF OKLAHOMA

Tax Expenditure Report **2009-2010**

PREPARED BY THE
TAX POLICY DIVISION
OF THE
OKLAHOMA TAX COMMISSION



TAX EXPENDITURE REPORT

TABLE OF CONTENTS

	<u>Page</u>
I. INTRODUCTION	3
II. INCOME TAX.....	5
A. Credits	5
B. Deductions and Exemptions.....	19
C. Bonds, Notes and Obligations.....	27
D. Exempt Entities	31
E. Miscellaneous Tax Expenditures.....	34
III. SALES & USE TAXES	36
IV. AD VALOREM TAX.....	67
V. MOTOR VEHICLE REGISTRATION FEES	68
VI. MOTOR VEHICLE EXCISE TAX	74
VII. MOTOR FUEL TAXES	78
VIII. ESTATE TAX	80
IX. FRANCHISE TAX.....	83
X. GROSS PRODUCTION AND PETROLEUM EXCISE TAXES	84
XI. MISCELLANEOUS TAX PROVISIONS	87
A. AIRCRAFT REGISTRATION FEES	87
B. AIRCRAFT EXCISE TAX	88
C. WASTE TIRE RECYCLING FEES	90
D. ALCOHOLIC BEVERAGE & LOW POINT BEER EXCISE TAXES	90
E. CIGARETTE STAMP TAX.....	91
F. TOBACCO PRODUCTS TAX	92
G. MOTOR FUEL/DIESEL FUEL IMPORTER FOR USE TAX.....	93
H. SPECIAL FUEL USE TAX.....	94
I. COIN-OPERATED MUSIC AND AMUSEMENT DEVICE FEES	95
J. MOTOR VEHICLE RENTAL TAX.....	96
K. DOCUMENTARY STAMP TAX.....	97
L. TOURISM PROMOTION GROSS RECEIPTS TAX	98
M. CHARITY GAMES TAX.....	98
N. BOAT AND MOTOR REGISTRATION FEES.....	99
O. BOAT AND MOTOR EXCISE TAX.....	100

I. INTRODUCTION

The following report is the tenth issue of the Oklahoma Tax Expenditure Report. Pursuant to section 1 of Enrolled Senate Bill No. 135 of the Forty-fifth Legislature, First Regular Session, codified at Section 205 of Title 68, the report includes the Tax Commission's best estimate of the amount of state revenue that would have been collected but for the existence of each exclusion, deduction, credit, exemption, deferral, or other preferential tax treatment allowed by law for the previous fiscal year. Enrolled House Bill 2426 of the Forty-sixth Legislature, Second Regular Session amended Section 205 to provide that the report will be prepared no later than October 1 of each even-numbered year. Our next report will be issued October 1, 2012 with estimates for the fiscal year 2012.

The provisions of state tax law that fall within this definition of a "tax expenditure" are separated by tax type. Statutory provisions that affect more than one tax type are listed under each tax. Tax expenditures do not include incentive payment programs or exemptions to taxes not administered, regulated, or collected by the Tax Commission.

The estimates are based upon information from actual tax returns and secondary data sources. Each estimate has a different level of reliability based upon the accuracy of both the data and the estimation procedure. The different categories are as follows:

- | | |
|---------|---|
| Level 1 | Estimate based upon information contained in actual tax returns. The data collected is from returns verified for accuracy and unverified returns. This is the highest level of reliability. |
| Level 2 | Estimate based upon a projection from a composite of a fraction of returns filed or average amount of collections for the particular tax type involved. |
| Level 3 | Estimate derived from secondary data sources, such as other governmental agencies, industry sources, or national reports. |
| Level 4 | Level assigned for those items for which no known reliable data source exists. |

The estimation process for income tax expenditures prevents the summing of each expenditure and the drawing of any precise conclusions about their aggregate value. Estimates which are less than Twenty-five Thousand Dollars (\$25,000.00) are listed as "Minimal" unless a Level 1 estimate is available. Expenditures for which data resources are unavailable to provide an estimate contain the notation N/A (not available). The Commission will continue to strive to provide an estimate for these expenditures in subsequent reports. In 1995, the Tax Commission contracted with the Center for Economics and Management Research (CEMR) at the University of Oklahoma and the Office of Business and Economic Research (OBER) at Oklahoma State University wherein the departments utilized their resources to provide revenue estimates for sales tax expenditures. The expenditures for which the departments provided estimates are noted in the "Data Source" line as "OU/OSU Group". The original estimates provided by the OU/OSU

Group have been adjusted for the 2010 fiscal year. The sales and use tax estimates were not adjusted for the remuneration allowed for vendors as compensation for collecting taxes, partial compliance upon the removal of an exemption, or changes in buyer patterns due to the loss of an exemption.

This report does not propose to offer an official list of tax expenditures. Rather, it describes as many statutory “tax expenditures” as possible and provides revenue estimates for as many provisions of the state tax laws as can be isolated and measured. Further, each description is a very brief overview and is not intended to describe the tax expenditure with specificity.

II. INCOME TAX

A. CREDITS

Oklahoma offers a variety of income tax credits. Tax credits directly reduce tax and in some cases are fully refundable, transferable, or can be carried over to a subsequent tax year. (Credits are nontransferable and have no carryover unless otherwise indicated below).

1. ***Investment in Equipment Used for Recycling, Reuse, or Source Reduction of Hazardous Waste***

Citation: 27A O.S. §2-11-303

Description: One time nonrefundable credit against income tax for an investment in equipment and installation of processes used for the recycling, reuse or source reduction of hazardous waste. The credit is not to exceed twenty percent (20%) of the net investment cost. The credit must be taken within three (3) years of installation and is not to exceed a total of Fifty Thousand Dollars (\$50,000.00) for three consecutive tax years.

Estimate: \$3,300.00 / 3 returns

Data Source: Income Tax Returns

Reliability: 1

2. ***Low Income Sales Tax Relief***

Citation: 68 O.S. §1370.3

Description: For Oklahoma residents whose gross household income is under Twelve Thousand Dollars (\$12,000.00) per year, a refundable credit of Forty Dollars (\$40.00) per personal exemption is allowed. Credit is only available if sales tax is levied under 68 O.S. §1370.2. To date, sales tax has not been levied under 68 O.S. § 1370.2. This credit is different than the Sales Tax Relief Credit authorized under 68 O.S. § 5011.

Estimate: Zero¹

3. ***Sales Tax Relief***

Citation: 68 O.S. §5011

Description: Persons domiciled in this state during the entire calendar year and whose gross household income does not exceed Twenty Thousand Dollars (\$20,000.00) for individuals and Fifty Thousand Dollars (\$50,000.00) for those who claim a dependent, are at least sixty-five (65) years old or have a physical disability constituting a substantial handicap to employment may file a claim for sales tax relief. This relief is in the form of a refundable income tax credit.

Estimate: \$43,212,000.00 / 520,746 returns

Data Source: Income Tax Returns

Reliability: 1

¹ Sales tax has not been levied under 68 O.S. § 1370.2.

4. ***Low Income Property Tax Relief***
Citation: 68 O.S. §2907
Description: A refundable income tax credit for an Oklahoma taxpayer, head of household, at least sixty-five (65) years of age or totally disabled, with a gross household income which does not exceed Twelve Thousand Dollars (\$12,000.00). The credit is based on the property tax that exceeds one percent (1%) of the household income, limited to a maximum credit of Two Hundred Dollars (\$200.00).
Estimate: \$226,000.00 / 1,402 returns
Data Source: Income Tax Returns
Reliability: 1

5. ***Oklahoma Earned Income Tax Credit***
Citation: 68 O.S. §2357.43
Description: Allows a refundable Oklahoma Earned Income Tax Credit equal to five percent (5%) of the federal Earned Income Tax Credit.
Estimate: \$31,887,000.00 / 307,253 returns
Data Source: Income Tax Returns
Reliability: 1

6. ***Taxes Paid to another State***
Citation: 68 O.S. §2357
Description: Nonrefundable credit for taxes paid to another state by resident individuals upon personal services compensation.
Estimate: \$33,987,000.00 / 30,753 returns
Data Source: Income Tax Returns
Reliability: 1

7. ***Child Care / Child Tax Credit***
Citation: 68 O.S. §2357
Description: An income tax credit (nonrefundable) for child care expenses in the amount of twenty percent (20%) of the federal child care credit. Beginning with tax year 2008, taxpayers could elect to take the greater of the child care credit or five percent (5%) of the federal child tax credit authorized under the Internal Revenue Code. In both cases, federal adjusted gross income can not exceed One Hundred Thousand Dollars (\$100,000.00). This credit is allowed to residents and part-year residents, subject to proration of Oklahoma adjusted gross income to federal gross income.
Estimate: \$28,991,000.00 / 362,470 returns
Data Source: Income Tax Returns
Reliability: 1

8. ***Child Care Services – Employers***
Citation: 68 O.S. §2357.26
Description: An income tax credit of twenty percent (20%) of the amount paid by employers to provide accredited child care programs for the children of their employees. Unused credit may be carried over for a period of four (4) years.
Estimate: \$33,000.00 / 7 returns
Data Source: Income Tax Returns
Reliability: 1
9. ***Child Care Service Providers***
Citation: 68 O.S. §2357.27
Description: A nonrefundable income tax credit of twenty percent (20%) of eligible expenses incurred by entities primarily engaged in the business of providing child care services. Unused credit may be carried over for a period of four (4) years.
Estimate: \$198,000.00 / 38 returns
Data Source: Income Tax Returns
Reliability: 1
10. ***Gas Used in Manufacturing***
Citation: 68 O.S. §2357
Description: A nonrefundable income tax credit for gas used in manufacturing process. This credit is available to Oklahoma manufacturers who use or consume natural or casinghead gas (with certain limitations) in their manufacturing establishment.
Estimate: \$79,000.00 / 6 returns
Data Source: Income Tax Returns
Reliability: 1
11. ***Water Treatment & Pollution Control Facility***
Citation: 68 O.S. §2357
Description: Income tax credit (nonrefundable) for water treatment facilities and pollution control devices.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1
12. ***Oklahoma Investment/New Jobs²***
Citation: 68 O.S. §2357.4
Description: Income tax credit (nonrefundable) for either an investment in depreciable property used in a manufacturing or processing facility or for a net increase in average levels of employment in said

² Under 62 O.S. §690.4 (Enterprise Zone Incentive and Initiative) the Oklahoma investment/new jobs credit (68 O.S. §2357.4) available to manufacturers and processors located in designated enterprise zones is increased. Estimate is not available for this particular part of the incentive since tax return source data does not differentiate between normal investment / new jobs credit and enterprise zone investment / new jobs credit

12. ***Oklahoma Investment/New Jobs (Continued)***
 facilities. Credits not used can be carried over to subsequent tax years.
Estimate: \$28,497,000.00 / 894 returns
Data Source: Income Tax Returns
Reliability: 1
13. ***Energy Conservation Assistance Fund***
Citation: **68 O.S. §2357.6**
Description: Individuals or corporations are allowed a credit (nonrefundable) against income tax for fifty percent (50%) of monies contributed to the Energy Conservation Assistance Fund described in 63 O.S. §2901.
Estimate: \$21,000.00 / 110 returns
Data Source: Income Tax Returns
Reliability: 1
14. ***Agricultural Processing Facilities***
Citation: **68 O.S. §2357.25**
Description: A nonrefundable income tax credit for Oklahoma agricultural producers who invest in Oklahoma producer-owned agricultural processing cooperatives, ventures or marketing associations.
Estimate: \$2,517,000.00 / 47 returns
Data Source: Income Tax Returns
Reliability: 1
15. ***Oklahoma Coal Production***
Citation: **68 O.S. §2357.11**
Description: Section 2357.11 (B) provides for a nonrefundable coal credit, for the purchase of Oklahoma-mined coal, to businesses providing water, heat, light or power from coal to the citizens of Oklahoma or to those which burn coal to generate heat, light or power for use in manufacturing operations in Oklahoma. An additional credit is allowed for Oklahoma-mined coal purchased.
 Section 2357.11 (D) provides for a nonrefundable coal credit to businesses primarily engaged in mining, producing or extracting coal in this state. A valid permit issued by the Oklahoma Department of Mines must be held. The credit provided for in this paragraph will be allowed for coal mined, produced or extracted in any month in which the average price of coal is Sixty-eight Dollars (\$68.00) or more per ton, excluding freight charges. Credit is transferable and may be claimed up to five (5) years.
Estimate: \$4,276,000.00 / 19 returns
Data Source: Income Tax Returns
Reliability: 1

16. ***Commercial Space Industries Credit***
Citation: 68 O.S. §2357.13
Description: Provides for a nonrefundable income tax credit based on an investment in qualified commercial space industry projects. The credit is five percent (5%) of the eligible capital costs.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1
17. ***Space Vehicle Provider Incentive***
Citation: 68 O.S. §2357.42
Description: Provides for a nonrefundable transferable income tax credit or insurance premium tax credit for investment in a space transportation vehicle provider. This credit sunsetted December 31, 2008, but any credit not used may be carried over for a period of three (3) years.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1
18. ***Investments in Clean-Burning or Electric Motor Vehicles***
Citation: 68 O.S. §2357.22
Description: A one-time nonrefundable income tax credit for conversion of gas or diesel powered vehicles to clean-burning fuel or electricity. The credit is fifty percent (50%) of the cost of investment in the clean-burning fuel or electrical equipment. In cases where no credit is previously claimed and a motor vehicle is purchased with “factory installed” clean-burning fuel or electrical equipment, and the taxpayer elects not to determine the exact investment cost, the credit is limited to ten percent (10%) of the motor vehicle purchase price up to One Thousand Five Hundred Dollars (\$1,500.00). Credit may be carried over for three (3) years.
Estimate: \$15,600,000.00
Data Source: Income Tax Returns
Reliability: 1
19. ***Coast to Coast Airline Service***
Citation: 68 O.S. §2357.28 (Sunset 12/31/2005)
Description: A nonrefundable income tax credit allowed to an establishment that demonstrates commitment to provide nonstop air transportation from this state to either the west coast or the east coast of the continental United States, or both. This credit sunsetted December 31, 2005 but any credit not used may be carried over for a period of three (3) years.
Estimate: \$2,000.00 / 14 returns
Data Source: Income Tax Returns
Reliability: 1

20. ***Ad Valorem Tax***
Citation: 68 O.S. §2537.29
Description: Refundable credit allowed for residential property damaged or destroyed by the tornado or similar cyclonic winds on May 3, 1999, October 9, 2001, or May 8 or 9, 2003.
Estimate: \$26,000.00 / 200 returns
Data Source: Income Tax Returns
Reliability: 1
21. ***Small Business Guaranty Fee***
Citation: 68 O.S. §2357.30
Description: A nonrefundable income tax credit for small business operating within this state for amounts paid to the U.S. Small Business Administration as a guaranty fee pursuant to the obtaining of financing guaranteed by the Small Business Administration. Unused credit may be carried over for a period of five (5) years.
Estimate: \$227,000.00 / 154 returns
Data Source: Income Tax Returns
Reliability: 1
22. ***Health Insurance***
Citation: 68 O.S. §2357.31
Description: A refundable income tax credit to employers (corporations, partnerships, or sole proprietors) who provide health insurance to their employees. This credit is only available to those employers who had not provided health insurance in the past. To be eligible for the credit, the employers must participate in a health care plan approved by the Oklahoma Basic Health Benefits Board. The credit is allowed for a two-year period and is Fifteen Dollars (\$15.00) per month per eligible employee.
Estimate: Zero³
23. ***Wind or Photovoltaic Energy Systems***
Citation: 68 O.S. §2357.32
Description: A nonrefundable income tax credit based on the cost of installing a wind or photovoltaic energy system. The credit is calculated by applying a percentage to the total cost of the system. This percentage varies by year. The maximum allowable cost to which the percentage is applied is Twenty Five Thousand Dollars (\$25,000.00) for residential property and One Hundred Fifty Thousand Dollars (\$150,000.00) for non-residential property. To the extent the credit is not utilized, it may be carried over for a period not to exceed five (5) years.
Estimate: Zero⁴

³ This credit was available only to “state-certified, basic health benefits plans” authorized under 36 O.S. § 6503, which was repealed in 1997.

⁴ Costs for this credit had to be incurred no later than 1995, but any unused credit had a five (5) year carryover.

24. ***Credit for Electricity Generated by Zero-Emission Facilities***
Citation: 68 O.S. §2357.32A
Description: Provides for a nonrefundable income tax credit based on the amount of electricity generated by a qualified zero-emission facility. The credit is transferable and any unused credit may be carried over for a period of ten (10) years.
Estimate: \$1,239,000.00 / 34 returns
Data Source: Income Tax Returns
Reliability: 1
25. ***Tax Credit for Qualified Rehabilitation Expenditures***
Citation: 68 O.S. § 2357.41
Description: Provides for a transferable nonrefundable income tax credit equal to one hundred percent (100%) of the federal rehabilitation credit under Title 26 U.S.C. § 47. Unused credit may be carried over for a period of ten (10) years.
Estimate: \$671,000.00 / 28 returns
Data Source: Income Tax Returns
Reliability: 1
26. ***Credit for Manufacturers of Advanced Small Wind Turbines***
Citation: 68 O.S. §2357.32B
Description: A transferable nonrefundable income tax credit is allowed for Oklahoma manufacturers of advanced small wind turbine products, including rotor blades and alternators. The credit is based on the square footage of rotor-swept area of advanced small wind turbines manufactured in this state. Unused credit may be carried over for a period of ten (10) years.
Estimate: \$775,000.00 / 59 returns
Data Source: Income Tax Returns
Reliability: 1
27. ***Hepatitis Immunization***
Citation: 68 O.S. §2357.33
Description: A nonrefundable income tax credit for amounts paid by a taxpayer operating one or more food service establishments for providing immunizations against Hepatitis A to employees who work in such establishments.
Estimate: \$19,000.00 / 9 returns
Data Source: Income Tax Returns
Reliability: 1
28. ***Tourism Promotion Credit***
Citation: 68 O.S. §§ 2357.34 through 2357.40
Description: Provides for a nonrefundable income tax credit for an investment in a qualified tourism attraction project. The credit is based on the approved costs of the project and is ten percent (10%), if the approved costs are between Five Hundred Thousand Dollars

28. ***Tourism Promotion Credit (Continued)***
(\$500,000.00) and One Million Dollars (\$1,000,000.00); twenty-five percent (25%), if the approved costs are in excess of One Million Dollars (\$1,000,000.00).
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1
29. ***Credit for Donations to Biomedical Research Foundations***
Citation: 68 O.S. §2357.45
Description: A nonrefundable income tax credit for donations to a qualified independent biomedical research institute. The credit is fifty percent (50%) of the amount donated, not to exceed One Thousand Dollars (\$1,000.00). Unused credit may be carried over for a period of four (4) years.
Estimate: \$364,000.00 / 1,321 returns
Data Source: Income Tax Returns
Reliability: 1
30. ***Credit for Qualified Ethanol Facilities***
Citation: 68 O.S. §2357.66
Description: A nonrefundable income tax credit for qualified new ethanol facilities in this state, the construction of which must be completed after July 1, 2003. The facility must be in production at a rate of at least twenty-five percent (25%) of its capacity by December 31, 2006 to qualify.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1
31. ***Film and Music Profit Reinvestment Credit***
Citation: 68 O.S. §2357.101
Description: A nonrefundable income tax credit of twenty-five percent (25%) of the profit from the investment in an existing film for a production company that reinvests to pay for production costs for a new film.
Estimate: \$34,000.00 / 11 returns
Data Source: Income Tax Returns
Reliability: 1
32. ***Credit for Eligible Expenditures Incurred by a Contractor in the Construction of Energy Efficient Residential Property***
Citation: 68 O.S. §2357.46
Description: A nonrefundable income tax credit, not to exceed Four Thousand Dollars (\$4,000.00), for eligible expenditures incurred by a contractor in the construction of energy efficient residential property of two thousand (2,000) square feet or less. The amount of credit allowed but not used in any taxable year may be carried forward as a credit against subsequent income tax liability for a

32. ***Credit for Eligible Expenditures Incurred by a Contractor in the Construction of Energy Efficient Residential Property (Continued)***
 period not exceeding four (4) years following the qualified expenditures. This credit is transferable.
Estimate: \$3,776,000.00 / 207 returns
Data Source: Income Tax Returns
Reliability: 1
33. ***Credit for Eligible Wages Paid by an Employer to an Injured Employee***
Citation: 68 O.S. §2357.47
Description: A nonrefundable income tax credit for eligible wages paid by an employer to an injured employee. The amount of the credit shall be ten percent (10%) of the amount of the gross wages paid to the employee for a period not to exceed ninety (90) days but in no event shall the credit exceed Five Thousand Dollars (\$5,000.00) for each employee of each taxpayer. In no event shall the total credit claimed exceed Twenty-five Thousand Dollars (\$25,000.00) in any one year for any taxpayer.
Estimate: \$31,000.00 / 23 returns
Data Source: Income Tax Returns
Reliability: 1
34. ***Credit for Modification Expenses Paid by an Employer for an Injured Employee***
Citation: 68 O.S. §2357.47
Description: A nonrefundable income tax credit for eligible modification expenses of an employer. The amount of the credit shall be fifty percent (50%) of the amount of the funds expended for eligible modification expenses or new tools or equipment but in no event shall the credit exceed One Thousand Dollars (\$1,000.00) for eligible modification expenses incurred for any single employee. In no event shall the total credit claimed exceed Ten Thousand Dollars (\$10,000.00) in any year for any taxpayer.
Estimate: \$2,500.00 / 2 returns
Data Source: Income Tax Returns
Reliability: 1
35. ***Qualified Recycling Facility***
Citation: 68 O.S. §2357.59
Description: A nonrefundable income tax credit for qualified recycling facilities based upon fifteen percent (15%) of the investment cost. Unused credit may be carried over for a period of fourteen (14) years.
Estimate: \$32,000.00 / 22 returns
Data Source: Income Tax Returns
Reliability: 1

36. ***Investment Incentive Credit***
Citation: 68 O.S. §2357.81
Description: A nonrefundable income tax credit for new or expanded facilities located within certain qualified incentive districts, based on an ad valorem abatement.
Estimate: \$150.00 / 1 return
Data Source: Income Tax Returns
Reliability: 1
37. ***Venture Capital***
Citation: 68 O.S. §2357.7
Description: Provides for a nonrefundable income tax credit of twenty percent (20%) of the amount of investments made in qualified venture capital companies. Any credit not utilized for the year of investment can be carried forward against subsequent income tax liabilities for a period of three (3) years. The unutilized credit is freely transferable for the same three (3) year period.
Estimate: \$12,294,000.00 / 41 returns
Data Source: Income Tax Returns
Reliability: 1
38. ***Investment in Qualified Small Business Capital Companies and Small Business Ventures***
Citation: 68 O.S. §2357.62 and §2357.63
Description: A nonrefundable income tax credit for investments in qualified small business capital companies based on twenty percent (20%) of the qualified investment in the capital company which is subsequently invested in a small business venture, or an in conjunction investment directly in the small business venture. Unused credit may be carried over for a period of three (3) years.
Estimate: \$11,060,000.00 / 286 returns
Data Source: Income Tax Returns
Reliability: 1
39. ***Investment in Rural Venture Capital Companies and Rural Small Business Ventures***
Citation: 68 O.S. §2357.73 and §2357.74
Description: A nonrefundable income tax credit for investments in a qualified rural small business capital company based on thirty percent (30%) of the qualified investment in the capital company which is subsequently invested in an Oklahoma rural small business venture or an in conjunction investment directly in the rural small business venture. Unused credit may be carried over for a period of three (3) years.
Estimate: \$37,406,000.00 / 711 returns
Data Source: Income Tax Returns
Reliability: 1

40. ***Dry Fire Hydrant Credit***
Citation: 68 O.S. §2357.102
Description: A nonrefundable income tax credit of fifty percent (50%) of the purchase of a dry fire hydrant or the cost to provide an acceptable means of water storage for such dry fire hydrant including a pond, tank, or other storage facility with the primary purpose of fire protection within the State of Oklahoma. Unused credit may be carried over for a period of four (4) years.
Estimate: \$45,000.00 / 1 return
Data Source: Income Tax Returns
Reliability: 1
41. ***Poultry Litter Tax Credit***
Citation: 68 O.S. §2357.100
Description: A nonrefundable income tax credit of Five Dollars (\$5.00) per ton of poultry litter purchased from a registered Oklahoma-based poultry operation located within an environmentally sensitive and nutrient-limited watershed which is to be used or spread in a watershed that is not environmentally sensitive and nutrient-limited. Unused credit may be carried over for a period of five (5) years.
Estimate: \$173,000.00 / 111 returns
Data Source: Income Tax Returns
Reliability: 1
42. ***Computer Industry Credit***
Citation: 68 O.S. § 2357.201
Description: For taxable years 2006 through 2013, there is a refundable credit equal to fifteen percent (15%) of qualified capital, wage or training expenditures incurred by business enterprises whose principal activity is data processing services, computer systems design services or other computer related services. Businesses enterprises must have maintained an Oklahoma payroll of at least Eighty-five Million Dollars (\$85,000,000) to qualify for this credit⁵. The total credits per fiscal year cannot exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) each year.
Estimate: Less than five (5) occurrences-Not shown to avoid disclosure of information about specific taxpayers.

⁵ Other requirements to qualify for this credit include seventy-five percent (75%) out-of-state sales; utilization of high speed processing systems in Oklahoma (TPF or zTPF) and a labor force of One Thousand (1,000.00) in Oklahoma.

43. ***Aerospace Industry Credit***
Citation: 68 O.S. § 2357.202
Description: For taxable years 2006 through 2008, there is a refundable credit equal to fifteen percent (15%) of qualified acquisition, repair, maintenance, wage or training expenditures incurred by business enterprises who are engaged in the manufacture of wing components for large commercial aircraft and other aerospace structures and components for commercial and government aerospace products⁶. The total credits claimed per fiscal year cannot exceed One Hundred Fifty Thousand Dollars (\$150,000.00) each year.
Estimate: Less than five (5) occurrences-Not shown to avoid disclosure of information about specific taxpayers.
44. ***Specially Trained Canine Credit***
Citation: 68 O.S. §2357.203
Description: A nonrefundable income tax credit in the amount of fifty percent (50%) of the qualified direct costs associated with the operation of a business enterprise, for which the principal purpose is the rearing of specially trained canines. Unused credit may be carried over for a period of five (5) years.
Estimate: \$129,000.00 / 21 returns
Data Source: Income Tax Returns
Reliability: 1
45. ***Credit for Eligible Biodiesel Facility***
Citation: 68 O.S. §2357.67
Description: A nonrefundable income tax credit for new qualified biodiesel facilities in Oklahoma which must be in production at a rate of at least 25% of its capacity by December 31, 2008. The credit is 20 cents per gallon of biodiesel produced and is allowed for 60 months. An additional credit of 20 cents per gallon of biodiesel produced in excess of its original capacity as a result of an expansion completed after July 1, 2005 but before December 31, 2008 will be allowed. The credit will be allowed for 60 months beginning with the first month for which production from the expanded facility is eligible to receive such tax credit and ending not later than December 31, 2012. The credit may be carried over for five (5) succeeding taxable years.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1

⁶ Another requirement to qualify for this credit is seventy-five percent (75%) out-of-state sales.

46. ***Credit for Eligible Taxpayer's Qualified Railroad Reconstruction or Replacement Expenditures***
Citation: 68 O.S. §2357.104
Description: A nonrefundable income tax credit equal to fifty percent (50%) of an eligible taxpayer's qualified railroad reconstruction or replacement expenditures. The amount of the credit is limited to the product of Six Thousand Dollars (\$6,000.00) and the number of miles of railroad track owned or leased within this state by the eligible taxpayer as of the close of the taxable year provided the taxpayer may only claim one third (1/3) of the credit in any one taxable period.. The credit may be carried over for five (5) succeeding taxable years. This credit is transferable.
Estimate: \$1,130,000.00 / 6 returns
Data Source: Income Tax Returns
Reliability: 1
47. ***Credit for Tuition Reimbursement for Employers in the Aerospace Sector***
Citation: 68 O.S. §2357.302
Description: A nonrefundable income tax credit for a qualified employer for tuition reimbursement to a qualified employee. The amount of the credit shall be fifty percent (50%) of the tuition reimbursed to a qualified employee for the first through fourth years of employment.
Estimate: Effective January 1, 2009
48. ***Credit for Employers in the Aerospace Sector***
Citation: 68 O.S. §2357.303
Description: A nonrefundable income tax credit for a qualified employer for compensation paid to a qualified employee. The amount of the credit shall be ten percent (10%) of the compensation paid for the first through fifth years of employment in the aerospace sector if the qualified employee graduated from an institution located in this state; or five percent (5%) of the compensation paid for the first through fifth years of employment in the aerospace sector if the qualified employee graduated from an institution located outside this state. The credit shall not exceed Twelve Thousand Five Hundred Dollars (\$12,500.00) for each qualified employee annually.
Estimate: Effective January 1, 2009
49. ***Credit for Employees in the Aerospace Sector***
Citation: 68 O.S. §2357.304
Description: A nonrefundable income tax credit for a qualified employee of up to Five Thousand Dollars (\$5,000.00) per year for a period of time not to exceed five (5) years. Any credit claimed, but not used, may be carried over up to five (5) subsequent taxable years.
Estimate: Effective January 1, 2009

50. ***Volunteer Firefighter Credit***
Citation: 68 O.S. §2358.7
Description: A nonrefundable income tax credit of Two Hundred Dollars (\$200.00) for a volunteer firefighter who has completed at least twelve (12) hours toward the Volunteer Firefighter Practices program offered by the OSU Fire Service Training. An income tax credit of Four Hundred Dollars (\$400.00) each year is available for a volunteer firefighter who, after completing at least thirty (30) hours of instruction, and having completed the Volunteer Firefighter Practices program, and meets additional training requirements.
Estimate: \$418,000.00 / 1,719 returns
Data Source: Income Tax Returns
Reliability: 1
51. ***Oklahoma Capital Investment Board***
Citation: 74 O.S. §5085.7
Description: The Oklahoma Capital Investment Board (OCIB) is allowed to sell up to Twenty Million Dollars (\$20,000,000.00) in nonrefundable credits against income tax under certain circumstances per fiscal year.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1
52. ***Wire Transmitter Fee Credit***
Citation: 68 O.S. § 2357.401
Description: Beginning with tax year 2009 there is a nonrefundable income tax credit in the amount of all electronic funds transfers fees paid by individuals or entities pursuant to 63 O.S. § 2-503.1j. Credits earned in 2009 are deferred until tax year 2010. Unused credits may be carried over for a period of five (5) years.
Estimate: Eligible to be claimed beginning with tax year 2010.
53. ***Credit for Financial Institutions Making Loans under the Rural Economic Development Loan Act***
Citation: 68 O.S. §2370
Description: A nonrefundable tax credit in an amount equal to the amount of taxable income received by a participating financial institution pursuant to a loan made under the Rural Economic Development Loan Act. The credit is limited each year to five percent (5%) of the amount of annual payroll certified by the Oklahoma Rural Economic Development Loan Program Review Board. Any credit allowed but not used in a taxable year may be carried forward for a period not to exceed five (5) taxable years.
Estimate: \$35,000.00 / 1 return
Data Source: Income Tax Returns
Reliability: 1

54. ***Credit for Stafford Loan Origination Fee***
Citation: 68 O.S. §2370.3
Description: A nonrefundable tax credit for any state banking association, national banking association, or credit union domiciled in this state for the amount of the origination fee paid by the banking association or credit union to the United States Department of Education pursuant to the "Stafford" loan guaranty program for an Oklahoma resident. The credit may be carried over for five (5) succeeding taxable years
Estimate: \$349,000.00 / 39 returns
Data Source: Income Tax Returns
Reliability: 1
55. ***Oklahoma Research and Development Incentives Act***
Citation: 68 O.S. §54006
Description: A nonrefundable income tax credit for a net increase in the number of full-time-equivalent employees engaged in computer services, data processing or research and development. The amount of the credit is Five Hundred Dollars (\$500.00) for each new employee, but not to exceed fifty (50) new employees. Any credits allowed but not used in any taxable year may be carried over in order to each of the four (4) years following the year of qualification and to the extent not used in those years in order to each of the five (5) years following the initial five-year period.
Estimate: \$14,000.00 / 8 returns
Data Source: Income Tax Returns
Reliability: 1

B. DEDUCTIONS AND EXEMPTIONS

Oklahoma allows deductions and exemptions to taxpayers in computing Oklahoma taxable income under certain conditions.⁷ The amount of deduction or exemption varies by type. Exemptions generally refer to a personal allowance or specific monetary exemption which may be claimed by an individual to reduce Oklahoma taxable income. A tax deduction is a reduction of a taxpayer's total income that decreases the amount of taxable income used in calculating the income tax.

56. ***Oil and Gas Depletion Allowance***
Citation: 68 O.S. §2353
Description: An income tax deduction as an allowance for depletion based upon cost of oil and gas deposit.
Estimate: \$15,651,000.00 / 89,898 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2

⁷ While some of these deductions and exemptions are available for both corporate and individual income tax filers, aggregate data for corporate filers is not available. The tax expenditure estimates in this report, for deductions and exemptions which are available for both corporate and individual filers, reflect only *individual* income tax due to the data limitation.

57. ***Sale of National Historic Landmark***
Citation: 68 O.S. §2357.24
Description: Income tax deduction from taxable income of a resident taxpayer by fifty percent (50%) of any capital gain the owner of a “National Historic Landmark” realizes upon the sale of such landmark to the state.
Estimate: Estimate is not available. This deduction is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income deducted under this expenditure item cannot be estimated.
58. ***Deduction for Living Organ Donation***
Citation: 68 O.S. §2358
Description: Effective for tax year 2008 a one time deduction, for individual taxpayers only, of up to Ten Thousand Dollars (\$10,000.00) is allowed for unreimbursed expenses for the donation of one or more human organs. The donor must donate the organ while living to qualify for the deduction.
Estimate: Estimate is not available. This deduction is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income deducted under this expenditure item cannot be estimated.
59. ***Taxpayers with Physical Disabilities***
Citation: 68 O.S. §2358
Description: Individual Oklahoma resident taxpayers with physical disabilities may deduct the expenditures to modify a motor vehicle, home, or workplace to compensate for their handicap.
Estimate: \$40,000.00 / 447 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
60. ***Nonrecurring Adoption Expenses***
Citation: 68 O.S. §2358
Description: Nonrecurring adoption expenses incurred in connection with the adoption or proposed adoption of a minor may be deducted from Oklahoma adjusted gross income. The deduction shall be limited to Twenty Thousand Dollars (\$20,000.00) per calendar year.
Estimate: \$187,000.00 / 752 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2

61. ***Oklahoma College Savings Plan Act***
Citation: 68 O.S. §2358
Description: Allows for the deduction of up to Ten Thousand Dollars (\$10,000.00) for contributions to an account established under the Oklahoma College Savings Plan Act for each individual taxpayer or Twenty Thousand Dollars (\$20,000.00) for taxpayers filing a joint return.
Estimate: \$2,826,000.00 / 10,362 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
62. ***Members of the Armed Services***
Citation: 68 O.S. §2358
Description: The first One Thousand Five Hundred Dollars (\$1,500.00) of compensation received by an individual from any component of the Armed Services may be deducted from taxable income.⁸ This does not include retirement benefits. Exempts salary and compensation of any member of the Armed Services when detained by the enemy in a conflict, when a prisoner of war or when missing in action.
Estimate: \$1,382,000.00 / 19,298 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
63. ***Itemized/Standard Deductions***
Citation: 68 O.S. §2358
Description: Individual taxpayers may either itemize their deductions or claim an Oklahoma standard deduction. If using itemized deductions, those will be the same as claimed for federal income tax purposes. Taxpayers utilizing the standard deductions are entitled to an Oklahoma standard deduction of Six Thousand Five Hundred Dollars (\$6,500.00) if filing as married filing joint; Four Thousand Eight Hundred Seventy Five Dollars (\$4,875.00) if filing as head of household and Three Thousand Two Hundred Fifty Dollars (\$3,250.00) if filing as single or married filing separate for tax year 2008.⁹
Estimate: \$733,098,000.00 / 1,613,064 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2

⁸ Effective July 1, 2010 and ending December 31, 2014, 100% of income received from United States as salary or compensation, other than retirement benefits, as a member of the Armed Forces is deducted from taxable income. For tax year 2015 and every year thereafter, this deduction will continue if the Board of Equalization determines that the revenue collections meet the criteria set forth in the law. If not, the deduction is limited to \$1,500.00 per person in the Armed Forces.

⁹ Effective for tax year 2010 the Oklahoma standard deduction will equal the federal standard deduction for all filing statuses.

64. ***Federal Income Tax Deduction***
Citation: 68 O.S. §2358
Description: For all taxable years ending after December 31, 1978, and beginning before January 1, 2006, an individual taxpayer may deduct an amount equal to the federal income taxes paid by the taxpayer during the taxable year.
65. ***Swine and Poultry Producers***
Citation: 68 O.S. §2358
Description: Deduction from adjusted gross income for the depreciation allowed for new construction or expansion costs incurred by swine and poultry producers.
Estimate: Estimate is not available. This deduction is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income deducted under this expenditure item cannot be estimated.
66. ***Oklahoma Police Corps Scholarship Program***
Citation: 68 O.S. §2358
Description: Allows for the deduction, by individual taxpayers, of federally taxable scholarship or stipend income if received from the Oklahoma Police Corps Scholarship Program.
Estimate: Estimate is not available. This deduction is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income deducted under this expenditure item cannot be estimated.
67. ***Deduction for Discharge of Farm Indebtedness Income***
Citation: 68 O.S. §2358
Description: Allows for the deduction of income, by individual taxpayers, recognized due to the discharge of farm indebtedness.
Estimate: Estimate is not available. This deduction is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income deducted under this expenditure item cannot be estimated.
68. ***Oklahoma Source Capital Gain Deduction***
Citation: 68 O.S. §2358
Description: Taxpayers may deduct certain qualifying capital gains that are included in federal adjusted gross income or federal taxable income. The qualifying gain must be earned on real or tangible personal property located within Oklahoma; be earned on the sale of stock or ownership interest in an Oklahoma headquartered entity; or be earned on the sale of real property, tangible personal property or intangible personal property located within Oklahoma

68. ***Oklahoma Source Capital Gain Deduction (Continued)***
as part of the sale of all or substantially all of the assets of an Oklahoma headquartered entity or an Oklahoma proprietorship business enterprise.
Estimate: \$76,607,000.00 / 14,381 returns
Data Source: Income Tax Returns
Reliability: 1
69. ***Political Contributions***
Citation: **68 O.S. §2358.3**
Description: Contributions to a political party or to a candidate or candidate committee may be deducted from adjusted gross income. The deduction may not exceed One Hundred Dollars (\$100.00).
Estimate: \$188,000.00 / 27,511 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
70. ***Transfers of Technologies to Small Business***
Citation: **68 O.S. §2358**
Description: Royalty payments received for transfers of technologies to qualified Oklahoma small businesses is exempt from taxable income.
Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.
71. ***Personal Exemption***
Citation: **68 O.S. §2358**
Description: A personal exemption of One Thousand Dollars (\$1,000.00) in lieu of the federal personal exemption is allowed in calculating Oklahoma taxable income for an individual taxpayer.
Estimate: \$137,220,000.00 / 1,509,092 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
72. ***Blind Individuals***
Citation: **68 O.S. §2358**
Description: An income tax exemption of One Thousand Dollars (\$1,000.00) for each individual taxpayer or spouse who is blind at the close of the tax year.
Estimate: \$143,000.00 / 4,705 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2

73. ***Individuals Sixty-five (65) or Older***
Citation: 68 O.S. §2358
Description: An income exemption of One Thousand Dollars (\$1,000.00) for each individual taxpayer or spouse who is sixty-five (65) years of age or older; provided certain income limitations apply.
Estimate: \$651,000.00 / 72,506 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
74. ***Government Retirement Benefits***
Citation: 68 O.S. §2358
Description: Exemption for the first Ten Thousand Dollars (\$10,000.00) of most Oklahoma and federal government retirement benefits which are included in Federal Adjusted Gross Income.
Estimate: \$35,551,000.00 / 84,699 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
75. ***Social Security Benefits***
Citation: 68 O.S. §2358
Description: Exemption for all Social Security benefits to the extent the Social Security benefits are included in Federal Adjusted Gross Income.
Estimate: \$88,897,000.00 / 160,029 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
76. ***Civil Service Retirement in Lieu of Social Security Benefits***
Citation: 68 O.S. §2358
Description: There is a phased-in exemption for certain federal civil service benefits received in lieu of Social Security benefits¹⁰.
Estimate: \$8,477,000.00 / 19,554 returns
Data Source: Income Tax Returns
Reliability: 1
77. ***Military Retirement Benefits***
Citation: 68 O.S. §2358
Description: There is an income tax exemption for military retirement benefits from any component of the Armed Forces of the United States. The exemption amount is the greater of seventy-five percent (75%) of their military retirement benefits or Ten Thousand Dollars (\$10,000.00); but may not exceed the amount included in the Federal Adjusted Gross Income.

¹⁰ Certain federal civil servants were ineligible to participate in the Social Security system during their federal working tenure; instead they paid into a different federal civil service retirement plan. The exemption amount for these retirement benefits was previously limited as all other state and federal retirement benefits. Beginning with tax year 2007, in addition to the \$10,000 exemption afforded to most state government and federal civil service retirees, an additional 20% of these retirement benefits are exempt. The amount increases in 20% increments until these retirement benefits are fully exempt in tax year 2011.

77. ***Military Retirement Benefits (Continued)***
Estimate: \$15,122,000.00 / 25,178 returns
Data Source: Income Tax Returns
Reliability: 1
78. ***Private Retirement Benefits***
Citation: 68 O.S. §2358
Description: Exemption for specified private retirement benefits. The exemption is no more than Ten Thousand Dollars (\$10,000.00) of the amount included in the Federal Adjusted Gross Income. The exemption is limited to taxpayers who meet certain income and filing status requirements¹¹.
Estimate: \$30,402,000.00 / 120,877 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
79. ***Deferred Compensation***
Citation: 68 O.S. §2358
Description: Lump-sum distributions from employer deferred compensation plans, which are not plans within the Internal Revenue Code, deposited in separate bank accounts are excluded from an individual's taxable income.
Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.
80. ***Medical Savings Account***
Citation: 68 O.S. §2358
Description: Contributions made to, and interest earned on, a medical savings account are exempt from an individual's taxable income.
Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.
81. ***Agricultural Commodity Processing Facilities***
Citation: 68 O.S. §2358
Description: Exclusion from taxable income in the amount of fifteen percent (15%) of the investment for new or expanded agricultural commodity processing facilities.
Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore

¹¹ For tax year 2008 Oklahoma Adjusted Gross Income cannot exceed \$125,000.00 for those who file as married joint or qualifying widow (\$62,500.00 for all other filers). This income cap is scheduled to increase in tax year 2009 to \$200,000.00 for married joint and qualifying widow filers (\$100,000.00 for all others). For tax year 2010 no cap will exist for this exemption.

81. ***Agricultural Commodity Processing Facilities (Continued)***
the amount of income exempted under this expenditure item cannot be estimated.
82. ***Indian Employment Exclusion***
Citation: 68 O.S. §2358
Description: Allows for the exclusion of wages not excluded for federal income tax purposes due to the claiming of the federal Indian employment credit.
Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.
83. ***Safety Pays OSHA Consultation Service Exemption***
Citation: 68 O.S. §2358
Description: An employer that utilizes the Safety Pays OSHA Consultation Service provided by the Oklahoma Department of Labor is entitled to a One Thousand Dollar (\$1,000.00) exemption for the tax year the services is utilized.
Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.
84. ***Dividend/Interest Income Exclusion***
Citation: 68 O.S. §2358
Description: Dividend/Interest income exclusion to individual taxpayers of One Hundred Dollars (\$100.00) per person not to exceed Two Hundred (\$200.00) on a joint return.
Estimate: \$2,159,000.00 / 420,376 returns
Data Source: Oklahoma Individual Income Tax Micro-Simulator
Reliability: 2
85. ***Prisoners of War***
Citation: 68 O.S. §2358.1
Description: Income of members of the Armed Forces of the United States and certain civilians who have been detained as prisoners of war or are listed as missing in action is exempt from state income taxes. The income of spouses and dependents of such persons are eligible for an exemption from Oklahoma income tax for the duration of the prisoner of war or missing in action status. Further provides for refund provisions on taxes paid during prisoner of war or missing in action status.
Estimate: Zero
Data Source: Income Tax Returns
Reliability: 1

86. ***Tax Incentives for Inventors***

Citation: 74 O.S. §5064.7

Description: Royalty income is exempt from state income taxes for a period of seven (7) years upon certain products developed and manufactured in Oklahoma. Further, manufacturers may qualify for the Oklahoma Investment/New Jobs Credit (68 O.S. §2357.4) and an income exclusion of sixty-five percent (65%) of depreciable property purchased and directly used in manufacturing the product, not to exceed Five Hundred Thousand Dollars (\$500,000.00).

Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.

87. ***Small Business Incubators – Sponsors***

Citation: 74 O.S. §5075

Description: Income earned by a small business incubator sponsor from rental and service fees is exempt from income tax.

Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.

88. ***Small Business Incubators – Tenants***

Citation: 74 O.S. §5078

Description: Tenants of small business incubators are exempt from income tax on the income earned as a result of the occupancy in the incubator. This exemption is available for a period up to ten (10) years.

Estimate: Estimate is not available. This exemption is commingled with several others on the Oklahoma income tax form 511 and therefore the amount of income exempted under this expenditure item cannot be estimated.

89. ***Income Tax Exemption for Fallout Shelters***

Citation: 63 O.S. §688.4 (Repealed 5/26/2006)

Description: Exemption in computing the amount of Oklahoma adjusted gross income for persons constructing radiation fallout shelters. The exemption is the actual construction cost not to exceed One Thousand Five Hundred Dollars (\$1,500.00) for single family dwellings or Seven Hundred Fifty Dollars (\$750.00) for multi-family units.

C. BONDS, NOTES AND OBLIGATIONS

Oklahoma allows the interest and other income earned on certain bonds, notes, and obligations to not be subject to Oklahoma income tax. Tax return source data does not typically show this data; therefore, estimates are not available.

90. ***Municipal Power Authority***
Citation: 11 O.S. §24-106
Description: All the property of and income, obligations and interest on all the bonds and notes of the Municipal Power Authority are nontaxable.
91. ***Urban Renewal Authorities***
Citation: 11 O.S. §38-115
Description: Income and interest derived from Urban Renewal Authorities' notes and bonds are exempt from all taxes.
92. ***Public Rural Ambulance Service Districts***
Citation: 19 O.S. §1220
Description: Interest earned on and capital gains of securities and other evidences of indebtedness issued by public rural ambulance service districts are exempt from income tax.
93. ***State of Oklahoma Building Bonds***
Citation: 62 O.S. §57.4
Description: All bonds issued pursuant to this act, and the interest thereon, shall not be subject to taxation by the State of Oklahoma.
94. ***State of Oklahoma Building Bonds of 1961***
Citation: 62 O.S. §57.34
Description: Income derived from State of Oklahoma Building Bonds of 1961 shall not be subject to taxation by the State of Oklahoma.
95. ***State Of Oklahoma Building Bonds of 1965***
Citation: 62 O.S. §57.54
Description: Income derived from State of Oklahoma Building Bonds of 1965 shall not be subject to taxation by the State of Oklahoma.
96. ***State of Oklahoma Institutional Building Bonds of 1965***
Citation: 62 O.S. §57.64
Description: Income derived from State of Oklahoma Institutional Building Bonds of 1965 shall not be subject to taxation by the State of Oklahoma.
97. ***Local Industrial Development Act***
Citation: 62 O.S. §660
Description: Bonds issued under the Local Industrial Development Act are exempt from all state taxes.
98. ***University Hospital Authority Revenue Bonds***
Citation: 63 O.S. §3218
Description: Income and gain from the sale of University Hospital Authority Revenue bonds are exempt from taxation by the State of Oklahoma.

99. ***Bond Interest Income***
Citation: 68 O.S. §2358.5
Description: Provides that interest from local government obligations issued after July 1, 2001 by or on behalf of Oklahoma educational institutions, cities, towns, countries or public trusts (in which any of the foregoing are beneficiaries) is exempt from Oklahoma income tax.
100. ***Oklahoma Turnpike Authority***
Citation: 69 O.S. §1714
Description: The Oklahoma Turnpike Authority is not required to pay any taxes or assessments on any project or property acquired under the statute creating and governing the Authority. Any income earned by the Authority, as well as any bond issued by the Authority is exempt from state taxation. In the event the Authority leases property for concessions, that transaction creates a taxable event.
101. ***Oklahoma Educational Television Authority***
Citation: 70 O.S. §23-116
Description: Income earned by the Oklahoma Educational Television Authority and income derived from bonds issued by the Authority are exempt from income tax.
102. ***Oklahoma Student Loan Authority Bonds***
Citation: 70 O.S. §695.3
Description: Bonds and the income from bonds issued by the Oklahoma Student Loan Authority are exempt from income tax.
103. ***Independent School Districts – Stadium, Sports Arena, & Recreation Facilities Construction Revenue Boards***
Citation: 70 O.S. §821.4
Description: Any bond issued pursuant to 70 O.S. §821 et seq. is exempt from income tax.
104. ***Board of Regents of Specific Institutions of Higher Learning Authorized to Issue Tax Exempt Bonds***
Citation: 70 O.S. §4002
Description: Bonds issued by various boards of regents of institutes of higher learning are exempt from income tax.
105. ***Oklahoma Tuition Trust***
Citation: 70 O.S. §6014
Description: The property and income of the Oklahoma Tuition Trust are exempt from taxation. Purchasers of advance tuition payments administered by the Oklahoma Tuition Trust are allowed to deduct those payments from taxable income in the year the purchase was made.

106. ***Oklahoma Industrial Finance Authority – State Industrial Finance Bonds***
Citation: 74 O.S. §856
Description: Income derived from bonds of Oklahoma Industrial Finance Authority is exempt from income tax.
107. ***Native American Cultural & Educational Authority of Oklahoma***
Citation: 74 O.S. §1226.10
Description: The Native American Cultural & Educational Authority of Oklahoma is exempt from paying taxes on any project or property acquired or used by the Authority. This includes income from the property of the Authority.
108. ***Oklahoma Development Finance Authority Bonds***
Citation: 74 O.S. §5062.11
Description: Income derived from bonds issued by the Oklahoma Development Finance Authority is exempt from income tax.
109. ***Credit Enhancement Reserve Fund General Obligation Bonds Issued by the Oklahoma Development Finance Authority***
Citation: 74 O.S. §5063.18
Description: Interest and income from Credit Enhancement Reserve Fund General Obligation bonds issued by the Oklahoma Development Finance Authority are exempt from income tax.
110. ***Irrigation Districts***
Citation: 82 O.S. §277.17
Description: All bonds, notes, and warrants, as well as interest thereon, issued pursuant to the Oklahoma Irrigation District Act are exempt from income tax.
111. ***Conservancy Districts/Conservancy Bonds***
Citation: 82 O.S. §277.17
Description: Interest on any bond, note or warrant issued by a conservancy district is exempt from income tax.
112. ***Grand River Dam Authority***
Citation: 82 O.S. §876
Description: Bonds and interest on bonds issued by the Grand River Dam Authority are exempt from income tax.
113. ***Water Resources Board Investment Certificates***
Citation: 82 O.S. §1085.33
Description: Income derived from Water Resources Board Investment Certificates is exempt from income tax.

114. ***Port Authority Bonds***
Citation: 82 O.S. §1124
Description: Income derived from bonds issued by Port Authorities is exempt from income tax.
115. ***Regional Water Districts***
Citation: 82 O.S. §1274
Description: Interest and capital gains on obligations, securities, and evidences of indebtedness of regional water districts are exempt from income tax.
116. ***Rural Water, Sewer, Gas & Solid Waste Management Districts***
Citation: 82 O.S. §1324.22
Description: Interest and capital gains on securities or evidences of indebtedness of rural water, sewer, gas, and solid waste management districts are exempt from income tax.
117. ***Oklahoma Tourism and Recreation Commission***
Citation: 74 O.S. §1869 (Repealed 11/1/2005)
Description: Property controlled and operated, as well as bonds issued by the Oklahoma Tourism and Recreation Commission is exempt from income tax.

D. EXEMPT ENTITIES

Oklahoma statutes allow for a variety of entities to be exempt from Oklahoma income tax. These include certain governmental entities, quasi-governmental agencies and certain other tax-exempt organizations. Most of these entities do not have income tax filing requirements with the Oklahoma Tax Commission and therefore an estimate of the tax expenditure is not available.

118. ***Airport Property & Income***
Citation: 3 O.S. §65.17
Description: Income earned by municipalities operating an airport for public purposes is exempt from income tax.
119. ***Investment of Surplus Funds of Cemetery Corporations***
Citation: 8 O.S. §17
Description: Surplus funds of cemetery corporations to be invested in secure real estate or securities to ensure perpetual maintenance and improvement of the cemetery are exempt from income tax.
120. ***Municipal Power Authority***
Citation: 11 O.S. §24-106
Description: All the property of and income, obligations and interest on all the bonds and notes of the Municipal Power Authority are nontaxable.

121. ***Rural Electric Cooperatives***
Citation: 18 O.S. §437.25
Description: Income earned by rural electric cooperatives is exempt from income tax.
122. ***Oklahoma Property and Casualty Insurance Guaranty Association***
Citation: 36 O.S. §2017
Description: The Oklahoma Property and Casualty Insurance Guaranty Association is exempt from payment of all fees and all taxes levied by the State of Oklahoma.
123. ***Oklahoma Life and Health Insurance Guaranty Association***
Citation: 36 O.S. §2040
Description: The Oklahoma Life and Health Insurance Guaranty Association is exempt from payment of all fees and all taxes levied by the State of Oklahoma, except taxes levied on real property.
124. ***Nonprofit Hospital Service and Medical Indemnity Corporations***
Citation: 36 O.S. §2617
Description: Income earned by nonprofit hospital service and medical indemnity corporations is exempt from income tax.
125. ***Nonprofit Optometric Service and Indemnity Corporations***
Citation: 36 O.S. §2665
Description: Income earned by nonprofit optometric service and indemnity corporations is exempt from income tax.
126. ***Nonprofit Dental Service Corporations***
Citation: 36 O.S. §2685
Description: Income earned by nonprofit dental service corporations is exempt from Oklahoma income tax.
127. ***Nonprofit Chiropractic Service Corporations***
Citation: 36 O.S. §2691.15
Description: Income earned by nonprofit chiropractic service corporations is exempt from Oklahoma income tax.
128. ***Housing Authorities***
Citation: 63 O.S. §1066
Description: Property and funds of housing authorities are exempt from all state taxes. This tax exemption does not apply to any portion of the project used by a profit-making enterprise.

129. ***Exempt Organizations***
Citation: 68 O.S. §2359
Description: This provision exempts certain organizations from Oklahoma income tax. The exemption includes organizations exempt from taxation under provisions of the Internal Revenue Code and insurance companies paying a tax on gross premiums.
130. ***Oklahoma Turnpike Authority***
Citation: 69 O.S. §1714
Description: The Oklahoma Turnpike Authority is not required to pay any taxes or assessments on any project or property acquired under the statute creating and governing the Authority. Any income earned by the Authority, as well as any bond issued by the Authority is exempt from state taxation. In the event the Authority leases property for concessions, that transaction creates a taxable event.
131. ***Oklahoma Educational Television Authority***
Citation: 70 O.S. §23-116
Description: Income earned by the Oklahoma Educational Television Authority and income derived from bonds issued by the Authority are exempt from income tax.
132. ***Oklahoma Tuition Trust***
Citation: 70 O.S. §6014
Description: The property and income of the Oklahoma Tuition Trust are exempt from taxation. Purchasers of advance tuition payments administered by the Oklahoma Tuition Trust are allowed to deduct those payments from taxable income in the year the purchase was made.
133. ***Native American Cultural & Educational Authority of Oklahoma***
Citation: 74 O.S. §1226.10
Description: The Native American Cultural & Educational Authority of Oklahoma is exempt from paying taxes on any project or property acquired or used by the Authority. This includes income from the property of the Authority.
134. ***Export Trading Companies***
Citation: 74 O.S. §2106
Description: Income earned by “Export Trading Companies” is exempt from state income taxes for two years from the date the Director of the Oklahoma Department of Commerce certifies said corporation as a qualified Export Trading Company.
135. ***Oklahoma Center for the Advancement of Science and Technology***
Citation: 74 O.S. §5060.9
Description: Income earned by the Oklahoma Center for the Advancement of Science and Technology is exempt from income tax.

136. ***Service Warranty Associations***
Citation: 36 O.S. §6606 (Repealed effective 7/1/2009)
Description: Securities deposited with the Insurance Commissioner by Service Warranty Associations to ensure faithful performance of their obligations are not subject to taxation.
137. ***Ottawa Reclamation Authority***
Citation: 45 O.S. §814 (Repealed effective 6/6/2006)
Description: All loans, interest on loans, and all other property owned by the Ottawa Reclamation Authority are exempt from income tax.
138. ***Oklahoma Tourism and Recreation Commission***
Citation: 74 O.S. §1869 (Repealed effective 11/1/2005)
Description: Property controlled and operated, as well as bonds issued by the Oklahoma Tourism and Recreation Commission are exempt from income tax.

E. MISCELLANEOUS TAX EXPENDITURES

Four (4) tax expenditures are categorized as miscellaneous, Qualified Refinery Property, Cost of Complying with Sulfur Regulations, Net Operating Losses and Income Averaging for Farmers.

139. ***Qualified Refinery Property***
Citation: 68 O.S. §2357.204
Description: Qualified Oklahoma refineries may elect to expense the cost of qualified refinery property that is not chargeable to a capital account.
Estimate: Estimate is not available. This expense is commingled with several others on the Oklahoma income tax return; therefore the amount of the costs expensed under this expenditure item cannot be estimated.
140. ***Cost of Complying with Sulfur Regulations***
Citation: 68 O.S. §2357.205
Description: Qualified Oklahoma refineries may elect to allocate all or a portion of the cost of complying with sulfur regulations to its owners
Estimate: Estimate is not available. This expense is commingled with several others on the Oklahoma income tax return; therefore the amount of the costs allocated under this expenditure item cannot be estimated.
141. ***Net Operating Losses***
Citation: 68 O.S. §2358
Description: Oklahoma net operating losses can be used to offset another year's taxable income. For losses incurred between tax years 1996 and 2000, losses may only be carried forward. For losses incurred in tax year 2001 and subsequent years, losses may either be carried forward or carried back, at the option of the taxpayer.

141. *Net Operating Losses (Continued)*

Estimate: \$15,479,000.00 / 13,405 returns (individual income tax returns only)

Data Source: Oklahoma Individual Income Tax Micro-Simulator

Reliability: 2

142. *Income Averaging for Farmers*

Citation: 68 O.S. §2358.4

Description: Allows farmers to elect to compute Oklahoma income tax using the income averaging method.

Estimate: Estimate is not available due to insufficient number of returns filed using this option.

III. SALES AND USE TAX

1. ***Rural Electric Cooperatives***
Citation: 18 O.S. §437.25
Description: Purchases by rural electric cooperatives and foreign corporations transacting business under the Rural Electric Cooperative Act.
Estimate (Sales Tax): \$6,363,000.00
Data Source: OU/OSU Group
Reliability: 3

2. ***Rural Water and Sewer Districts***
Citation: 18 O.S. §863
Description: Purchases by nonprofit corporations organized for the purpose of developing and providing rural water supply and sewage disposal facilities.
Estimate (Sales Tax): N/A

3. ***Rural Ambulance Service Districts***
Citation: 19 O.S. §1220
Description: Purchases made by rural ambulance service districts.
Estimate (Sales Tax): N/A

4. ***Oklahoma Property and Casualty Insurance Guaranty Association***
Citation: 36 O.S. §2017
Description: Purchases made by the Oklahoma Property and Casualty Insurance Guaranty Association.
Estimate (Sales Tax): Minimal
Data Source: Industry Sources
Reliability: 3

5. ***Oklahoma Life and Health Insurance Guaranty Association***
Citation: 36 O.S. §2040
Description: Purchases made by the Oklahoma Life and Health Insurance Guaranty Association.
Estimate (Sales Tax): Minimal
Data Source: Industry Sources
Reliability: 3

6. ***Manufacturers of Low-Point Beer***
Citation: 37 O.S. §163.3
Description: Purchases of machinery and equipment directly used in the manufacture, within the state, of low-point beer.
Estimate (Sales Tax): Minimal
Data Source: OU/OSU Group
Reliability: 3

7. ***Oklahoma Housing Authority***
Citation: 63 O.S. §1066
Description: Purchase of property by an Oklahoma housing authority.
Estimate (Sales Tax): \$29,000.00
Data Source: OU/OSU Group
Reliability: 3

8. ***Newspapers and Periodicals***
Citation: 68 O.S. §1354
Description: Sales of newspapers and periodicals
Estimate (Sales Tax): \$17,000,000.00
Data Source: OU/OSU Group
Reliability: 3

9. ***Water, Sewage and Refuse Services***
Citation: 68 O.S. §1354
Description: Sales of water, sewage, and refuse services.
Estimate (Sales Tax): \$13,000,000.00
Data Source: OU/OSU Group
Reliability: 3

10. ***Tourism Broker Transportation Services***
Citation: 68 O.S. §1354
Description: Transportation services provided by a tourism service broker which are incidental to the rendition of tourism brokerage services.
Estimate (Sales Tax): \$489,000.00
Data Source: OU/OSU Group
Reliability: 3

11. ***Funeral Home Transportation Services***
Citation: 68 O.S. §1354
Description: Transportation services provided by a funeral establishment to family members and other persons for purposes of conducting a funeral in this state.
Estimate (Sales Tax): \$291,000.00
Data Source: OU/OSU Group
Reliability: 3

12. ***Scientific/Educational Lab Printing***
Citation: 68 O.S. §1354
Description: Services of printing, copying or photocopying by a privately owned scientific and educational library.
Estimate (Sales Tax): Minimal
Data Source: OU/OSU Group
Reliability: 3

13. ***Credit for Contractors after Sales Tax Increase***
Citation: 68 O.S. §1354
Description: Credit for taxes paid by a contractor for purchases made subsequent to the date of a contract entered into prior to the effective date of an increase in the sales tax levied.
Estimate (Sales Tax): Zero
Data Source: OU/OSU Group
Reliability: 3
14. ***Leases of Motor Vehicles***
Citation: 68 O.S. §1355
Description: Leases for a period of twelve (12) months or more of motor vehicles.
Estimate (Sales Tax): N/A
15. ***Leases of Aircraft***
Citation: 68 O.S. §1355
Description: Leases of aircraft upon which the owners have paid the aircraft excise tax or are exempt from such tax.
Estimate (Sales Tax): N/A
16. ***United States Government***
Citation: 68 O.S. §1356
Description: Sales of property or services to the United States Government.
Estimate (Sales Tax): Zero¹²
17. ***State of Oklahoma***
Citation: 68 O.S. §1356
Description: Sales of property or services to the State of Oklahoma and its political subdivisions.
Estimate (State Tax): \$92,000,000.00
Data Source: OU/OSU Group
Reliability: 3
18. ***Agents of the United States Government***
Citation: 68 O.S. §1356
Description: Sales to agents of the United States government wherein ownership and possession transfer immediately to the United States government.
Estimate (Sales Tax): Zero¹³

¹² All expenditures involving the United States are given an estimate of zero. This estimate is provided since the State cannot levy a tax upon the federal government under the decision of the U.S. Supreme Court.

19. ***Federally Funded Facility***
Citation: 68 O.S. §1356
Description: Sales of property to agents appointed by a political subdivision of this state if such sale is associated with the development of a qualified federal facility.
Estimate (State Tax): Zero
Data Source: Tax Commission Records
Reliability: 1
20. ***County, District, or State Fair Authorities***
Citation: 68 O.S. §1356
Description: Sales made by county, district or state fair authorities of this state upon the premises of the fair authority, for the sole benefit of the fair authority.
Estimate (Sales Tax): N/A
21. ***School Cafeterias***
Citation: 68 O.S. §1356
Description: Sale of food in cafeterias or lunch rooms by elementary schools, high schools, colleges or universities.
Estimate (Sales Tax): \$6,017,000.00
Data Source: OU/OSU Group
Reliability: 3
22. ***Fraternal, Religious, Civic, Charitable or Educational Societies***
Citation: 68 O.S. §1356
Description: Dues paid to fraternal, religious, civic, charitable or educational societies or organizations by regular members thereof.
Estimate (Sales Tax): \$3,567,000.00
Data Source: OU/OSU Group
Reliability: 3
23. ***Churches***
Citation: 68 O.S. §1356
Description: Sales of property or services to or by churches.
Estimate (Sales Tax): \$5,439,000.00
Data Source: OU/OSU Group
Reliability: 3
24. ***Charitable Purposes***
Citation: 68 O.S. §1356
Description: Sales by nonprofit organizations making sales on behalf of or at the request of a church or churches during one single three (3) day period each year, where the proceeds are used for charitable purposes.
Estimate (Sales Tax): N/A

25. ***Admission Tickets (College or University)***
Citation: 68 O.S. §1356
Description: Amount of proceeds from sale of admission tickets which is separately stated on the ticket for repayment of money borrowed by any state-supported college or university for the purpose of constructing or enlarging any facility.
Estimate (Sales Tax): N/A
26. ***Council Organizations***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to Council Organizations of the Boy Scouts of America, Girl Scouts of U.S.A. and Campfire USA.
Estimate (Sales Tax): \$70,000.00
Data Source: OU/OSU Group
Reliability: 3
27. ***Subdivisions or Agencies of the State***
Citation: 68 O.S. §1356
Description: Sales of property or services to any county, municipality, rural water district, public school district, the institutions of The Oklahoma State System of Higher Education, the Grand River Dam Authority, the Northeast Oklahoma Public Facilities Authority, Oklahoma Municipal Power Authority, City of Tulsa Rogers County Port Authority, Muskogee City-County Port Authority, the Oklahoma Department of Veterans Affairs, the Broken Bow Economic Development Authority, Ardmore Development Authority, Durant Industrial Authority, Oklahoma Ordnance Works Authority, Central Oklahoma Master Conservancy District, Arbuckle Master Conservancy District, Fort Cobb Master Conservancy District, Foss Reservoir Master Conservancy District, Mountain Park Master Conservancy District, Waurika Lake Master Conservancy District and Department of Central Services only when carrying out a public construction contract on behalf of the Oklahoma Department of Veterans Affairs. The exemption also extends to persons who have entered into a public contract with any of the above-named subdivisions or agencies.
Estimate (Sales Tax): \$114,440,000.00
Data Source: OU/OSU Group
Reliability: 3
28. ***Private Education Institutions***
Citation: 68 O.S. §1356
Description: Sales to private institutions of higher education and private elementary and secondary institutions of education accredited by the State Department of Education.
Estimate (Sales Tax): \$3,068,000.00

28. ***Private Education Institutions (Continued)***
Data Source: OU/OSU Group
Reliability: 3
29. ***Tuition and Educational Fees***
Citation: **68 O.S. 1356**
Description: Tuition and educational fees paid to private institutions of higher education and private elementary and secondary institutions of education accredited by the State Department of Education.
Estimate (Sales Tax): \$19,464,000.00
Data Source: OU/OSU Group
Reliability: 3
30. ***Sales by Schools***
Citation: **68 O.S. §1356**
Description: Sales of tangible personal property by a public school, private school (K-12), public school district, public or private school board, public or private school student group or organization, parent-teacher association or organization, or public or private school personnel for the purpose of raising funds.
Estimate (Sales Tax): \$6,577,000.00
Data Source: OU/OSU Group
Reliability: 3
31. ***4-H Clubs***
Citation: **68 O.S. §1356**
Description: Sales of tangible personal property by local, county, state or regional 4-H clubs, 4-H councils, 4-H committees, 4-H leader associations, 4-H foundations, and 4-H camps and training centers for the purpose of raising funds.
Estimate (Sales Tax): Minimal
Data Source: OU/OSU Group
Reliability: 3
32. ***Athletic Event Admission Tickets***
Citation: **68 O.S. §1356**
Description: Exemption for the first Seventy-five Thousand Dollars (\$75,000.00) of gross receipts each year from sale of tickets and concessions at athletic events by organizations exempt from taxation under 26 U.S.C. §501(c)(4).
Estimate (Sales Tax): N/A
33. ***Promotional Items***
Citation: **68 O.S. §1356**
Description: Items or services which are given away by the Department of Tourism as promotional items.
Estimate (Sales Tax): N/A

34. ***Volunteer Fire Departments***
Citation: 68 O.S. §1356
Description: Sales of property or services to volunteer fire departments for use by the fire department.
Estimate (Sales Tax): N/A
35. ***Complimentary Admission Tickets***
Citation: 68 O.S. §1356
Description: Free tickets for admission to places of amusement, sports, or other activities which are issued through a box office operated by a state institution of higher education or by a municipality.
Estimate (Sales Tax): Minimal
Data Source: OU/OSU Group
Reliability: 3
36. ***Sales by Fire Departments***
Citation: 68 O.S. §1356
Description: Exemption for the first Fifteen Thousand Dollars (\$15,000.00) of gross receipts each year from sales of tangible personal property by fire departments organized pursuant to Title 11, 18 or 19 of the Oklahoma Statutes for the purpose of raising funds.
Estimate (Sales Tax): \$471,000.00
Data Source: OU/OSU Group
Reliability: 3
37. ***Boys and Girls Clubs of America***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to any Boys and Girls Clubs of America affiliate in this state which is not affiliated with the Salvation Army.
Estimate (Sales Tax): \$45,000.00
Data Source: OU/OSU Group
Reliability: 3
38. ***Court-Adjudicated Juvenile Facility***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to any federally tax exempt organization that takes court-adjudicated juveniles for purposes of rehabilitation.
Estimate (Sales Tax): Minimal
Data Source: OU/OSU Group
Reliability: 3

39. ***Qualified Health Centers***
Citation: 68 O.S. §1356
Description: Sales of property and services to federally-qualified health centers, migrant health centers, indigent health care centers, and qualifying community-based health centers.
Estimate (Sales Tax): N/A
40. ***Dues or Fees Paid to YMCAs or YWCAs***
Citation: 68 O.S. §1356
Description: Dues or fees paid to YMCAs, YWCAs, or municipally-owned recreation centers for use of facilities or programs.
Estimate (Sales Tax): N/A
41. ***Cultural Organizations***
Citation: 68 O.S. §1356
Description: The first Fifteen Thousand Dollars (\$15,000.00) each year from sales by or to cultural organizations.
Estimate (Sales Tax): \$1,680,000.00
Data Source: Tax Commission Records
Reliability: 2
42. ***Museums***
Citation: 68 O.S. §1356
Description: Sales of property or services to museums or other entities accredited by the American Association of Museums.
Estimate (Sales Tax): \$97,000.00
Data Source: Industry Sources
Reliability: 3
43. ***Museum Admission Tickets***
Citation: 68 O.S. §1356
Description: Sales of tickets for admission to museums accredited by the American Association of Museums.
Estimate (Sales Tax): \$280,000.00
Data Source: Industry Sources
Reliability: 3
44. ***Children's Homes***
Citation: 68 O.S. §1356
Description: Sales of property or services to children's homes which are supported by one or more churches whose members serve as trustees of the home.
Estimate (Sales Tax): N/A

45. ***Disabled American Veterans***
Citation: 68 O.S. §1356
Description: Sales of property or services to the organization known as Disabled American Veterans, Department of Oklahoma, Inc., and subordinate chapters thereof.
Estimate (Sales Tax): N/A
46. ***Youth Camps***
Citation: 68 O.S. §1356
Description: Sales of property or services to youth camps supported or sponsored by one or more churches whose members serve as trustees of the organization.
Estimate (Sales Tax): N/A
47. ***University Hospital Trust***
Citation: 68 O.S. §1356
Description: Transfer of property from University Hospitals Authority to University Hospitals Trust.
Estimate (Sales Tax): Zero
Data Source: Tax Commission Records
Reliability: 1
48. ***Lease or Lease-Purchase Agreement***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to a municipality, county or school district pursuant to a lease or lease-purchase agreement between the vendor and a municipality, county or school district.
Estimate: N/A
49. ***Spaceport Operations***
Citation: 68 O.S. §1356
Description: (A) Sales of tangible personal property or services to any spaceport user.
(B) Sale, use, storage, consumption, or distribution of any satellite or associated launch vehicle, including components, parts and motors, imported or caused to be imported into this state for the purpose of export by means of launching into space.
(C) Sale, lease, use, storage, consumption, or distribution in this state of any space facility, space propulsion system or space vehicle, satellite, or station of any kind possessing space flight capacity, including components thereof.
(D) Sale, lease, use, storage, consumption, or distribution in this state of tangible personal property placed on or used aboard any space facility, space propulsion system or space vehicle, satellite, or station possessing space flight capacity.

49. *Spaceport Operations (Continued)*

(E) Sale, lease, use, storage, consumption, or distribution in this state of tangible personal property meeting the definition of “section 38 property” as defined in Section 48 (a)(1)(A) and (B)(i) of the Internal Revenue Code of 1986, that is an integral part of and used primarily in support of space flight.

(F) Purchase or lease of machinery and equipment for use at a fixed location in this state, which is used exclusively in the manufacturing, processing, compounding, or producing of any space facility, space propulsion system or space vehicle, satellite, or station of any kind possessing space flight capacity.

Estimate (Sales Tax): Zero
Data Source: Tax Commission Records
Reliability: 1

50. *Admission Tickets Surcharge*

Citation: 68 O.S. §1356

Description: Amount of surcharge or any other amount which is separately stated on an admission ticket which is imposed, collected and used for the sole purpose of constructing, remodeling or enlarging facilities of a public trust having a municipality or county as its sole beneficiary.

Estimate: N/A

51. *State Parks*

Citation: 68 O.S. §1356

Description: Purchases of items used in or for the benefit of the state parks by a 501(c)(3) organization whose purpose is to support one or more state parks.

Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1

52. *Parking Privileges*

Citation: 68 O.S. §1356

Description: Sale, lease, or use of parking privileges by an institution of The Oklahoma State System of Higher Education.

Estimate: N/A

53. *Campus Construction Projects*

Citation: 68 O.S. §1356

Description: Sales of tangible personal property or services for use on campus construction projects for the benefit of institutions of The Oklahoma State System of Higher Education or private institutions of higher education accredited by the Oklahoma State Regents for Higher Education when such projects are financed by or through the use of nonprofit entities which are exempt from taxation

53. ***Campus Construction Projects (Continued)***
pursuant to the provisions of the Internal Revenue Code, 26 U.S.C., Section 501(c)(3).
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1
54. ***School Construction Projects***
Citation: **68 O.S. §1356**
Description: Sales of tangible personal property or services for use on school construction projects for the benefit of any public school or school district when such projects are financed by or through nonprofit entities exempt from taxation pursuant to 26 U.S.C. 501(c)(3).
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1
55. ***National Championship Sports Event***
Citation: **68 O.S. §1356**
Description: Sales of tangible personal property or services by a nonprofit organization made in the course of conducting a national championship sports event, if a portion of the payment would qualify as the receipt of a qualified sponsorship payment.
Estimate (Sales Tax): N/A
56. ***Robotics***
Citation: **68 O.S. §1356**
Description: Sales of tangible personal property or services to or by nonprofit organizations affiliated with a comprehensive university within the Oklahoma State System of Higher Education providing education and teachers training relating to robotics.
Estimate (Sales Tax): Minimal
Data Source: Industry Sources
Reliability: 3
57. ***Youth Athletic Teams***
Citation: **68 O.S. §1356**
Description: The first Fifteen Thousand Dollars (\$15,000.00) in sales of tangible personal property to or by youth athletic teams which are part of an organization which is exempt from taxation pursuant to 501(c)(4) of the Internal Revenue Code, which are made to raise money for the team.
Estimate (Sales Tax) : N/A

58. ***Championship Event Tickets***
Citation: 68 O.S. §1356
Description: Sales of tickets to college athletic events at venues owned or operated by a municipality or a public trust of which the municipality is the sole beneficiary which are part of a tournament to determine regional or national championships at the college or university level.
Estimate: N/A
59. ***Oklahoma City National Memorial***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to or by a nonprofit organization operating the Oklahoma City National Memorial and Museum.
Estimate: N/A
60. ***Veterans' Organizations***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to nonprofit veterans' organizations which furnish support to area veterans' organizations to be used for the purpose of constructing a memorial or museum.
Estimate: N/A
61. ***Public Libraries***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services made on or after July 1, 2003 to nonprofit organizations that are expending monies received from a private foundation grant in conjunction with expenditures of local sales tax revenue to construct a local public library.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1
62. ***Bordering States***
Citation: 68 O.S. 1356
Description: Sales of tangible personal property and services to bordering states or their political subdivisions but only to the extent those states afford this state and its political subdivisions the same sales tax treatment.
Estimate: N/A

63. ***Career Technology Student Organization***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to the Career Technology Student Organizations under the supervision of the Oklahoma Department of Career and Technology Education.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
64. ***Improvements or Expansions of Hospitals or Nursing Homes***
Citation: 68 O.S. §1356
Description: Purchases made to improve or expand hospital and nursing homes owned and operated by cities, towns, counties or multiples of them or by public trusts having these units of political subdivision as their beneficiary or to organizations exempt pursuant to Section 501(c)(3) of the Internal Revenue Code, or to the contractor or subcontractor with one of the above named types of entities.
Estimate: \$650,000.00
Data Source: Tax Commission Records
Reliability: 1
65. ***Specialized Facilities Serving Physically and Mentally Handicapped Persons***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property and services to an organization, which assists, trains, educates, and provides housing for physically and mentally handicapped persons and which is exempt from taxation pursuant to the provisions of the Internal Revenue Code, 26 U.S.C., Section 501(c)(3); and provided that the organization receives at least eighty-five percent (85%) of its annual budget from state or federal funds.
Estimate: \$100,000.00
Data Source: Tax Commission Records
Reliability: 1
66. ***Neighborhood Watch Organizations***
Citation: 68 O.S. §1356
Description: The first Two Thousand Dollars (\$2,000.00) in sales yearly to, by or for the benefit of the first two thousand (2,000) neighborhood watch organizations to apply which are working directly with law enforcement.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2

67. ***Organization Providing Services during the Day to Homeless Persons***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property to an organization exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code, organized primarily for the purpose of providing services to homeless persons during the day.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
68. ***Organization Providing Funding for the Preservation and Conservation of Wetlands and Habitat for Wild Ducks and Turkeys***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to or by an organization exempt from taxation pursuant to § 501(c)(3) of the Internal Revenue Code, for events the principal purpose of which is to provide funding for the preservation of wetlands and habitat for wild ducks and wild turkeys.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
69. ***Organization which is Part of a Network of Autonomous Member Organizations***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to an organization exempt from taxation pursuant to § 501(c)(3) of the Internal Revenue Code that is part of a network of community-based, autonomous member organizations that meet the following criteria:
(A) Serve people with workplace disadvantages and disabilities by providing job training and employment services, as well as job placement opportunities and post-employment support,
(B) Has locations in the United States and at least twenty (20) other countries,
(C) Collects donated clothing and household goods to sell in retail stores and provides contract labor services to business and government, and
(D) Provides documentation to the Oklahoma Tax Commission that over seventy-five percent (75%) of its revenues are channeled into employment, job training and placement programs and other critical community services.
Estimate: \$104,000.00
Data Source: Industry Sources
Reliability: 3

70. ***Tickets to National Basketball Association and National Hockey League Games***
Citation: 68 O.S. §1356
Description: Sales or gift of tickets to National Basketball Association or National Hockey League Games.
Estimate: \$1,905,000.00
Data Source: Industry Sources
Reliability: 3
71. ***Admission to Professional Sporting Events***
Citation: 68 O.S. §1356
Description: Admissions to professional sporting events involving ice hockey baseball, basketball, football or arena football, or soccer.
Estimate: \$563,000.00
Data Source: Industry Sources
Reliability: 3
72. ***Tickets to an Annual Event Sponsored by an Educational and Charitable Organization of Women***
Citation: 68 O.S. §1356
Description: Admissions to an annual event sponsored by an educational and charitable organization of women, exempt from taxation pursuant to 501(c)(3) of the Internal Revenue Code which promotes volunteerism, developing the potential of women and improving the community through the effective action and leadership of trained volunteers.
Estimate: N/A
73. ***Community Mental Health Center***
Citation: 68 O.S. § 1356
Description: Sales of tangible personal property or services to any community mental health center as defined in 43A O.S. §3-302.
Estimate: \$423,000.00
Data Source: Industry Sources
Reliability: 3
74. ***Community Health Charities Member Organizations***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to an organization primarily engaged either in providing educational services and programs concerning health-related diseases and conditions to individuals suffering from such health-related diseases and conditions or their caregivers and family members or support to such individuals, or in health-related research as to such diseases and conditions, or both. Such organization must itself be a member of a tax-exempt organization that is primarily engaged in advancing the purposes of its member organizations through fundraising, public awareness or other efforts for the benefit of its member organizations. In order to qualify for the exemption, the

74. ***Community Health Charities Member Organizations (Continued)***
 member nonprofit organization shall be required to provide proof to the Oklahoma Tax Commission of its membership status in the membership organization
Estimate: \$83,000.00
Data Source: Industry Sources
Reliability: 3
75. ***National Volunteer Women's Service Organization***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to or by an organization which is part of a national volunteer women's service organization dedicated to promoting patriotism, preserving American history and securing better education for children and which has at least one hundred sixty-eight thousand (168,000) members in three thousand (3,000) chapters across the United States.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
76. ***YMCA or YWCA***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to or by a YMCA or YWCA organization.
Estimate: \$286,000.00
Data Source: Industry Sources
Reliability: 3
77. ***Veterans of Foreign Wars***
Citation: 68 O.S. §1356
Description: Sales of tangible personal property or services to or by the Veterans of Foreign Wars (VFW) organization, Oklahoma chapters.
Estimate: \$29,000.00
Data Source: Industry Sources
Reliability: 3
78. ***Food Boxes Containing Edible Staple Food Items***
Citation: 68 O.S. §1356
Description: Sales of boxes containing edible staple food items when the boxes are sold by churches or by organizations that are exempt pursuant to 26 U.S.C., Section 501(c)(3) where the organization was organized for the primary purpose of feeding needy persons or to encourage volunteer service.
Estimate: N/A

79. ***Contractors and Subcontractors with Churches***
Citation: 68 O.S. §1356
Description: Purchases of tangible personal property and services by persons with whom a church has duly entered into a construction contract or to a subcontractor to that contract.
Estimate: N/A
80. ***Organizations Providing Training and Education to Developmentally Disabled Individuals***
Citation: 68 O.S. §1356
Description: Provides a sales tax exemption for sales of tangible personal property or services used exclusively for charitable, educational or religious purposes, to or by an organization which is exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code and has a Not-for-Profit Certificate of Incorporation in Oklahoma, organized for the purpose of providing training and education to developmentally disabled individuals; educating the community about the rights, abilities and strengths of developmentally disabled individuals; and promoting unity among developmentally disabled individuals in their community and geographic area.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
81. ***Shelters for Abused, Neglected, or Abandoned Children***
Citation: 68 O.S. §1356
Description: Provides an exemption from sales tax on sales of tangible personal property or services to an organization exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code, which is a shelter for abused, neglected, or abandoned children from birth to age eighteen.
Estimate: \$144,000.00
Data Source: Industry Sources & Government Data
Reliability: 3
82. ***Child Care Centers Possessing a 3-Star Rating***
Citation: 68 O.S. §1356
Description: Provides an exemption for sales of tangible personal property or services to child care centers possessing a 3-star rating with the Department of Human Services and providing on-site universal pre-kindergarten education to four-year-old children through a contractual relationship with a public school.
Estimate: \$100,000.00
Data Source: Industry Sources
Reliability: 3

83. ***Blue Star Mothers of America, Inc.***
Citation: 68 O.S. § 1356
Description: Provides an exemption for sales of tangible personal property to the exempt 501(c)(19) service organization known as the Blue Star Mothers of America, Inc. which sends personal property to United States Military personnel overseas who are serving in a combat zone.
Estimate: \$2,000.00
Data Source: Tax Commission Records
Reliability: 1
84. ***Local Public or Private School Foundations***
Citation: 68 O.S. § 1356
Description: Exempts until July 1, 2014, sales of tangible personal property by or to nonprofit local public or private school foundations which solicit money or property in the name of any public or private school or public school district.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
85. ***Organizations Providing Funds for Medical Scholarships***
Citation: 68 O.S. § 1356
Description: Sales of food and snack items to or by an organization exempt from taxation pursuant to 26 U.S.C. § 501(c)(3) whose primary purpose is providing funds for scholarships in the medical field.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2
86. ***Construction Projects for Entities Providing End-Of-Life Care and Hospice Services***
Citation: 68 O.S. § 1356
Description: Exempts sales of tangible personal property and services for use solely on construction projects for organizations exempt from taxation under 26 U.S.C. § 501(c)(3) and whose purpose is to provide end-of-life care and access to hospice services to low-income individuals who live in a facility owned by the organization. The measure extends the exemption to sales to any person, including contractors and subcontractors, with whom such organization has duly entered into a construction contract, necessary for carrying out such contract.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1

87. ***Event Admissions Sales by Organizations Supporting General Hospitals***
Citation: 68 O.S. §1356
Description: Exempts sales of admission tickets to events held by organizations exempt from taxation pursuant to 26 U.S.C. § 501(c)(3) that are organized for the purpose of supporting general hospitals licensed by the Oklahoma Department of Health.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
88. ***Nonprofit Foundation Raising Contributions in Support of Activities of the NRA and Similar Organizations***
Citation: 68 O.S. §1356
Description: Exempts the sale of property to a nonprofit foundation which raises tax deductible contributions in support of a wide range of firearms related public interest activities of the National Rifle Association of America and other organizations that defend and foster the Second Amendment and also exempts sales of property to or by grassroots funding raising programs for sales related to events to raise funds for the referenced foundation.
Estimate: Minimal
Data Source: Industry Sources
Reliability: 3
89. ***Transportation of School Pupils***
Citation: 68 O.S. §1357
Description: Transportation of school pupils to and from elementary schools or high schools.
Estimate (Sales Tax) : Zero
Data Source: OU/OSU Group
Reliability: 3
90. ***Local Transportation***
Citation: 68 O.S. §1357
Description: Transportation of persons where the fare does not exceed One Dollar (\$1.00) or local transportation within the corporate limits of a municipality except by taxicabs.
Estimate (Sales Tax) : \$242,000.00
Data Source: OU/OSU Group
Reliability: 3
91. ***Sales for Resale***
Citation: 68 O.S. §1357
Description: Sales for resale to persons engaged in the business of reselling the articles purchased and who have been issued sales tax permits by the Oklahoma Tax Commission.
Estimate (Sales Tax) : \$1,512,000.00
Data Source: Tax Commission Records
Reliability: 2

92. ***Sales of Certain Types of Advertising***
Citation: 68 O.S. §1357
Description: Sales of advertising space in newspapers, periodicals, programs relating to sporting and entertainment events, on billboards (including signage, posters, panels, marquees, or on other similar surfaces, whether indoors or outdoors), or programs relating to sporting and entertainment events, and sales of any advertising displayed at a sporting event by way of the Internet, electronic display devices, or through public address or broadcast systems, and any advertising via the Internet, electronic display devices, electronic media, including radio, public address or broadcast systems, television (whether through closed circuit broadcasting systems or otherwise), and cable and satellite television, and the servicing of any advertising devices.
Estimate (Sales Tax) : \$41,551,000.00
Data Source: OU/OSU Group
Reliability: 3
93. ***Terrestrial or Aquatic Animal Life Supplies***
Citation: 68 O.S. §1357
Description: Eggs, feed, supplies, machinery and equipment purchased by persons regularly engaged in the business of raising worms, fish or insects.
Estimate (Sales Tax) : Minimal
Data Source: OU/OSU Group
Reliability: 3
94. ***Utilities for Residential Use***
Citation: 68 O.S. §1357
Description: Sale of natural or artificial gas and electricity when sold exclusively for residential use.
Estimate (Sales Tax): \$117,570,000.00
Data Source: OU/OSU Group
Reliability: 3
95. ***Drugs***
Citation: 68 O.S. §1357
Description: Sales of drugs, except for over-the-counter drugs, prescribed for the treatment of human beings by a person licensed to prescribe the drugs and sales of insulin and medical oxygen.
Estimate (Sales Tax) : \$132,227,000.00
Data Source: Kaiser Family Foundation
Reliability: 3

96. ***Oil or Chemical Drums***
Citation: 68 O.S. §1357
Description: Sales of returnable oil and chemical drums to any person not in the business of reselling returnable oil drums.
Estimate (Sales Tax): N/A
97. ***Utensils Sold to Vendors***
Citation: 68 O.S. §1357
Description: Sales of one-way utensils, paper napkins, cups and disposable containers to a vendor of meals or beverages.
Estimate (Sales Tax): Minimal
Data Source: OU/OSU Group
Reliability: 3
98. ***Federal Food Stamp Program***
Citation: 68 O.S. §1357
Description: Sales of food or food products for home consumption which are purchased in whole or in part with federal food stamp coupons.
Estimate (Sales Tax): \$39,020,000.00
Data Source: Oklahoma Department of Human Services
Reliability: 3
99. ***Meals on Wheels***
Citation: 68 O.S. §1357
Description: Sales of food, food products or equipment and supplies to or by organizations commonly known as “Meals on Wheels” or “Mobile Meals”, or nonprofit corporations which receive funding pursuant to the Older Americans Act of 1965, and other exempt organizations distributing food.
Estimate (Sales Tax): N/A
100. ***Collection and Distribution of Food to the Needy***
Citation: 68 O.S. §1357
Description: Sales to or by non-profit organizations which are exempt from tax under the provisions of 501(c)(3) of the Internal Revenue Code which are primarily engaged in the collection and distribution of food and household products and which facilitate the distribution of them to the needy.
Estimate: N/A
101. ***Children’s Homes***
Citation: 68 O.S. §1357
Description: Sales of tangible personal property or services to children’s homes which are located on church-owned property and are operated by organizations, exempt from taxation pursuant to the provisions of the Internal Revenue Code, 26 U.S.C., §501(c)(3).
Estimate (Sales Tax): \$75,000.00
Data Source: OU/OSU Group
Reliability: 3

102. ***Aircraft Maintenance Facility***

Citation: 68 O.S. §1357

Description: Sales of computers, data processing equipment, related peripherals and telephone, telegraph or telecommunications service and equipment for use in a qualified aircraft maintenance or manufacturing facility. Further, sales of property consumed in the construction or expansion of a qualified aircraft maintenance or manufacturing facility.

Estimate (Sales Tax) : Zero

Data Source: Tax Commission Records

Reliability: 1

103. ***Certain Telecommunications Services***

Citation: 68 O.S. §1357

Description: Sales of interstate and international 800, 900 and private communications services, value-added nonvoice data service, interstate and international telecommunications service which is rendered by a company for private use within its organization or used or distributed by a company to its affiliated group, regulatory assessments and telecommunication nonrecurring charges including installation, connection, change or initiation of telecommunications services which are not associated with a retail consumer sale.

Estimate (Sales Tax) : N/A

104. ***Railroad Track Spikes***

Citation: 68 O.S. §1357

Description: Sales of railroad track spikes manufactured and sold for use in this state.

Estimate (Sales Tax) : N/A

105. ***Aircraft and Aircraft Parts***

Citation: 68 O.S. §1357

Description: Sales of aircraft engine repairs and aircraft parts; at a qualified aircraft maintenance facility.

Estimate (Sales Tax) : Zero

Data Source: Tax Commission Records

Reliability: 2

106. ***Computer Services and Data Processing***

Citation: 68 O.S. §1357

Description: Sales of machinery and equipment purchased and used by qualifying persons and establishments primarily engaged in computer services and data processing.

Estimate (Sales Tax) : N/A

107. ***Prosthetic Devices***
Citation: 68 O.S. §1357
Description: Sales of prosthetic devices to individuals for their own use.
Estimate (Sales Tax) : N/A
108. ***Motion Picture and Television Production Companies***
Citation: 68 O.S. §1357
Description: Sales of property or services to a motion picture or television production company to be used or consumed in connection with an eligible production.
Estimate (Sales Tax) : \$3,000.00
Data Source: Tax Commission Records
Reliability: 2
109. ***Diesel Fuel***
Citation: 68 O.S. §1357
Description: Diesel fuel sold for use by commercial vessels, barges, and other commercial watercraft.
Estimate (Sales Tax) : N/A
110. ***Biomedical Research Foundations***
Citation: 68 O.S. §1357
Description: Sales of property and services to tax-exempt, independent, nonprofit biomedical research foundations and community blood banks.
Estimate (Sales Tax) : N/A
111. ***Wireless Telecommunication Equipment***
Citation: 68 O.S. §1357
Description: Wireless telecommunications equipment used as part of a promotional package.
Estimate (Sales Tax) : N/A
112. ***Rail Transportation Cars***
Citation: 68 O.S. §1357
Description: Leases of rail transportation cars used to transport coal to plants in this state that generate electricity.
Estimate (Sales Tax) : N/A
113. ***Aircraft Repair and Modification***
Citation: 68 O.S. §1357
Description: Sales of aircraft engine repairs, modification, and replacement parts, sales of aircraft frame repairs and modification, aircraft interior modification, and paint, and sales of services used in the repair, modification and replacement of parts of aircraft engines, aircraft frame and interior repair and modification, and paint.
Estimate (Sales Tax) : \$2,150,000.00
Data Source: OU/OSU Group
Reliability: 3

114. ***Ship Motor Vessel or Barge***
Citation: 68 O.S. §1357
Description: Sales of materials and supplies to the owner or operator of a ship, motor vessel or barge that is used in interstate or international commerce.
Estimate (Sales Tax) : N/A
115. ***Estate Sales***
Citation: 68 O.S. §1357
Description: Estate sales if:
(A) Sale is held at decedent's residence.
(B) Sale is held for a period of three (3) consecutive days or less.
(C) Sale is held within six (6) months of the date of death.
(D) Goods sold must be part of the estate of the decedent.
(E) Sale must not be held by someone who is required to hold a sales tax permit or a Transient Merchant License.
Estimate (Sales Tax) : N/A
116. ***Electricity Used in Oil De-watering Projects***
Citation: 68 O.S. §1357
Description: Electricity used by an oil and gas operator for reservoir de-watering projects.
Estimate (Sales Tax) : N/A
117. ***Prewritten Computer Software***
Citation: 68 O.S. §1357
Description: Sales of prewritten computer software that is delivered electronically.
Estimate: N/A
118. ***Modular Dwelling Units***
Citation: 68 O.S. §1357
Description: Forty-five percent (45%) of the total sales price of sales of certain modular dwelling units.
Estimate: \$156,000.00
Data Source: Tax Commission Records
Reliability: 2
119. ***Disabled Veterans in Receipt of Compensation at the One Hundred Percent Rate***
Citation: 68 O.S. §1357
Description: Sales of tangible personal property or services not to exceed Twenty-Five Thousand Dollars (\$25,000.00) per year to persons who have been honorably discharged from active service in any branch of the Armed Forces of the United States or Oklahoma National Guard with certification from the United States Department of Veterans Affairs or its successor certifying such

119. ***Disabled Veterans in Receipt of Compensation at the One Hundred Percent Rate (Continued)***
 veteran is receiving compensation at the rate of one hundred percent (100%) and has a permanent disability sustained through military action or accident or resulting from a disease contracted while in such active service; including sales for the benefit of disabled veterans to a spouse or to a member of the household in which the veteran resides and who is authorized to make purchases on the veteran's behalf, when such veteran is not present at the sale.
Estimate: \$15,175,000.00
Data Source: Tax Commission Records
Reliability: 2
120. ***Enhanced Recovery Methods***
Citation: 68 O.S. §1357
Description: Sales of electricity that are used in enhanced recovery methods of oil production.
Estimate: \$1,699,000.00
Data Source: Industry Sources
Reliability: 3
121. ***Intrastate Charter and Tour Bus Transportation***
Citation: 68 O.S. §1357
Description: The sale of intrastate charter and tour bus transportation.
Estimate: N/A
122. ***Vitamins, Minerals and Dietary Supplements by a Licensed Chiropractor***
Citation: 68 O.S. §1357
Description: Sales of vitamins, minerals and dietary supplements by a licensed chiropractor to his/her patient.
Estimate (Sales Tax) : \$49,000.00
Data Source: Industry Sources
Reliability: 3
123. ***Web Search Portals***
Citation: 68 O.S. § 1357
Description: Sales of goods, ware, merchandise, tangible personal property, machinery and equipment to a web search portal located in this state.
Estimate: N/A
124. ***Contractors and Subcontractors with Rural Electric Cooperatives***
Citation: 68 O.S. §1357
Description: Purchases of tangible personal property made by contractors and subcontractors with rural electric cooperatives which is consumed or incorporated in the construction or expansion of a facility.
Estimate: N/A

125. ***Businesses Engaged in Repair of Electronic Goods***
Citation: 68 O.S. § 1357
Description: Sales of tangible personal property or services to businesses primarily engaged in the repair of consumer electronic goods i.e., cell phones, compact disc players, personal computers etc., which are sold by the original manufacturer to the businesses where the goods are repaired, refitted, or refurbished for sale to retail consumers or to other businesses for subsequent sale to retail consumers.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 2
126. ***Rolling Stock***
Citation: 68 O.S. §1357
Description: Exempts until July 1, 2014, sales of rolling stock–locomotives, autocars, and railroad cars–when sold or leased by the manufacturer.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 3
127. ***Precious Metals***
Citation: 68 O.S. § 1357
Description: Sales of gold, silver, platinum, palladium or other bullion items stored within a recognized depository facility which means an institution that accepts delivery of precious metals on behalf of the purchaser and provides storage of such precious metals, but shall not include financial institutions as defined in subsection E of Section 71 of Title 62 of the Oklahoma Statutes.
Estimate: *Effective November 1, 2010*
128. ***Drugs and Medical Devices***
Citation: 68 O.S. §1357.6
Description: Sales of drugs for the treatment of human beings, medical appliances, devices or equipment including prosthetic devices, durable medical equipment and mobility enhancing equipment when administered or distributed by an authorized practitioner or when purchased or leased by or on behalf of any individual for their use under a prescription or work order of an authorized practitioner and when the cost of such items is reimbursable under the Medicare or Medicaid Program.
Estimate (Sales Tax) : \$10,650,000.00
Data Source: OU/OSU Group
Reliability: 3

129. **Horses**
Citation: 68 O.S. §1357.7
Description: Sales of horses.
Estimate (Sales Tax) : \$1,170,000.00
Data Source: OU/OSU Group
Reliability: 3
130. **Related Entities**
Citation: 68 O.S. §1357.9
Description: Sales of services between related entities, applies to services that become taxable after July 1, 2003.
Estimate: Zero
Date Source: Tax Commission Records
Reliability: 1
131. **Sales Tax Holiday**
Citation: 68 O.S. § 1357.10
Description: Provides for a sales tax exemption for the sale of clothing or footwear designed to be worn on or about the body if the sales price is less than \$100.00 and the sale takes place during the period beginning at 12:01 am the first Friday in August and ending at 12 midnight on the following Sunday. The exemption shall be for sales taxes levied by the state, cities, counties, and authorities. The city and county taxes will be reimbursed to the cities and the counties from other state sales tax revenues.
Estimate: \$6,839,000.00
Data Source: Tax Commission Records
Reliability: 2
132. **Agricultural Sales**
Citation: 68 O.S. 1358
Description: (A) Sales of agricultural products sold directly at or from a farm.
(B) Sales of livestock
(C) Sales of baby chicks, turkey poults and starter pullets used in commercial production.
(D) Sales of animal feed.
(E) Sales of items to be used in production of agricultural products.
(F) Sales of farm machinery.
(G) Sales of supplies, machinery and equipment to persons raising evergreen trees.
(H) Sales to an agricultural permit holder or to any person the permit holder has contracted to construct livestock facilities.
Estimate (Sales Tax): \$64,710,000.00
Data Source: Tax Commission Records
Reliability: 2

133. *Sales to Manufacturers*

Citation: 68 O.S. §1359

Description: (A) Sales of property to a manufacturer for use in a manufacturing operation.
(B) Ethyl alcohol when sold and used for the purpose of blending with motor fuel.
(C) Sales of containers.
(D) Sales of returnable soft drink, beer and water containers.
(E) Sales of property by a manufacturer for immediate exportation out of the state.
(F) Machinery and supplies sold for use in reducing the harmful properties of hazardous waste.
(G) Sales of property to a “qualified manufacturer.”
(H) Sales of property purchased and used by a licensed radio or television station in broadcasting.
(I) Sales of property purchased and used by a licensed cable television operator in cable casting.
(J) Sales of packaging materials.
(K) Sales of any pattern used in the process of manufacturing iron, steel or other metal castings.
(L) Deposits made and which are subsequently refunded for returnable containers used to transport cement.
(M) Machinery, electricity, fuels, explosives, and materials used in the mining of coals.
(N) Deposits made for returnable cartons, crates, pallets, and containers used to transport mushrooms from a farm for resale.
(O) Purchases of construction materials used to build new or expanded qualified wholesale grocery distribution facilities.
(P) Sales of tangible personal property and services used or consumed in all phases of the extraction and manufacturing of crushed stone and sand.

Estimate (Sales Tax) : \$1,744,549,000.00

Data Source: OU/OSU Group

Reliability: 3

134. *Sales to Corporations, Partnerships, or Limited Liability Companies*

Citation: 68 O.S. §1360

Description: Sales between corporations, partnerships, or limited liability companies pursuant to a merger, reorganization, or dissolution.

Estimate (Sales Tax) : N/A

135. *Donations*

Citation: 68 O.S. §1362

Description: Items that are withdrawn from inventory for donation to persons affected by the tornadoes of May 8 or 9, 2003.

Estimate: Zero

Data Source: Industry Sources

Reliability: 3

136. ***Bad Debt Credit***
Citation: 68 O.S. §1366
Description: Credit allowed for taxes paid on gross receipts subsequently determined to be worthless or uncollectible.
Estimate (Sales Tax): \$21,000.00
Data Source: Tax Commission Records
Reliability: 2
137. ***Out-of-State Tax Credit***
Citation: 68 O.S. §1404
Description: Credit allowed for tax paid on an article of tangible personal property to another state by the person using such tangible personal property in this state.
Estimate: \$1,554,000.00
Data Source: OU/OSU Group
Reliability: 3
138. ***Machinery and Equipment Used in Manufacturing***
Citation: 68 O.S. §1404
Description: Use of machinery and equipment purchased and used by persons establishing new or operating manufacturing plants.
Estimate (Use Tax): \$4,585,000.00
Data Source: OU/OSU Group
Reliability: 3
139. ***Commercial Airlines or Railroads***
Citation: 68 O.S. §1404
Description: Use of tangible personal property used or to be used by commercial airlines or railroads.
Estimate (Use Tax): \$51,677,000.00
Data Source: OU/OSU Group
Reliability: 3
140. ***Livestock Purchased Outside the State***
Citation: 68 O.S. §1404
Description: Livestock purchased outside this state and brought into this state for feeding or breeding purposes, and which is later resold.
Estimate (Use Tax) : \$57,949,000.00
Data Source: OU/OSU Group
Reliability: 3
141. ***Rail Transportation Cars***
Citation: 68 O.S. §1404
Description: Leases of rail transportation cars used to transport coal to plants in this state that generate electricity.
Estimate (Use Tax) : N/A

142. ***Bad Debt Credit***
Citation: 68. O.S. §1407.1
Description: Credit allowed for taxes paid on gross receipts pursuant to §§1406 and 1407 of the Use Tax Code and subsequently determined to be worthless or uncollectible.
Estimate (Use Tax) : Zero
Data Source: Tax Commission Records
Reliability: 2
143. ***Sales Tax Credit for Tourism Attraction Operators***
Citation: 68 O.S. §2357.40
Description: Sales tax credit on approved costs of a company operating an approved tourism project.
Estimate (Sales Tax) : Zero
Data Source: Tax Commission Records
Reliability: 1
144. ***Computer Services***
Citation: 68 O.S. §54003
Description: Sales of computers, data processing equipment, telecommunications service and equipment, and related peripherals to a qualified purchaser engaged in computer services, data processing or research and development.
Estimate (Use Tax) : \$271,000.00
Data Source: Tax Commission Records
Reliability: 1
145. ***Oklahoma Administrative Code***
Citation: 75 O.S. §256
Description: Sale or resale of “Oklahoma Administrative Code” by Secretary of State.
Estimate (Sales Tax) : Minimal
Data Source: Oklahoma Secretary of State
Reliability: 1
146. ***Irrigation Districts***
Citation: 82 O.S. §277.17
Description: All purchases or use of tangible personal property by irrigation districts.
Estimate (Sales Tax) : \$44,000.00
Estimate (Use Tax) : N/A
Data Source: OU/OSU Group
Reliability: 3

147. ***Conservancy Districts***

Citation: 82 O.S. §688.1

Description: All purchases of property by conservancy districts and master conservancy districts.

Estimate (Sales Tax) : N/A

Estimate (Use Tax) : N/A

148. ***Regional Water Districts***

Citation: 82 O.S. §1274

Description: All purchases of property by regional water districts.

Estimate (Sales Tax) : N/A

Estimate (Use Tax) : N/A

149. ***Rural Water, Sewer, Gas and Solid Waste Management Districts***

Citation: 82 O.S. §1324.22

Description: All purchases of property by rural water, sewer, gas, and solid waste management districts.

Estimate (Sales Tax) : N/A

Estimate (Use Tax) : N/A

IV. AD VALOREM TAX

Although previously included in Tax Expenditure Reports issued by the Tax Commission, ad valorem tax is a local revenue source and, as such, state revenues are not affected by the imposition of exclusions, exemptions, deductions, credits, deferrals, or other preferential tax treatment for purposes of ad valorem taxation. Therefore, a review of ad valorem tax expenditures is omitted from this report.

V. MOTOR VEHICLE REGISTRATION FEES

1. ***Abandoned Vehicles Auctioned by Class AA Wreckers***
Citation: 42 O.S. §91.1
Description: Vehicles upon which fees are imposed by the state from prior ownership of the vehicle when Class AA wreckers are performing an abandoned vehicle auction.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2

2. ***Road Construction Vehicles***
Citation: 47 O.S. §14-118
Description: Rubber-tired road construction vehicles and special mobilized machinery.
Estimate: N/A

3. ***Donated Vehicles***
Citation: 47 O.S. §1115
Description: Vehicles donated to nonprofit charitable organizations.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2

4. ***Military Personnel Vehicles***
Citation: 47 O.S. §1127
Description: Vehicles owned by members of the Armed Forces of the United States assigned to duty in this state or owned by their spouses, who reside in Oklahoma. The special registration also applies to Oklahoma residents who are members of the Armed Forces and stationed out of state.
Estimate: \$2,481,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2

5. ***Special Mobilized Machinery***
Citation: 47 O.S. §1129
Description: Special purpose machines which derive no revenue from the transportation of persons or property and whose useful revenue-producing service is performed at destinations away from public highways.
Estimate: \$1,898,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2

6. ***Vehicle Replacement Credit***
Citation: 47 O.S. §1132
Description: Credit allowed with respect to the fee for registration of a new vehicle which is a replacement for a stolen or defective new original vehicle.
Estimate: Minimal
Data Source: Motor Vehicle Registrations
Reliability: 2
7. ***Destroyed Vehicles***
Citation: 47 O.S. §1132.3
Description: Vehicles destroyed during the May 8 or 9, 2003 tornado. A credit for any remaining months of registration will apply to the registration fees of a replacement vehicle.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2
8. ***Farm Vehicles***
Citation: 47 O.S. §1134
Description: Pickup, truck or truck-tractor owned and operated by a farmer and used primarily for farm use.
Estimate: \$4,295,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
9. ***Taxicabs and Privately Owned School Buses***
Citation: 47 O.S. §1134.1
Description: Special registration fees for taxicabs and privately-owned school buses used for transporting school children.
Estimate: \$45,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
10. ***Forestry Vehicles***
Citation: 47 O.S. §1134.2
Description: Vehicles used for transporting unfinished forest products from point of harvest to the point of first processing.
Estimate: \$434,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
11. ***Political Subdivision Vehicles***
Citation: 47 O.S. §1135.1
Description: Vehicles owned by any political subdivision of this state.
Estimate: \$254,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2

12. ***Vehicles Owned by a Religious Corporation or Society***
Citation: 47 O.S. §1135.1
Description: Motor bus, manufactured home, or mobile chapel and power unit owned and operated by a religious corporation or society.
Estimate: \$322,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
13. ***Youth Program Vehicles***
Citation: 47 O.S. §1135.1
Description: Vehicles owned or operated by nonprofit organizations devoted exclusively to youth groups.
Estimate: \$123,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
14. ***Vehicles Used for the Employment of the Handicapped***
Citation: 47 O.S. §1135.1
Description: Vehicles owned or operated by nonprofit organizations actually involved in programs for the employment of the handicapped.
Estimate: \$21,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
15. ***Transportation for Older Persons***
Citation: 47 O.S. §1135.1
Description: Vehicles owned and operated by a nonprofit organization that provides older persons transportation to and from medical, dental and religious services and relief from business and social isolation.
Estimate: \$123,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
16. ***Transportation of Surplus Food***
Citation: 47 O.S. §1135.1
Description: Vehicles owned and operated by a private nonprofit organization used for the transportation of surplus foods.
Estimate: \$9,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
17. ***Fraternal or Civic Service Organization Vehicles***
Citation: 47 O.S. §1135.1
Description: Any vehicle owned by a fraternal or civic service organization with at least one hundred (100) local chapters or clubs, and used to provide mobile health screening services to the general public at no cost to the recipient.
Estimate: N/A

18. ***Fire Department Vehicles***
Citation: 47 O.S. §1113
Description: Vehicles owned and operated by a charitable corporation which provides a volunteer or full-time fire department.
Estimate: \$10,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
19. ***Prisoner of War Vehicles***
Citation: 47 O.S. §1135.2
Description: Vehicles owned by members of the Armed Forces or civilians who were former prisoners of war held by a foreign country.
Estimate: \$26,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
20. ***Physically Disabled Vehicles***
Citation: 47 O.S. §1135.1
Description: Vehicles which have been modified because of the physical disability of the owner or of a family member within the second degree of consanguinity of the owner.
Estimate: \$157,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
21. ***Disabled Veterans' Vehicles***
Citation: 47 O.S. §1135.2
Description: Vehicles owned by veterans of the Armed Forces of the United States that have a service-connected disability rating of fifty percent (50%) or more.
Estimate: \$2,709,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
22. ***Congressional Medal of Honor Recipient Vehicles***
Citation: 47 O.S. §1135.2
Description: Vehicles owned by residents of this state who have been awarded the Congressional Medal of Honor.
Estimate: Minimal
Data Source: Motor Vehicle Registrations
Reliability: 2
23. ***Indian Tribal Vehicles***
Citation: 47 O.S. §1135.1
Description: Vehicles owned by a Native American Indian Tribal Association and used for the furtherance of its tribal functions.
Estimate: \$73,000.00

23. ***Indian Tribal Vehicles (Continued)***
Data Source: Motor Vehicle Registrations
Reliability: 2
24. ***Antique or Classic Vehicles***
Citation: 47 O.S. §1135.1
Description: Vehicles twenty-five (25) years of age or older which travel on the highways for historical or exhibition purposes only.
Estimate: \$97,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
25. ***Killed in Action Vehicles***
Citation: 47 O.S. §1135.2
Description: Vehicles owned by the spouse of a member of the Armed Forces who was killed in action.
Estimate: \$1,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
26. ***Gold Star Parents' Vehicles***
Citation: 47 O.S. §1135.2
Description: Vehicles owned by parents of a member of the United States Armed Forces who was killed during a war.
Estimate: \$2,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2
27. ***Former Military Vehicles***
Citation: 47 O.S. §1136.2
Description: Former military vehicles used only for exhibitions, club activities, parades, and other functions of public interest and not used for regular transportation.
Estimate: Minimal
Data Source: Motor Vehicle Registrations
Reliability: 2
28. ***Rural Water or Sewer District Vehicles***
Citation: 68 O.S. §2903
Description: Vehicles owned by any rural water or sewer district.
Estimate: \$42,000.00
Data Source: Motor Vehicle Registrations
Reliability: 2

29. ***Conservancy District Vehicles***

Citation: 82 O.S. §688.1

Description: Vehicles owned by conservancy districts and master conservancy districts.

Estimate: \$1,000.00

Data Source: Motor Vehicle Registrations

Reliability: 2

VI. MOTOR VEHICLE EXCISE TAX

1. *Donated Vehicles*

Citation: 47 O.S. §1115
Description: Vehicles donated to nonprofit charitable organizations.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2

2. *Prorate Vehicle Excise Tax*

Citation: 68 O.S. §2103
Description: Trucks or truck-tractors registered with the state under the International Registration Plan (IRP) for a laden weight or combined laden weight of 54,001 pounds or more. Also includes trailers or semitrailers registered under the Plan.
Estimate: \$9,052,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 1

3. *Marital and Parental Transfers*

Citation: 68 O.S. §2103
Description: Transfers of a motor vehicle without consideration between a husband and wife or parent and child.
Estimate: \$17,609,000.00
Data Source: Motor Vehicles Excise Tax Receipts
Reliability: 2

4. *Transfers to a Trust*

Citation: 68 O.S. §2103
Description: Transfers of a motor vehicle without consideration between an individual and an express trust with right of revocation.
Estimate: \$1,250,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2

5. *Replacement Vehicles*

Citation: 68 O.S. §2103
Description: Credit allowed with respect to excise tax paid for a new vehicle which is a replacement for a stolen or defective new original vehicle.
Estimate: Minimal
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2

6. ***Destroyed Vehicles***
Citation: 68 O.S. §2103.1
Description: Vehicles destroyed during the May 8 or 9, 2003 tornado, on which vehicle excise tax was paid on or after May 8 or 9, 2002. The allowed credit will apply to the excise tax liability of a replacement vehicle.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 2
7. ***Nonresident Person***
Citation: 68 O.S. §2105
Description: Vehicle owned by a nonresident person who operates principally in some other state but who is in Oklahoma only occasionally.
Estimate: N/A
8. ***New Resident***
Citation: 68 O.S. §2105
Description: Vehicle brought into this state by a person formerly living in another state who has owned the vehicle at least sixty (60) days prior to first registration in this state.
Estimate: \$14,064,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
9. ***Political Subdivision Vehicles***
Citation: 68 O.S. §2105
Description: Vehicles registered by state or local governments or certain fire departments and those with whom they have executed a lease or lease purchase agreement.
Estimate: \$1,794,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
10. ***Inherited Vehicles***
Citation: 68 O.S. §2105
Description: Vehicles, the legal ownership of which was obtained by the owner through inheritance.
Estimate: \$609,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
11. ***Used Motor Vehicle Dealers***
Citation: 68 O.S. §2105
Description: Vehicles which are owned and being offered for sale by a licensed used motor vehicle dealer.
Estimate: \$60,915,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2

12. ***Out-of-State Motor Vehicle Dealers***
Citation: 68 O.S. §2105
Description: Vehicles purchased by a dealer licensed in another state for use or resale in another state.
Estimate: N/A
13. ***Foreclosure Vehicles***
Citation: 68 O.S. §2105
Description: Vehicles, the ownership of which was obtained by the lienholder or mortgagee under or by a foreclosure of a lien or mortgage.
Estimate: \$4,765,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
14. ***Vehicles Taxed Under Ad Valorem Tax Code***
Citation: 68 O.S. §2105
Description: Vehicles which are taxed under the Ad Valorem Tax Code.
Estimate: \$71,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
15. ***Corporate, Partnership, or Limited Liability Company Vehicles***
Citation: 68 O.S. §2105
Description: Vehicles transferred pursuant to the formation or dissolution of a corporation, partnership, or limited liability company.
Estimate: \$438,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
16. ***Rental Vehicles***
Citation: 68 O.S. §2105
Description: Vehicles purchased by a person to be used by a business engaged in renting motor vehicles without a driver.
Estimate: \$6,956,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
17. ***Motor Vehicle Dealer***
Citation: 68 O.S. §2105
Description: Vehicles of the latest manufactured model transferred to a licensed motor vehicle dealer.
Estimate: \$696,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2

18. ***Lease Vehicle***
Citation: 68 O.S. §2105
Description: A leased vehicle which is transferred to the lessee.
Estimate: \$407,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
19. ***Fraternal or Civic Service Organization***
Citation: 68 O.S. §2105
Description: Any vehicle owned by a fraternal or civic service organization with at least one hundred (100) local chapters or clubs, and used to provide mobile health screening services to the general public at no cost to the recipient.
Estimate: N/A
20. ***Demonstrator Vehicles***
Citation: 68 O.S. §2105
Description: Any new vehicle registered and authorized by the manufacturer or dealer for an individual's personal use not to exceed four (4) months.
Estimate: N/A
21. ***100% Disabled Veteran Excise Tax Exemption***
Citation: 68 O.S. §2105
Description: Vehicles purchased by disabled veterans on or after July 1, 2005 with one hundred percent (100%) service connected disability.
Estimate: \$549,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2
22. ***Irrigation District Vehicles***
Citation: 82 O.S. §§277.17 and 688.1
Description: Vehicles purchased by irrigation districts, conservancy districts, and master conservancy districts and used in this state.
Estimate: \$73,000.00
Data Source: Motor Vehicle Excise Tax Receipts
Reliability: 2

VII. MOTOR FUEL TAXES

Motor fuel tax being inclusive of gasoline excise tax and diesel fuel tax is levied upon the sale of such products in Oklahoma. Gasoline and diesel fuel sold to, or consumed by certain entities may be exempt or subject to credits as provided for by statute. Aggregate data is not available to estimate the tax expenditures.

1. ***Fuel for Exportation***
Citation: 68 O.S. §500.10
Description: Sale of gasoline or diesel to be exported out of this state by a licensed supplier or licensed exporter.

2. ***Diverted Fuel***
Citation: 68 O.S. §500.10
Description: Credit for gasoline or diesel taxes previously paid on motor fuel which was approved for diversion across state boundaries.

3. ***Fuel Exported by Tank Wagon***
Citation: 68 O.S. §500.10
Description: Gasoline or diesel exported out of a bulk plant in this state in a tank wagon.

4. ***K-1 Kerosene***
Citation: 68 O.S. §500.10
Description: K-1 kerosene sold at retail for use other than for highway use.

5. ***Sales to Federal Government***
Citation: 68 O.S. §500.10
Description: Sales of gasoline or diesel fuel to the United States of America.
Estimate (Gasoline Tax): Zero¹³
Estimate (Diesel Tax): Zero¹³

6. ***Fuel Used for the Transportation of School Children***
Citation: 68 O.S. §500.10
Description: Fuel sold for use solely in FFA and 4-H Club trucks and vehicles, and school buses operated by public school districts.

7. ***Fuel Used by Exempt Entities***
Citation: 68 O.S. §500.10
Description: Fuel sold for use in motor vehicles owned and operated by counties, cities, towns, volunteer fire departments, rural electric cooperatives, rural water and sewer districts, rural ambulance service districts, or federally-recognized Indian tribes.

8. ***Fuel Used for Agricultural Purposes***
Citation: 68 O.S. §500.10
Description: Sales to persons actually engaged in farming for use in farm tractors or stationary engines.
9. ***Aircraft Fuel***
Citation: 68 O.S. §500.10
Description: Gasoline, diesel and kerosene sold for use as fuel to generate power in aircraft engines.
10. ***Fuel Sold within Indian Country***
Citation: 68 O.S. §500.10
Description: Motor fuel sold within an Indian Reservation or within Indian Country by a federally-recognized tribe to a member of that tribe and used in motor vehicles owned by that tribal member.
11. ***Diesel Fuel Used to Run Equipment***
Citation: 68 O.S. §500.10
Description: The portion of diesel fuel used to operate equipment attached to a motor vehicle or consumed in a vehicle off-road.
12. ***Fuel Purchased Out of State***
Citation: 68 O.S. §500.10
Description: Gasoline or diesel acquired outside the state in a motor vehicle and consumed in this state in the same vehicle.
13. ***Diesel Fuel Used for Certain Purposes***
Citation: 68 O.S. §500.10
Description: Diesel fuel used as heating oil, in railroad locomotives, or any other motorized, flanged-wheel rail equipment, or used for other nonhighway purposes.
14. ***Lost or Destroyed Fuel***
Citation: 68 O.S. §500.10
Description: Motor fuel lost or destroyed as a direct result of a sudden and unexpected casualty.
15. ***Contaminated Diesel***
Citation: 68 O.S. § 500.10
Description: Credit for taxes paid on diesel fuel which has been accidentally contaminated by dye.
16. ***Dyed Fuel***
Citation: 68 O.S. §500.10
Description: Dyed diesel fuel.

VIII. ESTATE TAX

Oklahoma imposes an estate tax on the value of property passing to an heir upon the death of a decedent¹³. The estate tax is imposed upon the net value of the estate. Most of the tax expenditures associated with the estate tax exempts (or allows to be deducted) the value of certain property from being included when computing the taxable value of the net estate. Aggregate data is not available for the exempt value¹⁴.

1. ***Bequests to the State of Oklahoma***

Citation: 60 O.S. §382

Description: The value of any bequests of any property, real or personal, to the State of Oklahoma, or to any county, city, town or school district in the State, if accepted, is exempt from Oklahoma estate tax.

2. ***Local Industrial Development Bonds***

Citation: 62 O.S. §660

Description: The value of any bonds issued under the provisions of the Local Industrial Development Act is exempt from Oklahoma estate tax.

3. ***Estate Tax Credit***

Citation: 68 O.S. §802.1

Description: Credit for estate tax paid with respect to transfer of property to the present decedent by or from a person who died within ten (10) years before, or within two (2) years after, the present decedent.

4. ***Intangible Personal Property of a Nonresident***

Citation: 68 O.S. §807

Description: All intangible personal property of a nonresident is exempt from Oklahoma estate tax except intangible personal property specifically taxed by the Estate Tax Code.

5. ***Surviving Spouse***

Citation: 68 O.S. §807

Description: The value of any interest in decedent's estate which vests in the surviving spouse is exempt from Oklahoma estate tax.

6. ***Debts of the Decedent***

Citation: 68 O.S. §808

Description: A deduction is allowed for all debts of the decedent and taxes on real and personal property.

¹³ The Oklahoma estate tax is being phased out. For deaths on or after January 1, 2010 the Oklahoma estate tax has been repealed.

¹⁴ The exception to this is the deduction for the value of the net estate that passes to heirs (item #13 below).

7. ***Income Taxes***
Citation: 68 O.S. §808
Description: A deduction in the amount of state and federal taxes on the income of the decedent to the date of death and unpaid federal gift taxes is allowed.
8. ***Taxes Paid to Other Jurisdictions***
Citation: 68 O.S. §808
Description: A deduction is allowed for death duties, estate or inheritance taxes paid or payable to foreign countries or other states on intangible personal property.
9. ***Special Assessments***
Citation: 68 O.S. §808
Description: A deduction is allowed for special assessments which are due and which are a lien upon taxable property located in this state.
10. ***Funeral Expenses***
Citation: 68 O.S. §808
Description: A deduction for funeral expenses and all amounts actually expended in the last sickness for the care of the deceased is allowed.
11. ***Executors' and Administrators' Commissions***
Citation: 68 O.S. §808
Description: A deduction for commissions paid to executors or administrators of the estate is allowed.
12. ***Charitable Bequests***
Citation: 68 O.S. §808
Description: A deduction for all transfers, gifts, or bequests to any charitable, educational or religious institution is allowed. This also includes any bequests to a nonprofit medical research foundation or to nonprofit organizations devoted exclusively to youth programs
13. ***Parents', Children or Descendants' Bequests***
Citation: 68 O.S. §809
Description: A deduction from the estate for that portion which passes to parents, children or other descendants, not to exceed Two Million Dollars (\$2,000,000.00). [\$3,000,000.00 for deaths on or after 1-01-09; fully deductible for deaths on or after 1-01-10]
Calendar Year 2008: \$51,010,000.00
Data Source: Estate Tax Return Data
Reliability: 2

14. ***Regional Water Districts***

Citation: 82 O.S. §1274

Description: The value of any and all obligations, securities, and evidences of indebtedness issued by a regional water district is exempt from Oklahoma estate tax.

IX. FRANCHISE TAX

1. ***Maximum Tax of \$20,000.00***
Citation: 68 O.S. §1205
Description: All capital employed which imposes a liability in excess of Twenty Thousand Dollars (\$20,000.00) is exempt.
Estimate: N/A

2. ***Corporations Owning Tax of \$250.00 or Less***
Citation: 68 O.S. §1205
Description: All capital employed which imposes a liability in the amount of Two Hundred and Fifty Dollars (\$250) or less in tax.
Estimate: \$2,195,000.00
Data Source: Tax Commission Records
Reliability: 2

3. ***Exempt Corporations and Organizations***
Citation: 68 O.S. §1206
Description: Savings and loan associations, small business investment companies, credit unions, trust companies, nonprofit corporations, and others listed in this section.
Estimate: N/A

4. ***Rural Electric Co-operatives***
Citation: 68 O.S. §1214
Description: Each co-operative and foreign corporation.
Estimate: N/A

5. ***Other Exempt Organizations***
Citation: 74 O.S. §§2106, 5060.9 and 5062.14
Description: Export trading companies, the Center for the Advancement of Science & Technology, and the Oklahoma Development Finance Authority.
Estimate: N/A

X. GROSS PRODUCTION AND PETROLEUM EXCISE TAXES

1. ***Enhanced Oil Recovery Deduction***

Citation: 68 O.S. §§ 1001, 1101 and 1102

Description: An exemption of gross production and petroleum excise tax on the incremental production attributable to the working interest owners of an approved enhanced oil recovery operation

Estimate: (Gross Production) \$2,003,000.00

Estimate: (Petroleum Excise) \$27,000.00

Data Source: Tax Reports

Reliability: 1

2. ***Incentive Rebates***

Citation: 68 O.S. §1001

Description: Rebate of 6/7ths of the 7% gross production tax paid on oil and/or gas produced from certified projects.

Horizontally Drilled

Estimate: (Gross Production) \$83,383,000.00

Estimate: (Petroleum Excise) Zero

Data Source: Claim Reports

Reliability: 1

Reestablished Production

Estimate: (Gross Production) \$127,000.00

Estimate: (Petroleum Excise) Zero

Data Source: Claim Reports

Reliability: 1

Production Enhancement

Estimate: (Gross Production) \$2,388,000.00

Estimate: (Petroleum Excise) Zero

Data Source: Claim Reports

Reliability: 1

Deep Wells

Estimate: (Gross Production) \$376,000.00

Estimate: (Petroleum Excise) Zero

Data Source: Claim Reports

Reliability: 1

Ultra Deep Wells

Estimate: (Gross Production) \$25,000,000.00

Estimate: (Petroleum Excise) Zero

Data Source: Claim Reports

Reliability: 1

2. *Incentive Rebates (Continued)*

New Discovery

Estimate: (Gross Production) \$6,000.00
Estimate: (Petroleum Excise) Zero
Data Source: Claim Reports
Reliability: 1

3-D Seismic

Estimate: (Gross Production) \$76,000.00
Estimate: (Petroleum Excise) Zero
Data Source: Claim Reports
Reliability: 1

Economically At-Risk

Estimate: (Gross Production) \$1,421,000.00
Estimate: (Petroleum Excise) Zero
Data Source: Claim Reports
Reliability: 1

3. *Lease Interest Exemptions*

Citation: **68 O.S. §§ 1008 and 1106**
Description: The portion of royalty interest exempt from gross production and petroleum excise tax attributable to the minerals owned by Cities, Counties, School Districts, Indian Tribes, State or Federal Government.
Estimate: (Gross Production) \$5,945,000.00
Estimate: (Petroleum Excise) \$81,000.00
Data Source: Tax Reports
Reliability: 1

4. *Gas Marketing Deduction*

Citation: **68 O.S. §§ 1001.4, 1101 and 1102**
Description: A deduction on the levy of gross production and petroleum excise tax for certain non-production related costs associated with the marketing and transportation of natural gas.
Estimate: (Gross Production) \$30,276,000.00
Estimate: (Petroleum Excise) \$411,000.00
Data Source: Tax Reports
Reliability: 1

5. *Credit for Small Business and Rural Small Business Capital Companies*

Citation: **68 O.S. §§2357.63(E) and 2357.74(E)**
Description: A tax credit for qualified investment in Oklahoma Small Business Capital Companies and Oklahoma Rural Small Business Capital Companies to be taken against gross production and petroleum excise tax.

5. *Credit for Small Business and Rural Small Business Capital Companies*
(Continued)

Estimate: (Gross Production)	\$4,498,000.00
Estimate: (Petroleum Excise)	\$61,000.00
Data Source:	Claim Reports
Reliability:	1

XI. MISCELLANEOUS TAX PROVISIONS

A. AIRCRAFT REGISTRATION FEES

1. ***Aircraft Owned by the Manufacturer***
Citation: 3 O.S. §253
Description: Aircraft manufactured under a FAA approved certificate which are owned and in the possession of the manufacturer.
Estimate: Minimal
Data Source: Aircraft Registration Documents
Reliability: 1

2. ***Aircraft Owned by Charitable Organizations***
Citation: 3 O.S. §253
Description: Aircraft owned by charitable organizations and used solely for the furtherance of charitable purposes.
Estimate: Zero
Data Source: Aircraft Registration Documents
Reliability: 1

3. ***Aircraft Owned by Nonresidents***
Citation: 3 O.S. §253
Description: Aircraft belonging to nonresidents of this state and registered in another state.
Estimate: N/A

4. ***Aircraft of the Federal Government and State Government***
Citation: 3 O.S. §253
Description: Aircraft of the federal government, any state government, and any aircraft of the Civil Air Patrol.
Estimate: N/A

5. ***Aircraft of a Foreign Country***
Citation: 3 O.S. §253
Description: Aircraft licensed by a foreign country with which the United States has a reciprocal agreement covering the operation of such licensed aircraft.
Estimate: Zero
Data Source: Aircraft Registration Documents
Reliability: 1

6. ***Aircraft Which Are Not Airworthy***
Citation: 3 O.S. §253
Description: Aircraft not currently licensed or holding a current airworthiness certificate by the FAA.
Estimate: N/A

B. AIRCRAFT EXCISE TAX

1. ***Aircraft Owned by the Manufacturer***
Citation: 68 O.S. §6003
Description: Aircraft manufactured under a FAA approved certificate which are owned and in the possession of the manufacturer.
Estimate: N/A
2. ***Aircraft Owned by Dealers***
Citation: 68 O.S. §6003
Description: Aircraft owned by a licensed dealer and in the dealer's inventory.
Estimate: N/A
3. ***Aircraft of the Federal Government and State Governments***
Citation: 68 O.S. §6003
Description: Aircraft belonging to the federal government or any state government.
Estimate: N/A
4. ***Corporate, Partnership or Limited Liability Company Aircraft***
Citation: 68 O.S. §6003
Description: Aircraft transferred pursuant to the formation, reorganization or dissolution of a corporation, partnership, or limited liability company.
Estimate: Zero
Data Source: Aircraft Registration Documents
Reliability: 1
5. ***Aircraft Owned by Commercial Airlines***
Citation: 68 O.S. §6003
Description: Aircraft purchased outside this state and brought into the state to be used by commercial airlines.
Estimate: N/A
6. ***Aircraft upon Which an Out-Of-State Tax Has Been Paid***
Citation: 68 O.S. §6003
Description: Aircraft on which a tax levied pursuant to the provisions of the laws of another state, equal to or in excess of the aircraft excise tax, has been paid.
Estimate: N/A
7. ***Aircraft Acquired by Inheritance***
Citation: 68 O.S. §6003
Description: Aircraft when the legal ownership of such aircraft is obtained by the applicant for a certificate of title by inheritance.
Estimate: N/A

8. ***Aircraft Obtained through Foreclosure Proceedings***
Citation: 68 O.S. §6003
Description: Aircraft obtained by the lienholder or mortgagee under or by foreclosure of a lien or mortgage.
Estimate: N/A
9. ***Aircraft Transferred within the Family***
Citation: 68 O.S. §6003
Description: Aircraft transferred between husband and wife, or parent and child, where no valuable consideration is given.
Estimate: N/A
10. ***Aircraft Used for Agricultural Purposes***
Citation: 68 O.S. §6003
Description: Aircraft purchased by a resident of this state and used exclusively in this state for agricultural spraying purposes.
Estimate: N/A
11. ***Aircraft Sold for More Than \$2,500,000.00***
Citation: 68 O.S. §6003
Description: Aircraft with a selling price in excess of Two Million Five Hundred Thousand Dollars (\$2,500,000.00) which are transferred to a purchaser who is not a resident of this state for immediate transfer out of state.
Estimate: Zero
Data Source: Aircraft Excise Tax Files
Reliability: 1
12. ***Trust Transfers***
Citation: 68 O.S. §6003
Description: Aircraft transferred without consideration between an individual and an express trust.
Estimate: N/A
13. ***Aircraft Selling for More Than \$5,000,000.00***
Citation: 68 O.S. §6003.1
Description: Credit against the aircraft excise due on the sale of aircraft where the selling price is Five Million Dollars (\$5,000,000.00) for expenditures made by the persons owing the tax, for the benefit of airports located in Oklahoma.
Estimate: Zero
Data Source: Aircraft Excise Tax Files
Reliability: 1

C. WASTE TIRE RECYCLING FEES

A waste tire recycling fee is assessed on sales of motor vehicle tires and the first registration of motor vehicles. Exemptions from the imposition of the waste tire recycling fee exist for used or retread tires upon which the waste tire fee was previously paid, motor vehicles registered pursuant to the IRP and all-terrain and off-road motorcycles. Exemptions are reported in the aggregate and therefore estimates are not available

1. ***International Registration Plan (IRP) Motor Vehicles***
Citation: 27A O.S. §2-11-401.2
Description: Motor Vehicles registered pursuant to the IRP.
2. ***Recycling Fee Previously Paid***
Citation: 27A O.S. §2-11-401.2
Description: Purchases of used or retreaded tires provided that the tire dealer can document that the recycling fee has been previously paid.
3. ***All-terrain Vehicles and Off-road Motorcycles***
Citation: 27A O.S. §2-11-401.2
Description: All-terrain vehicles and off-road motorcycles registered pursuant to Section 1132 of Title 47.

D. ALCOHOLIC BEVERAGE & LOW POINT BEER EXCISE TAXES

1. ***Low-Point Beer Manufactured for Export***
Citation: 37 O.S. §163.3
Description: Low-point beer manufactured for export.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 1
2. ***Low-Point Beer Made for Personal Use***
Citation: 37 O.S. §163.3
Description: Low-point beer made for personal use by a person licensed by the ABLE Commission
Estimate: Effective August 27, 2010
3. ***Beer Manufactured for Export***
Citation: 37 O.S. §553
Description: Beer manufactured for export.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1

3. ***Industrial Use Alcohol***
Citation: 37 O.S. §554
Description: Alcohol used exclusively for industrial purposes by the holder of an industrial license.
Estimate: N/A
4. ***U.S. Tax-Free Permit***
Citation: 37 O.S. §554
Description: Alcohol lawfully withdrawn and used free of tax under a tax-free permit issued by the United States.
Estimate: N/A
5. ***Licensed Physicians and Dentists***
Citation: 37 O.S. §554
Description: Alcohol used exclusively by licensed physicians, dentists, and pharmacists in the practice of their professions.
Estimate: N/A
6. ***Beer, Cider and Wine Made for Personal Use***
Citation: 37 O.S. §554
Description: Beer¹⁵, cider and wine made for personal use by a person licensed by the ABLE Commission
Estimate: N/A
7. ***Sacramental Wine***
Citation: 37 O.S. §554
Description: Wine used exclusively for sacramental purposes in bona fide religious ceremonies.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 1
8. ***Imported Alcoholic Beverages***
Citation: 37 O.S. §554
Description: Alcoholic beverages, not exceeding one (1) liter, imported into this state by the possessor for his own personal use.
Estimate: N/A

E. CIGARETTE STAMP TAX

1. ***Veterans Hospitals***
Citation: 68 O.S. §321
Description: Cigarettes sold to veterans hospitals and state-operated domiciliary homes for veterans.
Estimate: \$138,000.00
Data Source: Wholesaler's Reports
Reliability: 1

¹⁵ Effective August 27, 2010, beer made for personal use pursuant to a personal use permit is excluded from the excise tax levied by Section 553 of Title 37. Laws 2010, c 229, §5.

2. ***United States of America***
Citation: 68 O.S. §321
Description: Sales of cigarettes to the United States.
Estimate: Zero¹³

3. ***Indian Tribal Compact Sales***
Citation: 68 O.S. §321
Description: Sales to a federally recognized Indian tribe which has entered into a compact with the State of Oklahoma or to a licensee of such tribe.
Estimate: \$33,714,000.00
Data Source: Tax Commission Records
Reliability: 1

4. ***Indian Tribal Sales***
Citation: 68 O.S. §321
Description: Sales to a federally recognized Indian tribe or to a licensee of such tribe upon which the tax levied by §349¹⁶ of the Title 68 has been paid.
Estimate: \$2,426,000.00
Data Source: Tax Commission Records
Reliability: 1

F. TOBACCO PRODUCTS TAX

1. ***Veterans Hospitals***
Citation: 68 O.S. §419
Description: Tobacco products sold to veterans hospitals and state-operated domiciliary homes for veterans.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 2

2. ***Indian Tribal Compact Sales***
Citation: 68 O.S. §419
Description: Sales to a federally recognized Indian tribe, which has entered into a compact with the State of Oklahoma or to a licensee of such tribe.
Estimate: \$6,364,000.00
Data Source: Tax Commission Records
Reliability: 1

¹⁶ The reduced 75% cigarette excise tax rate levied by Section 349 of Title 68 was repealed by Laws 2009, c 434, § 23, effective January 1, 2010.

3. ***Indian Tribal Sales***

Citation: 68 O.S. §419

Description: Sales to a federally recognized Indian tribe or to a licensee of such tribe upon which tax levied by §426¹⁷ of Title 68 has been paid.

Estimate: \$492,000.00

Data Source: Tax Commission Records

Reliability: 1

G. MOTOR FUEL/DIESEL FUEL IMPORTER FOR USE TAX

Importer for use tax is levied upon the importation of gasoline or diesel fuel wherein such products are brought into Oklahoma in the fuel supply tanks of vehicles being used on the highways of this state for commercial purposes. Gasoline and diesel fuel imported by certain vehicles or by certain entities may be exempt or subject to credits as provided for by statute. Aggregate data is not available to estimate the tax expenditures.

1. ***Automobiles or Recreational Vehicles***

Citation: 68 O.S. §605

Description: Automobiles or recreational vehicles constructed and used for transporting persons other than for hire.

2. ***Vehicles Less Than 26,000 lbs.***

Citation: 68 O.S. §605

Description: Fuel imported into the state in motor vehicles with a gross vehicle weight of less than twenty-six thousand (26,000) pounds.

3. ***Agricultural Vehicles***

Citation: 68 O.S. §605

Description: Fuel imported by persons transporting livestock and farm products to or from the market.

4. ***Tour Buses***

Citation: 68 O.S. §605

Description: Tour buses operated to transport passengers by charter or special service.

5. ***United States of America***

Citation: 68 O.S. §605

Description: Motor fuel or diesel fuel used in vehicles owned by the United States of America.

6. ***Temporary Fuel Permit***

Citation: 68 O.S. §605

Description: Persons importing fuel for use in this state that have received a temporary fuel permit from the Tax Commission.

¹⁷ The reduced 75% tobacco products excise tax levied by Section 426 of Title 68 was repealed by Laws 2009, c 434 §20, effective January 1, 2010.

7. ***Credit for Fuel Consumed Outside the State***

Citation: 68 O.S. §615

Description: Credit allowed for gasoline or diesel fuel upon which tax has been paid and thereafter consumed outside the State of Oklahoma.

H. SPECIAL FUEL USE TAX

Special fuel use tax is levied upon fuel existing in a liquid or gaseous state and which is delivered into fuel supply tanks of motor vehicles in Oklahoma or which is imported into this state in the fuel supply tanks of vehicles being used on the highways of this state for commercial purposes. Special fuels used in certain vehicles or by certain entities may be exempt or subject to credits as provided for by statute. Aggregate data is not available to estimate the tax expenditures.

1. ***United States of America***

Citation: 68 O.S. §708

Description: Special fuel delivered into the supply tanks of or used by motor vehicles owned by the United States.

2. ***Agricultural Use***

Citation: 68 O.S. §708

Description: Special fuel delivered into the supply tanks of farm tractors and stationary engines used for agricultural purposes.

3. ***Passenger Automobiles***

Citation: 68 O.S. §708

Description: Special fuel imported into Oklahoma in the fuel supply tanks of passenger automobiles.

4. ***Motor Vehicles with 25 Gallons or Less Supply Tanks***

Citation: 68 O.S. §708

Description: Special fuel imported into Oklahoma in storage tanks with a capacity of twenty-five (25) gallons or less and not used for commercial purposes.

5. ***Agricultural Vehicles***

Citation: 68 O.S. §708

Description: Special fuel imported by persons transporting livestock and farm products to or from the market.

6. ***Road Machinery and Equipment***

Citation: 68 O.S. §708

Description: Special fuel used in road machinery and equipment built for and used on location in the construction of public highways.

7. ***Passenger Motor Buses or Coaches***
Citation: 68 O.S. §708
Description: Special fuel used in passenger motor buses or coaches with a seating capacity of ten (10) or more persons used in public transit systems.

8. ***County, City or Town Vehicles***
Citation: 68 O.S. §708
Description: Special fuel purchased by any county, city or town for use in vehicles operated for the benefit of the county, city or town.

9. ***School Districts***
Citation: 68 O.S. §708
Description: Special fuel purchased by an Oklahoma school district for use in vehicles for the sole benefit of the school district.

10. ***State Department of Transportation***
Citation: 68 O.S. §708
Description: Special fuel purchased by the Oklahoma Department of Transportation for use in vehicles for the sole benefit of the Department of Transportation.

11. ***Credit for Special Fuel Consumed Outside the State***
Citation: 68 O.S. §722
Description: Credit allowed for special fuel upon which tax has been paid and thereafter consumed outside the State of Oklahoma.

12. ***Fee in Lieu of Tax***
Citation: 68 O.S. §723
Description: Flat fee of Fifty Dollars (\$50.00) for each automobile and truck using liquefied petroleum gas or natural gas as fuel. The fee is in lieu of the special fuel tax.

I. COIN-OPERATED MUSIC AND AMUSEMENT DEVICE FEES

A coin-op fee is for vending, music, amusement, and bulk-vending devices and is in lieu of sales tax. An annual decal is required; the decal amount depends on the type of device. No reporting requirement exists for coin-op devices exempted by statute and therefore tax expenditure estimates are unavailable.

1. ***Vending Devices Owned by Schools, Churches, or Governments***
Citation: 68 O.S. §1503.1
Description: Coin-operated vending devices owned by and located in a public or private school, a church, or a governmental entity.

2. ***Newspaper Vending Devices***
Citation: 68 O.S. §1503.1
Description: Coin-operated vending devices, which dispense only newspapers or periodicals.

3. ***Postage Stamp Vending Devices***
Citation: 68 O.S. §1503.1
Description: Coin-operated vending devices, which dispense only postage stamps.

4. ***Vending Devices Installed on Federal Military Bases***
Citation: 68 O.S. §1503.1
Description: Coin-operated vending devices installed on federal military bases.

J. MOTOR VEHICLE RENTAL TAX

The tax levied on the rental of motor vehicles is assessed on all rental agreements with terms of 90 days or less with certain exceptions. The motor vehicle rental tax is not applicable to "lease agreements" in excess of ninety (90) days in duration, rental agreements for any truck or truck-tractor registered as commercial vehicles which have a laden weight or combined laden weight of eight thousand (8,000) pounds or more or trailers/semitrailers registered pursuant to 47 O.S. § 1133. The motor vehicle rental tax reporting data does not capture the rental agreement amounts excluded by statute and therefore estimates are not available.

1. ***Lease Vehicles***
Citation: 68 O.S. §2110
Description: Vehicles subject to any lease agreements.

2. ***Prorate Vehicles***
Citation: 68 O.S. §2110
Description: Truck or truck-tractors having a combined laden weight of eight thousand (8,000) pounds or more and registered pursuant to the IRP.

3. ***Trailers or Semitrailers***
Citation: 68 O.S. §2110
Description: Trailers or semitrailers registered pursuant to Section 1133 of Title 47 of the Oklahoma Statutes.

4. ***Bad Debt Deduction***
Citation: 68 O.S. § 2110
Description: Vehicle rental tax deduction from gross receipts for bad debts.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 1

K. DOCUMENTARY STAMP TAX

All property transferred by deed that is not specifically exempted by statute is subject to the documentary stamp tax, and shall be paid by either the grantee or the grantor to the county clerk. No centralized database exists to compile the property value or tax information for the property transfers exempted by statute and therefore estimates are not available.

1. ***Prior Recorded Deeds***
Citation: 68 O.S. §3202
Description: Deeds recorded prior to the effective date of Sections 3201 through 3206 of Title 68.

2. ***Deeds Which Secure a Debt***
Citation: 68 O.S. §3202
Description: Deeds which secure a debt or other obligation.

3. ***Supplemental Deeds***
Citation: 68 O.S. §3202
Description: Deeds which, without additional consideration, confirm, correct, modify or supplement a deed previously recorded.

4. ***Deeds between Family Members***
Citation: 68 O.S. §3202
Description: Deeds, without consideration, between husband and wife, parent and child or any persons related within the second degree of consanguinity or deeds between any person and an express revocable trust created by such person or such person's spouse.

5. ***Tax Deeds***
Citation: 68 O.S. §3202
Description: Tax deeds.

6. ***Deeds of Release of Property***
Citation: 68 O.S. §3202
Description: Deeds of release of property which is security for a debt or other obligation.

7. ***Deeds Executed by Indian Tribal Members***
Citation: 68 O.S. §3202
Description: Deeds executed by members of Indian tribes in approval proceedings of the district courts or by the Secretary of the Interior.

8. ***Deeds of Partition***
Citation: 68 O.S. §3202
Description: Deeds of partition, unless, for consideration, some of the parties take shares greater in value than their individual interests.

9. ***Merger Deeds***
Citation: 68 O.S. §3202
Description: Deeds made pursuant to mergers of partnerships, limited liability companies, or corporations.
10. ***Deeds to a Parent Corporation***
Citation: 68 O.S. §3202
Description: Deeds made by a subsidiary corporation to its parent corporation for no consideration.
11. ***State of Oklahoma***
Citation: 68 O.S. §3202
Description: Deeds or instruments to which the State of Oklahoma or any of its instrumentalities, agencies or subdivisions is a party.
12. ***United States of America***
Citation: 68 O.S. §3202
Description: Deeds or instruments to which the United States or any of its agencies or departments is a party.
13. ***Foreclosure Deeds***
Citation: 68 O.S. § 3202
Description: Deeds executed pursuant to a foreclosure proceeding in which the grantee is the holder of a mortgage on the property being foreclosed.
14. ***Oklahoma Space Industry Development Authority Deeds***
Citation: 68 O.S. §3202
Description: Deeds or instruments to which the Oklahoma Space Industry Development Authority or a spaceport user is a party.

L. TOURISM PROMOTION GROSS RECEIPTS TAX
(Repealed July 1, 2007)

M. CHARITY GAMES TAX

1. ***Veterans' Organizations***
Citation: 3A O.S. §421
Description: Sales of bingo faces, U-PIK-EM bingo game sets, breakopen ticket games, and other charity game equipment to certain veterans' organizations.
Estimate: \$1,314,000.00
Data Source: Tax Commission Records
Reliability: 2

2. ***Group Home for Mentally Disabled Individuals***
Citation: 3A O.S. § 421
Description: Sales of bingo faces, U-PIK-EM bingo game sets, breakopen ticket games, and other charity games equipment to a group home for mentally disabled individuals exempt from taxation pursuant to 501(c)(3) of the Internal Revenue Code.
Estimate: N/A

3. ***Bad Debt Credit***
Citation: 3A O.S. §422
Description: Credit allowed for taxes paid by the distributor that become uncollectible from an organization.
Estimate: Zero
Data Source: Tax Commission Records
Reliability: 2

4. ***Damaged Equipment***
Citation: 3A O.S. §422
Description: Credit for tax paid on damaged bingo faces, U-PIK-EM bingo game sets, breakopen ticket games, or charity game equipment.
Estimate: \$69,000.00
Data Source: Tax Commission Records
Reliability: 2

N. BOAT AND MOTOR REGISTRATION FEES

1. ***Military Personnel***
Citation: 63 O.S. §4021
Description: Boats and motors owned by members of the Armed Forces of the United States assigned to duty in this state or owned by their spouses, who reside in Oklahoma. The special registration also applies to Oklahoma residents who are members of the Armed Forces and stationed out of state.
Estimate: \$7,000.00
Data Source: Boat and Motor Registrations
Reliability: 2

2. ***Boat and Motor Replacement Credit***
Citation: 63 O.S. §4021
Description: Credit allowed with respect to the registration fee of a new boat and/or motor which is a replacement for a stolen or defective new original boat and/or motor.
Estimate: Minimal
Data Source: Boat and Motor Registrations
Reliability: 2

3. ***State of Oklahoma***
Citation: 63 O.S. §4021
Description: Boats and motors owned by the State of Oklahoma, its agencies, departments, or political subdivisions.
Estimate: \$11,000.00
Data Source: Boat and Motor Registrations
Reliability: 2

4. ***Houseboats of a Fleet of 20 or More Vessels***
Citation: 63 O.S. §4021
Description: Boats which are part of a fleet used for lodging and for which a rental fee and sales taxes are collected.
Estimate: Minimal
Data Source: Boat and Motor Registrations
Reliability: 2

5. ***Boy Scouts of America, Girl Scouts of U.S.A. and Campfire USA***
Citation: 63. O.S. §4021
Description: Boats and motors owned by the Boy Scouts of America, the Girl Scouts of U.S.A., and the Campfire USA devoted exclusively to youth programs emphasizing physical fitness, character development and citizenship training.
Estimate: \$4,000.00
Data Source: Boat and Motor Registrations
Reliability: 2

6. ***Donated Boats and Motors***
Citation: 63 O.S. §4021
Description: Boats and motors donated to nonprofit charitable organizations.
Estimate: N/A

O. BOAT AND MOTOR EXCISE TAX

1. ***Donated Boats and Motors***
Citation: 63 O.S. §4021
Description: Boats and motors donated to nonprofit charitable organizations.
Estimate: N/A

2. ***Marital and Parental Transfers***
Citation: 63 O.S. §4103
Description: Transfers of boats and/or motors without consideration between a husband and wife or parent and child.
Estimate: \$189,000.00
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2

3. ***Replacement Boat and Motor***
Citation: 63 O.S. §4103
Description: Credit allowed with respect to excise tax paid for a new boat and/or motor which is a replacement for a stolen or defective new original boat and/or motor.
Estimate: Minimal
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2

4. ***New Resident***
Citation: 63 O.S. §4106
Description: Any boat or motor brought into this state by a person formerly living in another state who has owned and registered the boat or motor in the other state at least sixty (60) days prior to first registration in this state.
Estimate: \$73,000.00
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2

5. ***Government Entities***
Citation: 63 O.S. §4106
Description: Any boat or motor registered by the United States, State of Oklahoma, or by any of their political subdivisions.
Estimate: \$5,000.00
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2

6. ***Inherited***
Citation: 63 O.S. §4106
Description: Any boat or motor, the legal ownership of which was obtained by the owner through inheritance.
Estimate: \$14,000.00
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2

7. ***Used Boat and Motor Dealers***
Citation: 63 O.S. §4106
Description: Any boat and motor owned and being offered for sale by a licensed boat and motor dealer.
Estimate: \$63,000.00
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2

8. ***Foreclosure***
Citation: 63 O.S. §4106
Description: Any boat and motor, the ownership of which was obtained by the lienholder or mortgagee under or by a foreclosure of a lien or mortgage.
Estimate: \$21,000.00
Data Source: Boat and Motor Excise Tax Receipts
Reliability: 2
9. ***Boy Scouts of America, Girl Scouts of U.S.A. and Campfire USA***
Citation: 63 O.S. 4106
Description: Boats and motors owned by the council organization or similar state supervisory organizations of the Boy Scouts of America, Girl Scouts of U.S.A. and the Campfire USA.
Estimate: Minimal
Data Source: Tax Commission Records
Reliability: 2
10. ***Corporate and Partnership Boats and Motors***
Citation: 63 O.S. 4106
Description: Any boat or motor transferred pursuant to the formation or dissolution of a corporation or partnership.
Estimate: Minimal.
Data Source: Tax Commission Records
Reliability: 2