

# What's New in the 2011 Oklahoma Business Incentives and Tax Information Guide

Welcome to the 2011 Oklahoma Business Incentives and Tax Information Guide. The rules, legislation and appropriations related to taxes and incentives are very dynamic, and as changes occur, this Tax Guide will be updated. Please refer to this on-line guide often to get the most current information. Key changes from the previous year's Tax Guide are highlighted here in brief:

## ***Former Indian Lands Tax Credit***

The Emergency Economic Stabilization Act of 2008 (H.R. 1424) became law on October 3, 2008. Included in this law was the extension of the Former Indian Lands Income Tax Credit. This Federal credit allows for businesses located on qualifying Former Indian Lands in Oklahoma to have the opportunity for accelerated depreciation on capitalized items and also an income tax credit on wages paid to Native Americans or their spouses. This provision has been extended to December 31, 2011. Information on this tax credit is found in Section II of this tax guide.

## ***The Oklahoma Opportunity Fund***

No new appropriations were given to the Oklahoma Opportunity Fund in the 2011 legislative session. While there are no funds available in this fund for 2010-2011, the program still exists for the possibility of future appropriations.

## ***Oklahoma Quick Action Closing Fund***

(62 O.S. §§ 48.1 – 48.2)

The Oklahoma Quick Action Closing Fund was established in the 1<sup>st</sup> Session of the 53<sup>rd</sup> Oklahoma Legislature in House Bill 1953. House Bill 1953 was executed by Governor Mary Fallin on May 24, 2011.

The Oklahoma Quick Action Closing Fund can be expended by the Governor for economic development and related infrastructure development to locate a high-impact business project or facility in Oklahoma or retain such a facility in the State.

The business making an application must be engaged in a business activity that is eligible for Oklahoma Quality Jobs Program Act incentive payments (68 O.S. § 3603) or in a “basic industry” as set forth in the 21<sup>st</sup> Century Quality Jobs Incentive Act (68 O.S. § 3913).

The Oklahoma Department of Commerce is responsible for the administration of the Oklahoma Quick Action Closing Fund. The application will be made available once funds are appropriated to the Oklahoma Quick Action Closing Fund by the Oklahoma Legislature.