

Amendment to Compensation Agreement Amendment- Oklahoma

3. Each member state shall establish three rates of compensation which shall be a percentage of a portion of sales and use taxes remitted by a seller in the reported month. Rate 1 shall be paid on the first \$6,250.00 of the sales and use tax remitted by a seller in the reported month. Rate 2, which shall not be less than fifty percent (50%) of a Rate 1, shall be paid on the amount of sales and use tax remitted in the reported month exceeding \$6,250.00 and less than or equal to \$62,500.00. Rate 3, which shall not be less than twenty-five percent (25%) of Rate 1, shall be paid on the sales and use tax remitted by a seller in the reported month exceeding \$62,500.00.

Each member state shall establish Rates 1, 2, 3 to provide total compensation not less than:

- 1) One percent (1%) of state and local sales and use tax collections for states that require sellers to report tax by local jurisdiction; or
- 2) Nine-tenths of One percent (0.9%) of sales and use tax collections for states that do not require sellers to report tax by local jurisdiction.

Calculation of the compensation rate for the next succeeding calendar year should be based on remittances for the previous 12 months ending September 30 of the immediately prior calendar year and the methodology prescribed in the rules to be promulgated by the Governing Board.

No member state shall be required by the Agreement to pay compensation to a seller in any month on sales and use taxes remitted for such month in excess of

- a) ~~One Million Dollars (\$1,000,000.00)~~ Seven Hundred Fifty Thousand Dollars (\$750,000.00) for states with sales and use tax collections in the twelve month period ending June 30 of the previous calendar year of not more than ~~Two Billion Dollars (\$2,000,000,000.00)~~ One Billion Dollars (\$1,000,000,000.00); or
- b) One Million Dollars (\$1,000,000.00) for states with sales and use tax collections in the twelve month period ending June 30 of the previous calendar year of more than One Billion Dollars (\$1,000,000,000.00) and not more than Two Billion Five Hundred Million Dollars (\$2,500,000,000.00); or
- c) Three Million Dollars (\$3,000,000.00) for states with sales and use tax collections in the twelve month period ending June 30 of the previous calendar year of more than Two Billion Five Hundred Million Dollars (\$2,500,000,000.00) and not more than Five Billion Dollars (\$5,000,000,000.00); or
- b) d) Five Million Dollars (\$5,000,000.00) for states with sales and use tax collections in the twelve month period ending June 30 of the previous calendar year of more than ~~Two Billion Dollars (\$2,000,000,000.00)~~ Five

Billion Dollars (\$5,000,000,000.00) and not more than ~~Six Billion Dollars~~ (\$6,000,000,000.00) Seven Billion, Five Hundred Million Dollars (\$7,500,000,000.00); or

e) Seven Million Dollars (\$7,000,000.00) for states with sales and use tax collections in the twelve month period ending June 30 of the previous calendar year of more than Seven Billion, Five Hundred Million Dollars (\$7,500,000,000.00) and not more than Ten Billion Dollars (\$10,000,000,000.00); or

e) f) Ten Million Dollars (\$10,000,000.00) for states with sales and use tax collections in the twelve month period ending June 30 of the previous calendar year of more than ~~Six Billion Dollars (\$6,000,000,000.00) Ten Billion Dollars (\$10,000,000,000.00).~~

The Governing Board may adjust the above caps as necessary due to inflation, growth in sales tax revenues or other relevant factors. The Compensation Certification and Review Committee must review any proposed adjustments to these caps and make a recommendation to the Governing Board on such proposed adjustments prior to any vote by the Governing Board on changes to the above caps.