Oklahoma Tax Commission
Pass-through Entity Election Form

Pass-Through Entity Tax Equity Act of 2019, hereafter called
Act. 68 OS Sec 2355.1P-1 through 2355.1P-4.

-Office Use Only-

FORM **586**
Revised 2024

Form 586 is used to report to the Oklahoma Tax Commission (OTC) that the below named entity is electing, or revoking an election, to become an electing pass-through entity (PTE). Once an entity has received an acknowledgment letter from the OTC, that entity is not required to file an additional Form 586, unless the entity is revoking a previous PTE election.

FEIN: _____ Entity Type: ☐ Partnership ☐ S-Corp

Name of Entity: _____

Address: _____

City: _____ State: _____ ZIP: _____

Phone Number: _____

Part 1 - Pass-through Entity Making the Election:

☐ The entity listed above is making the election to become an electing PTE.

The election is effective beginning tax year _____ (from _____ to _____)
YYYY MM/DD/YYYY MM/DD/YYYY

Did the PTE file an Oklahoma income tax return for the previous tax year? ☐ Yes ☐ No

Part 2 - Pass-through Entity Revoking the Election:

☐ The entity listed above is revoking its election to be an electing PTE.

The revocation is effective beginning tax year _____ (from _____ to _____)
YYYY MM/DD/YYYY MM/DD/YYYY

Under penalties of perjury, I declare that I have examined this form and to the best of my knowledge and belief it is true, correct and complete, and that I have the authority to execute this document on behalf of the electing PTE.

Name: _____ Title: _____

Signature: _____ Date: _____
MM/DD/YYYY

Mail to: **Oklahoma Tax Commission**
Oklahoma City, OK 73194

PTE Election Form Information

Any entity required to file an Oklahoma partnership income tax return or an Oklahoma Small Business Corporation (S corporation) income tax return may elect to become an electing PTE. **Complete Part 1 to make such an election**. This election has priority over and revokes any election to file a composite Oklahoma partnership return or the requirement of an S corporation to report and pay tax on behalf of a nonresident shareholder for the same tax year. An election made by one PTE is not binding on any other PTE. Each PTE must make its own election.

This election is binding until revoked by the PTE or by the OTC. The PTE may **revoke the election by completing Part 2**. If the amount of tax required to be paid by the PTE pursuant to the provisions of the Act is not paid when due, the OTC may revoke the PTE's election effective for the first year for which the tax is not paid.

The OTC will send an acknowledgement letter to each electing PTE.

Each electing PTE must attach a copy of the OTC acknowledgement letter to their Oklahoma income tax return.
Note: Form 586 is not required to be submitted with the OTC acknowledgment letter.

Each electing PTE must provide their shareholders, partners, or members a copy of the OTC acknowledgement letter and advise the shareholder, partner or member of the requirement to attach a copy of the acknowledgement letter to their Oklahoma income tax return.

Part 1 – Filing the Election

For Tax Years beginning on or after January 1, 2024, the election must be filed:

- Anytime during the preceding tax year or
- Two months and fifteen days after the beginning of the tax year.

Note: Beginning for tax year 2024, any entity required to file an Oklahoma S corporation or partnership income tax return may elect to become an electing PTE by filing an income tax return prior to but not later than the due date of the applicable return, including any extensions. See instructions for Form 512-S or Form 514.

Part 2 – Revoking the Election

The effective date of a revocation:

- Revocations made within two months and fifteen days of the beginning of the electing PTE's taxable year will be effective the first day of such taxable year.
- Revocations made during the electing PTE's taxable year but after such fifteenth day will be effective on the first day of the following taxable year.

Who Must Sign

If the electing PTE is required to file an Oklahoma partnership return, this form is to be signed by a partner or a member who is authorized to sign and file such income tax return.

If the electing PTE is required to file an Oklahoma Small Business Corporation (S corporation) return, this form is to be signed by a corporate officer or a member who is authorized to sign and file such income tax return.