

Hello. It looks like you're using an ad blocker that may prevent our website from working properly. To receive the best experience possible, please make sure any blockers are switched off and refresh the page.

If you have any questions or need help you can email us

challenge to IRS rules to implement so-called "Obamacare" in the state.

May. 22, 2013

U.S. District Judge Ronald White has set a June 20, 2013, hearing in Oklahoma's challenge to IRS rules to implement so-called "Obamacare" in the state.

White will hear arguments for and against a motion by attorneys for the federal government to dismiss the state's lawsuit.

In addition to arguing constitutional issues against the Affordable Care Act, Oklahoma's suit challenges IRS rules designed to implement key elements of the law — insurance subsidies for people earning up to 400 percent of the federal poverty level and tax penalties against employers who don't offer qualifying insurance to workers.

In written pleadings, attorneys for the state have argued that the federal health care law only allows the distribution of health insurance subsidies through a state health insurance exchange. Oklahoma has declined to create such an exchange.

The subsidies trigger tax penalties against certain employers who fail to offer qualifying health insurance.

If Oklahoma's lawsuit is successful, Oklahomans would not be able to get federal assistance to purchase health insurance under the law's provisions and Oklahoma companies would be exempt from the law's tax penalties.

Federal attorneys have made a number of arguments against Oklahoma's complaints, including that the state has no standing to bring the suit, the arguments are premature because the IRS has not attempted to levy any tax penalties yet and

federally facilitated health exchanges provided for in the law are the equivalent of

Hello. It looks like you're using an ad blocker that may prevent our website from working properly. To receive the best experience possible, please make sure any blockers are switched off and refresh the page.

If you have any questions or need help you can email us

---

Copyright 2013 – Tulsa World, Okla.

[Benefits](#) • [IRS](#) • [Small Business](#)

CPA Practice Advisor is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors.

© 2024 Firmworks, LLC. All rights reserved