



**GOV. MSG. NO. 1153**

EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

May 20, 2015

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Eighth State Legislature  
State Capitol, Room 210  
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Eighth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on May 20, 2015, the following bill was signed into law:

SB1136 HD1

RELATING TO SECTION 235-55.91, HAWAII  
REVISED STATUTES  
**ACT 053 (15)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

Approved by the Governor

on MAY 20 2015  
THE SENATE  
TWENTY-EIGHTH LEGISLATURE, 2015  
STATE OF HAWAII

ACT 053  
S.B. NO. 1136  
H.D. 1

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# A BILL FOR AN ACT

RELATING TO SECTION 235-55.91, HAWAII REVISED STATUTES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 235-55.91, Hawaii Revised Statutes, is  
2 amended by amending subsection (e) to read as follows:

3 "(e) The following wages paid to vocational rehabilitation  
4 referrals are ineligible to be claimed by the employer for this  
5 credit:

6 (1) No wages shall be taken into account under this  
7 section with respect to a vocational rehabilitation  
8 referral who:

9 (A) Bears any of the relationships described in  
10 section [~~152(a)(1) to (8)~~] 152(d)(2)(A) to (G) of  
11 the Internal Revenue Code to the taxpayer, or, if  
12 the taxpayer is a corporation, to an individual  
13 who owns, directly or indirectly, more than fifty  
14 per cent in value of the outstanding stock of the  
15 corporation (determined with the application of  
16 section 267(c) of the Internal Revenue Code);



1 (B) If the taxpayer is an estate or trust, is a  
2 grantor, beneficiary, or fiduciary of the estate  
3 or trust, or is an individual who bears any of  
4 the relationships described in section [~~152(a)(1)~~  
5 ~~to (8)~~] 152(d)(2)(A) to (G) of the Internal  
6 Revenue Code to a grantor, beneficiary, or  
7 fiduciary of the estate or trust; or

8 (C) Is a dependent (described in section [~~152(a)(9)~~]  
9 152(d)(2)(H) of the Internal Revenue Code) of the  
10 taxpayer, or, if the taxpayer is a corporation,  
11 of an individual described in subparagraph (A),  
12 or, if the taxpayer is an estate or trust, of a  
13 grantor, beneficiary, or fiduciary of the estate  
14 or trust.

15 (2) No wages shall be taken into account under this  
16 section with respect to any vocational rehabilitation  
17 referral if, prior to the hiring date of the  
18 individual, the individual had been employed by the  
19 employer at any time during which the individual was  
20 not a vocational rehabilitation referral.



1 (3) No wages shall be taken into account under this  
2 section with respect to any vocational rehabilitation  
3 referral unless such individual either:

4 (A) Is employed by the employer at least ninety days;  
5 or

6 (B) Has completed at least one hundred-twenty hours  
7 of services performed for the employer."

8 SECTION 2. Statutory material to be repealed is bracketed  
9 and stricken. New statutory material is underscored.

10 SECTION 3. This Act shall take effect upon its approval.

APPROVED this 20 day of MAY, 2015



GOVERNOR OF THE STATE OF HAWAII