
A BILL FOR AN ACT

RELATING TO TAXATION.

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

1 SECTION 1. Chapter 231, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§231- Annual reports on tax credits or exemptions
5 relating to economic development; posting on department website.
6 (a) For every authorized state tax credit or exemption that has
7 a purpose related to economic development, the state agency
8 required to certify or otherwise administer the tax credit or
9 exemption shall submit a report containing the information
10 required by subsection (b) to the department of taxation. If no
11 agency is required to certify or administer the tax credit or
12 exemption, or if certification or administration of the tax
13 credit or exemption is not otherwise required, the department
14 shall prepare the report. The department shall identify the
15 relevant authority for the tax credit or exemption and notify
16 the respective agencies of the requirements of this section no
17 later than August 1 of each year.



1 (b) Each report shall include the following information
2 from an existing database maintained by the agency or the
3 department:

4 (1) The name of each taxpayer approved for the tax credit
5 or exemption;

6 (2) The address of the taxpayer;

7 (3) The total amount of credit against tax liability,
8 reduction in taxable income, or exemption from
9 property taxation granted to the taxpayer;

10 (4) Specific outcomes or results required by the tax
11 credit or exemption and information about whether the
12 taxpayer meets the requirements. The information
13 shall be based on data already collected and analyzed
14 by the agency in administering the tax credit or
15 exemption. If statistics are provided, a description
16 of the methodology used in generating the statistics
17 shall be included;

18 (5) An explanation of the agency's certification decision
19 for the taxpayer, if applicable;

20 (6) Any other information submitted by the taxpayer and
21 relied upon by the agency in its certification
22 determination;



1 (7) Any other information that the agency deems valuable
2 to provide context for the information required in
3 this subsection; and

4 (8) Any other information required by the department.

5 (c) The information required by subsection (b) shall not
6 include proprietary information or any other information exempt
7 from disclosure as determined by the department.

8 (d) No later than September 30 of each year, an agency
9 subject to subsection (a) shall submit to the department the
10 information required under subsection (b) regarding applications
11 for the tax credits or exemptions approved by the agency during
12 the prior fiscal year. The information shall be posted on the
13 department's website no later than December 31 and shall be
14 accessible in the format and manner required by the department.
15 The reports shall be separate from the report on tax credits
16 required by section 231-3.4.

17 (e) The department shall adopt rules pursuant to chapter
18 91 to implement this section."

19 SECTION 2. There is appropriated out of the general
20 revenues of the State of Hawaii the sum of \$ or so
21 much thereof as may be necessary for fiscal year 2012-2013 for



1 the preparation and electronic posting of annual reports on tax
2 credits or exemptions relating to economic development.

3 The sum appropriated shall be expended by the department of
4 taxation for the purposes of this Act.

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect on July 1, 2012.



Report Title:

Taxation; Tax Credits and Exemptions Relating to Economic Development; Reports; Website Posting; Appropriation

Description:

Requires state agencies or the department of taxation to prepare reports relating to authorized tax credits or exemptions that have a purpose related to economic development. Requires the department of taxation to post the reports on its website. Appropriates unspecified funds. (SD2)

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