STAND. COM. REP. NO. 456 -06

Honolulu, Hawaii

Fely 17, 2006

RE: H.B. No. 3114

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred H.B. No. 3114 entitled:

"A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION TAX CREDIT,"

begs leave to report as follows:

The purpose of this bill is to provide incentives for restoring important historical structures by establishing an income tax credit for qualifying costs incurred by Hawaii residents in rehabilitating or preserving historic structures in the state.

The Department of Taxation, Honolulu Culture & Arts District Association, Historic Hawaii Foundation, and two concerned individuals supported this bill. The Department of the Attorney General, Department of Land and Natural Resources, and Tax Foundation of Hawaii submitted comments.

Your Committee supports efforts to restore our valuable historic structures. These properties reflect the growth and evolution of our unique culture and history. In addition, it is your Committee's intent to provide a "progressive" tax credit to help those who truly depend on the assistance provided under this credit to restore historical structures. The tax credit should not be targeted to those who can afford to perform the restoration without the credit.

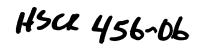
Your Committee also notes that concerns were raised regarding limiting this tax credit to resident taxpayers. This provision may raise constitutional issues relating to the Equal Protection Clause or the Privileges and Immunities Clause. Your Committee supports future legislative efforts to address this issue as this measure goes through the legislative process.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3114 and recommends that it pass Second Reading and be referred to the Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Water, Land, & Ocean Resources,

EZRAR. KANOHO, Chair

State of Hawaii House of Representatives The Twenty-third Legislature



Record of Votes of the Committee on Water, Land, & Ocean Resources

TOTAL To	Bill/Resolution No.: HB 3114	Date:	2-13-04			
WLO Members Ayes Ayes (WR) Nays Excused 1. KANOHO, Ezra R. (C) 2. SCHATZ, Brian (VC) 3. BERG, Lyla B., Ph.D. 4. CARROLL, Mele 5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL	Committee Referral: WLO, FIN					
WI.O Members Ayes Ayes (WR) Nays Excused 1. KANOHO, Ezra R. (C) 2. SCHATZ, Brian (VC) 3. BERG, Lyla B., Ph.D. 4. CARROLL, Mele 5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL 7 The recommendation is: Adopted Not Adopted If joint referral,	•					
1. KANOHO, Ezra R. (C) 2. SCHATZ, Brian (VC) 3. BERG, Lyla B., Ph.D. 4. CARROLL, Mele 5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL 7 The recommendation is: Adopted Not Adopted If joint referral,	noid		Recommit			
2. SCHATZ, Brian (VC) 3. BERG, Lyla B., Ph.D. 4. CARROLL, Mele 5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL 7 The recommendation is: Adopted If joint referral,	WLO Members	Ayes	Ayes (WR)	Nays	Excused	
3. BERG, Lyla B., Ph.D. 4. CARROLL, Mele 5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL 7 The recommendation is: Adopted If joint referral,	1. KANOHO, Ezra R. (C)	V				
4. CARROLL, Mele 5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL The recommendation is: Adopted Not Adopted If joint referral,	2. SCHATZ, Brian (VC)					
5. EVANS, Cindy 6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL	3. BERG, Lyla B., Ph.D.					
6. HARBIN, Bev 7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL 7 The recommendation is: Adopted Not Adopted If joint referral,	4. CARROLL, Mele	V				
7. MORITA, Hermina M. 8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL 7 3 The recommendation is: Adopted If joint referral,	5. EVANS, Cindy	V_				
8. WATERS, Tommy 9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL TOTAL 7 3 The recommendation is: Adopted □ Not Adopted □ If joint referral,	6. HARBIN, Bev	V				
9. MEYER, Colleen Rose 10. THIELEN, Cynthia TOTAL TOTAL 7 3 The recommendation is: Adopted If joint referral,	7. MORITA, Hermina M.					
TOTAL TOTAL Total If joint referral,	8. WATERS, Tommy					
TOTAL 7 The recommendation is: Adopted Not Adopted If joint referral, did not support recommendation. committee acronym(s) AMMALIANAMO Vice Chair's or designee's signature:	9. MEYER, Colleen Rose				V	
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	10. THIELEN, Cynthia	V				
If joint referral, did not support recommendation. committee acronym(s) Wice Chair's or designee's signature:	TOTAL	7			3	
If joint referral, did not support recommendation. committee acronym(s) Wice Chair's or designee's signature:						
Vice Chair's or designee's signature:	☐ Not Adopted		did not suppo	rt recommendation.		
Vice Chair's or designee's signature:	· · · · · · · · · · · · · · · · · · ·	committee acronyr	m(s)			
		2				
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office	Vice Chair's or designee's signature:					
	Distribution: Original (White) – Committee	Duplicate (Yell	low) – Clerk's Office			