Honolulu, Hawaii

Fz 5 26 , 2010

RE: H.B. No. 1948 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 1948 entitled:

"A BILL FOR AN ACT RELATING TO TAXATION,"

begs leave to report as follows:

The purpose of this bill is to expedite the refund of overpayments of taxes to taxpayers by requiring the Department of Taxation (DOTAX) to refund the overpayments within 90 days of the filing of the tax return, or the date the tax return was due, whichever occurred first. The bill also requires that interest of one-third of one percent per month be paid on the overpayment or credit after the 90-day period until the refund and interest is paid to the taxpayer.

DOTAX opposed this bill. The Tax Foundation of Hawaii provided comments.

Your Committee has amended this bill by:

- (1) Changing the effective date to July 1, 2011; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No.

HB1948 HD1 HSCR FIN HMS 2010-1981



1948, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1948, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R. OSHIRO, Chair

State of Hawaii House of Representatives The Twenty-fifth Legislature

HSCR 517

Record of Votes of the Committee on Finance

Bill/Resolution No.: Committee	e Referral:	Date	2/12/1	ð
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	V.			
2. LEE, Marilyn B. (VC)				
3. AQUINO, Henry J.C.	~			
4. AWANA, Karen Leinani	<u> </u>			
5. BROWER, Tom	- u 1913			
6. CHOY, Isaac W.				
7. COFFMAN, Denny			large from the first	
8. HAR, Sharon E.				· · · · · · · · · · · · · · · · · · ·
9. KEITH-AGARAN, Gilbert S.C.	V			
10. LEE, Chris	~	*****		The state of the s
11. NISHIMOTO, Scott Y.				
12. SAGUM, Roland D., III	<u> </u>	and Distribution of the control of t		and the second second
13. TOKIOKA, James Kunane	1		-	
14. WOOLEY, Jessica	✓	rsigningere bere oner in is		
15. YAMASHITA, Kyle T.				
16. FINNEGAN, Lynn	2 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -			William with the control of the cont
17. WARD, Gene			Taring S	
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TOTAL (17)	16		6	0
The recommendation is: Adopted If joint referral, committee acronym(s) Not Adopted did not support recommendation.				
Vice Chair's or designee's signature: Maily B. Lee				
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