

JAN 16 2014

A BILL FOR AN ACT

RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.

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

1 SECTION 1. Section 237D-3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§237D-3 Exemptions.** This chapter shall not apply to:

4 (1) Health care facilities including all such facilities
5 enumerated in section 321-11(10);

6 (2) School dormitories of a public or private educational
7 institution providing education in grades kindergarten
8 through twelve, or of any institution of higher
9 education;

10 (3) Lodging provided by nonprofit corporations or
11 associations for religious, charitable, or educational
12 purposes; provided that this exemption shall apply
13 only to the activities of the religious, charitable,
14 or educational corporation or association as such and
15 not to any rental or gross rental the primary purpose
16 of which is to produce income even if the income is
17 used for or in furtherance of the exempt activities of



1 such religious, charitable, or educational corporation
2 or association;

3 (4) Living accommodations for persons in the military on
4 permanent duty assignment to Hawaii, including the
5 furnishing of transient accommodations to those
6 military personnel who receive temporary lodging
7 allowances while seeking accommodations in Hawaii or
8 while awaiting reassignment to new duty stations
9 outside the State;

10 (5) Low-income renters receiving rental subsistence from
11 the state or federal governments and whose rental
12 periods are for durations shorter than sixty days;

13 (6) Operators of transient accommodations who furnish
14 accommodations to full-time students enrolled in an
15 institution offering post-secondary education. The
16 director of taxation shall determine what shall be
17 deemed acceptable proof of full-time enrollment. This
18 exemption shall also apply to operators who furnish
19 transient accommodations to students during summer
20 employment;

21 (7) Accommodations furnished without charge such as, but
22 not limited to, complimentary accommodations,



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1 accommodations furnished to contract personnel such as
 2 physicians, golf or tennis professionals, swimming and
 3 dancing instructors, and other personnel to whom no
 4 salary is paid or to employees who receive room and
 5 board as part of their salary or compensation; and
 6 (8) Accommodations furnished to foreign diplomats and
 7 consular officials who are holding cards issued or
 8 authorized by the United States Department of State
 9 granting them an exemption from state taxes[-]; and
 10 (9) Accommodations furnished to Hawaii residents who
 11 present valid, current state-issued identification."

12 SECTION 2. Statutory material to be repealed is bracketed
 13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect on July 1, 2014.

15

INTRODUCED BY:



S.B. NO. 2170

Report Title:

Transient accommodations tax; exemption

Description:

Exempts Hawaii state residents from transient accommodations tax.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

