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# A BILL FOR AN ACT

RELATING TO TAXES.

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

1           SECTION 1. Section 235-17, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3           "(d) To qualify for this tax credit, a production shall:

4           (1) Meet the definition of a qualified production  
5                 specified in subsection (o);

6           (2) Have qualified production costs totaling at least  
7                 \$100,000;

8           (3) Provide the State a qualified Hawaii promotion, which  
9                 shall be at a minimum, a shared-card, end-title screen  
10                credit, where applicable;

11          (4) Provide evidence of reasonable efforts to hire local  
12                talent and crew;

13          (5) Provide evidence when making any claim for products or  
14                services acquired or rendered outside of this State  
15                that reasonable efforts were unsuccessful to secure  
16                and use comparable products or services within this  
17                State;



1 (6) Provide evidence of financial or in-kind contributions  
 2 or educational or workforce development efforts, in  
 3 partnership with related local industry labor  
 4 organizations, educational institutions, or both,  
 5 toward the furtherance of the local film and  
 6 television and digital media industries;

7 (7) [~~Be compliant~~] Provide evidence of reasonable efforts  
 8 to comply with all applicable requirements under title  
 9 14, including tax return filing and payments; and

10 (8) Provide complete responses to the department of  
 11 taxation's inquiries and document requests, in the  
 12 form prescribed by the department, no later than  
 13 ninety days from the inquiry or request[-];  
 14 provided that a taxpayer shall be given notice and an  
 15 opportunity to cure any of the requirements of this subsection."

16 SECTION 2. Statutory material to be repealed is bracketed  
 17 and stricken. New statutory material is underscored.

18 SECTION 3. This Act shall take effect on January 1, 2023.

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INTRODUCED BY: *Isaiah Ingwa*  
 JAN 25 2023



# H.B. NO. 1314

**Report Title:**

Motion Picture, Digital Media, and Film Production Income Tax Credit; Compliance; Cure

**Description:**

Requires productions to provide evidence of reasonable efforts to comply with all applicable requirements to qualify for the motion picture, digital media, and film production income tax credit. Requires taxpayers be given notice and an opportunity to cure requirements for the motion picture, digital media, and film production income tax credit.

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