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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 of and an  
15          opportunity to cure any failure to meet the requirements of this  
16          subsection, including chapter 237, within thirty days of receipt  
17          of the notice; provided further that nothing in this subsection  
18          shall be interpreted as waiving any act required by this  
19          section."



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 Statutory material to be repealed is bracketed  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

3 SECTION 3. This Act shall take effect on January 6, 2050.



**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 of and an opportunity to cure requirements for the motion picture, digital media, and film production income tax credit within thirty days of receiving the notice. Takes effect 1/6/2050. (HD1)

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

