

ACT 64

S.B. NO. 414

A Bill for an Act Relating to General Excise Tax Exemptions.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 359G-15, Hawaii Revised Statutes, is amended to read as follows:

“§359G-15 Exemption from general excise taxes. (a) The authority may certify for exemption from general excise taxes any qualified person or firm involved with a newly constructed or rehabilitated project developed under this chapter[,] or chapter 356[, or section 46-15.1].

[(b) In accordance with rules established by the authority, existing low and moderate income housing projects receiving government assistance under an agreement with a governmental body that regulates rents and operations of the projects may receive an exemption annually upon review and certification by the authority for any qualified period. The authority shall notify the department of taxation of any such certification provided to existing projects.

(c) (b) All claims for exemption under this section shall be filed with and certified by the authority and forwarded to the department of taxation. Such exemption as filed and approved, shall not be considered a subsidy for the purpose of this chapter.

[(d) For the purpose of this section, “government assistance” means assistance under a low or moderate income housing program from the State or the United States or any of their political subdivisions, agencies, or instrumentalities, corporate or otherwise which is approved by the authority.]”

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 Statutory material to be repealed is bracketed.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

SECTION 3. This Act shall take effect upon its approval.

(Approved May 29, 1987.)