

STAND. COM. REP. NO.

1935

Honolulu, Hawaii

AJRS, 2007

RE: S.B. No. 1182
S.D. 2
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 1182, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE,"

begs leave to report as follows:

The purpose of this bill is to provide financial relief to care home operators and patients by:

- (1) Establishing a needs allowance of \$50 per month and providing for annual increases in the allowance;
- (2) Excluding from income tax and exempting from general excise tax the needs allowance received by an operator of a qualified facility or by an individual resident of a qualified facility; and
- (3) Appropriating funds for the needs allowance.

The Department of Human Services (DHS), State Council on Developmental Disabilities, Mayor of the County of Hawaii, Hawaii Long Term Care Association, Hawaii Disability Rights Center, Healthcare Association of Hawaii, Mental Health Association of Hawaii, and numerous concerned individuals testified in support of this bill. The Department of Taxation, Disability and Communication Access Board, Coalition of Care Home Administrators, and Tax Foundation of Hawaii provided comments.

SB1182 HD1 HSCR FIN HMS 2007-3731



Your Committee has amended this bill by:

- (1) Authorizing, instead of mandating, DHS to establish and administer the monthly needs allowance;
- (2) Removing the requirement that the needs allowance be increased annually and the specifications on the requirements pertaining to the use of the needs allowance;
- (3) Removing the income and general excise tax exclusion and exemption;
- (4) Changing the effective date to July 1, 2020, to encourage further discussion; and
- (5) 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 S.B. No. 1182, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1182, S.D. 2, H.D. 1.

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



MARCUS R. OSHIRO, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 1935

Record of Votes of the Committee on Finance

Bill/Resolution No.: SB 1182 SD2	Date: 4/4/07			
Committee Referral: HLT/HSR, FIN	<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.			
The recommendation is to: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Pass, unamended <input type="checkbox"/> Hold </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Pass, with amendments, for recommittal for further consideration </div> </div>				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	✓			
2. LEE, Marilyn B. (VC)	✓			
3. BELATTI, Della Au	✓			
4. BROWER, Tom	✓			
5. CARROLL, Mele	✓			
6. CHONG, Pono	✓			
7. HANOHANO, Faye P.	✓			
8. HAR, Sharon E.	✓			
9. MAGAOAY, Michael Y.	✓			
10. MANAHAN, Joey	✓			
11. MIZUNO, John	✓			
12. NAKASONE, Bob	✓			
13. RHOADS, Karl	✓			
14. SAGUM, Roland D., III	✓			
15. TOKIOKA, James Kunane	✓			
16. AWANA, Karen Leinani	✓			
17. MEYER, Colleen Rose	✓			
18. WARD, Gene, Ph.D.	✓			
TOTAL	18	0	0	0
The recommendation is: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div> <p style="margin-top: 10px;">If joint referral, _____ did not support recommendation. <small style="margin-left: 100px;">committee acronym(s)</small></p> <p style="font-size: 1.5em; font-family: cursive; margin-left: 100px; margin-top: 5px;">Marilyn B. Lee</p>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office				