

STAND. COM. REP. NO.

2657

Honolulu, Hawaii

MAR 02 2012

RE: S.B. No. 2489
S.D. 2

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2489, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE MILITIA,"

begs leave to report as follows:

The purpose and intent of this measure is to establish incentives for National Guard members and their employers and to expand the scope of state uses of the National Guard.

Specifically, the measure:

- (1) Establishes an employer income tax credit for taxpayers who maintain employee insurance coverage for National Guard members for the duration of the National Guard members' active duty;
- (2) Expands the powers of the Governor and Governor's designee in calling the National Guard into active duty;
- (3) Allows the Adjutant General to order the National Guard into active service for nonemergency purposes that are necessary and attendant to the mission of the Department of Defense; and
- (4) Expands the rights granted to National Guard members to incorporate rights granted under the Servicemembers Civil Relief Act and the Uniformed Services Employment and Reemployment Rights Act.



Written comments in support of this measure were submitted by the Hawaii Bankers Association and the Hawaii Financial Services Association. Written comments on this measure were submitted by the Department of Taxation.

Your Committee finds that this measure will assist members of the National Guard who are called into active service by, providing an incentive for employers to maintain employee insurance coverage for their employees who are National Guard members while they are deployed on active duty. Your Committee also finds that it is in the best interest of the State to provide the Governor and Adjutant General with greater authority to utilize the National Guard for assistance in various circumstances, including events of natural or man-made disaster.

Your Committee has amended this measure by:

- (1) Adding provisions to facilitate the claiming and administration of the tax credit established by this measure that are similar to provisions governing comparable tax credits;
- (2) Changing the effective date of the measure to July 1, 2050, to facilitate further discussion on the measure; and
- (3) Making technical nonsubstantive amendments for the purposes of consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2489, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2489, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



DAVID Y. IGE, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2489, SDI	PGM, WAM	2-23-12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
ESPERO, Will	✓			
FUKUNAGA, Carol	✓			
KIM, Donna Mercado	✓			
KAHELE, Gilbert	✓			
KOUCHI, Ronald D.	✓			
RYAN, Pohai	✓			
TOKUDA, Jill N.	✓			
WAKAI, Glenn	✓			
SLOM, Sam	✓			
TOTAL	14	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes