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# A BILL FOR AN ACT

RELATING TO TAXATION.

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

1 SECTION 1. Act 97, Session Laws of Hawaii 2011, is amended  
2 by amending section 3 to read as follows:

3 "SECTION 3. Chapter 235, Hawaii Revised Statutes, is  
4 amended by adding a new section to be appropriately designated  
5 and to read as follows:

6 "**§235- Itemized deductions; limitations.**

7 Notwithstanding any other law to the contrary, itemized tax  
8 deductions claimed pursuant to this chapter shall not exceed the  
9 lesser of:

10 (1) The limitation on itemized deductions under section 68  
11 of the Internal Revenue Code; or

12 (2) Any of the following that may be applicable:

13 (A) \$25,000 for a taxpayer filing a single return or  
14 a married person filing separately with a federal  
15 adjusted gross income of \$100,000 or more;

16 (B) \$37,500 for a taxpayer filing as a head of  
17 household with a federal adjusted gross income of  
18 \$150,000 or more; and



1 (C) \$50,000 for a taxpayer filing a joint return or  
2 as a surviving spouse with a federal adjusted  
3 gross income of \$200,000 or more[-];  
4 provided that the cap amounts established in this  
5 paragraph shall not apply to charitable contributions  
6 deductible under this chapter."

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 Statutory material to be repealed is bracketed  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

9 SECTION 3. This Act shall take effect on July 1, 2013, and  
10 shall apply to taxable years beginning after December 31, 2012.



**Report Title:**

Itemized Income Tax Deductions

**Description:**

Exempts charitable income tax deductions from the itemized deduction caps. (HB430 CD1)

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

