
HOUSE RESOLUTION

REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF
COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO
DETERMINE AN EFFECTIVE AND EFFICIENT PROCEDURE TO ENSURE
THAT OUT-OF-STATE DESIGN PROFESSIONALS PRACTICING IN HAWAII
ARE PAYING APPROPRIATE STATE TAXES.

1 WHEREAS, design professionals include professional
2 architects, engineers, land surveyors, and licensed landscape
3 architects who are licensed under chapter 464, Hawaii Revised
4 Statutes; and

5
6 WHEREAS, design professionals provide various services to
7 individuals and businesses in the State and are compensated for
8 their services; and

9
10 WHEREAS, out-of-state design professionals are subject to
11 the same laws and requirements as in-state design professionals
12 to file and pay state taxes on all compensation received from
13 services provided within the State; and

14
15 WHEREAS, there is a concern that out-of-state design
16 professionals and their respective firms may not be filing and
17 paying the appropriate state taxes in a timely manner; and

18
19 WHEREAS, if out-of-state design professionals and their
20 respective firms continue to be delinquent on tax payments, it
21 may provide a disincentive for Hawaii firms to file and pay
22 taxes in a timely manner; and

23
24 WHEREAS, out-of-state design professionals and their
25 respective firms who have provided services in the State should
26 pay the required taxes just as design professionals and firms
27 that are located in the State do; now, therefore,

28
29 BE IT RESOLVED by the House of Representatives of the
30 Twenty-seventh Legislature of the State of Hawaii, Regular
31 Session of 2013, that the Department of Taxation, in
32 collaboration with the Department of Commerce and Consumer



1 Affairs, is requested to convene a working group to determine an
2 effective and efficient policy to ensure that out-of-state
3 design professionals and their respective firms file and pay
4 appropriate state taxes in a timely manner; and

5
6 BE IT FURTHER RESOLVED that the working group is requested
7 to include among its members stakeholders from the professional
8 architect, engineer, land surveyor, and landscape architect
9 community; and

10
11 BE IT FURTHER RESOLVED that the Director of Taxation is
12 requested to select as members of the working group a
13 representative of:

- 14
15 (1) Department of Taxation, who is requested to serve as
16 chair of the working group;
17
18 (2) Department of Commerce and Consumer Affairs,
19 Professional and Vocational Licensing Division;
20
21 (3) American Council of Engineering Companies of Hawaii;
22
23 (4) Hawaii Society of Professional Engineers;
24
25 (5) American Institute of Architects;
26
27 (6) Structural Engineers Association of Hawaii; and
28
29 (7) American Society of Landscape Architects, Hawaii
30 Chapter; and
31

32 BE IT FURTHER RESOLVED that the working group is requested
33 to submit a report of its findings, recommendations, and
34 proposed legislation to the Legislature no later than twenty
35 days prior to the convening of the Regular Session of 2014; and
36

37 BE IT FURTHER RESOLVED that certified copies of this
38 Resolution be transmitted to the Director of Taxation, Director
39 of Commerce and Consumer Affairs, President of the Board of
40 Directors of American Council of Engineering Companies of
41 Hawaii, President of Hawaii Society of Professional Engineers,
42 President of American Institute of Architects Honolulu,
43 President of Structural Engineers Association of Hawaii, and


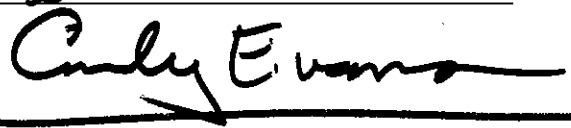

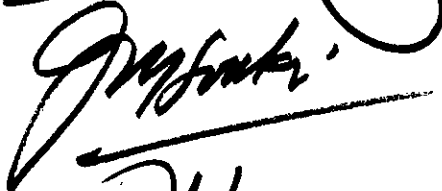

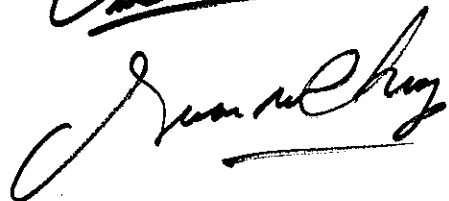


H.R. NO. 69

1 President of the American Society of Landscape Architects,
2 Hawaii Chapter.

3
4
5

OFFERED BY:

MAR 11 2013

