

Honolulu, Hawaii

APR 27 2018

RE: S.B. No. 2514
S.D. 1
H.D. 1
C.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Honorable Scott K. Saiki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2514, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TAXATION,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to provide that, for the purpose of the general excise tax law, a person is engaging in business in the State if, in the current or immediately preceding calendar year, the person has either:

- (1) \$100,000 or more in gross income or gross proceeds from the sale of tangible personal property delivered in the State, services used or consumed in the State, or intangible property used in the State; or
- (2) Two hundred or more separate sales transactions thereof.



Your Committee on Conference finds that this measure will clarify the circumstances under which a person will be considered to be engaged in business in the State and therefore subject to the general excise tax. Your Committee on Conference further finds that this measure will ensure fair competition among all businesses, regardless of location, that sell goods and services in the State.

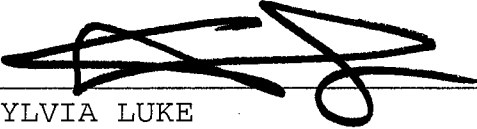
Your Committee on Conference has amended this measure by changing its effective date from July 1, 2030, to July 1, 2018.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2514, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2514, S.D. 1, H.D. 1, C.D. 1.


Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

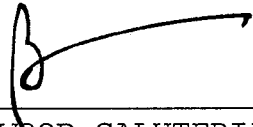
ON THE PART OF THE SENATE



SYLVIA LUKE
Chair





GILBERT S.C. KEITH-AGARAM
Chair



BRICKWOOD GALUTERIA
Co-Chair



Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 2514, SD 1, HD 1					Date/Time: 4/23/18 11:10 AM				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
KEITH-AGARAN, Gilbert S.C., Chr.	✓				LUKE, Sylvia, Chr.	✓			
GALUTERIA, Brickwood, Co-Chr.	✓				CULLEN, Ty J.K.	✓			
RIVIERE, Gil				✓	MCDERMOTT, Bob				✓
TOTAL	2	0	0	1	TOTAL	2	0	0	1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
Distribution:									
Original <i>File with Conference Committee Report</i>			Yellow <i>House Clerk's Office</i>		Pink <i>Senate Clerk's Office</i>		Goldenrod <i>Drafting Agency</i>		