
A BILL FOR AN ACT

RELATING TO ECONOMIC DEVELOPMENT.

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

1 PART I

2 SECTION 1. The legislature finds that the film industry in
3 Hawaii is an important component of a diversified economy. The
4 legislature also finds that the motion picture, digital media,
5 and film production income tax credit has been effective in
6 stimulating the economy and creating quality jobs while
7 promoting Hawaii as a visitor destination.

8 The purpose of this Act is to raise the annual \$35,000,000
9 cap on the motion picture, digital media, and film production
10 income tax credit and extend its repeal date; provided that
11 title to a certain parcel of University of Hawaii, West Oahu
12 campus land is successfully transferred to the Hawaii technology
13 development corporation.

14 PART II

15 SECTION 2. Section 235-17, Hawaii Revised Statutes, is
16 amended by amending subsection (1) to read as follows:



1 reenacted in the form in which it read on the day
2 before the effective date of this Act."

3 PART IV

4 SECTION 4. The University of Hawaii, West Oahu campus and
5 the Hawaii technology development corporation shall execute a
6 memorandum of understanding that commits the parties to a no-
7 cost lease agreement for no less than sixty-five years, that
8 includes a provision for the potential transfer of title to the
9 Hawaii technology development corporation, for the thirty-acre
10 parcel of University of Hawaii, West Oahu campus land adjacent
11 to the intersection of Farrington Highway and Kapolei Golf
12 Course Road, generally described by the following parameters
13 within tax map key (TMK) #1-9-1-016-179-0000:

- 14 (1) Segment 1: 1145 feet north along the western boundary
15 of the TMK beginning at the westernmost point along
16 Farrington Highway;
- 17 (2) Segment 2: 1145 feet east along the southern boundary
18 of the TMK beginning at the westernmost point along
19 Farrington Highway and the southernmost point of
20 segment 1;



1 (3) Segment 3: The parallel of segment 1 connecting to
2 the easternmost point of segment 2; and

3 (4) Segment 4: The parallel of segment 2 connecting the
4 northernmost point of segment 3 and segment 1,
5 to the Hawaii technology development corporation by no later
6 than December 31, 2020.

7 The executive director of the Hawaii technology development
8 corporation shall promptly notify the director of taxation upon
9 successful transfer of title to the parcel described herein to
10 the Hawaii technology development corporation.

11 SECTION 5. Parts II and III of this Act shall not take
12 effect until the Hawaii technology development corporation
13 obtains a memorandum of understanding that commits the parties
14 to a no-cost lease agreement for no less than sixty-five years,
15 that includes a provision for the potential transfer of title to
16 the Hawaii technology development corporation, for the thirty-
17 acre parcel of University of Hawaii, West Oahu campus land
18 adjacent to the intersection of Farrington Highway and Kapolei
19 Golf Course Road, described in section 4 of this Act.



1 PART V

2 SECTION 6. This Act does not affect rights and duties that
3 matured, penalties that were incurred, and proceedings that were
4 begun before its effective date.

5 SECTION 7. If any provision of this Act, or the
6 application thereof to any person or circumstance, is held
7 invalid, the invalidity does not affect other provisions or
8 applications of the Act that can be given effect without the
9 invalid provision or application, and to this end the provisions
10 of this Act are severable.

11 SECTION 8. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 9. This Act shall take effect on July 1, 2112;
14 provided that:

15 (1) If the memorandum of understanding and commitment to
16 execute a no-cost lease agreement for no less than
17 sixty-five years for the parcel described in part IV
18 of this Act has not been executed between the
19 University of Hawaii, West Oahu campus and the Hawaii
20 technology development corporation by December 31,
21 2020, this Act shall be repealed on January 1, 2021,



1 and section 235-17, Hawaii Revised Statutes, and
2 section 4 of Act 88, Session Laws of Hawaii 2006, as
3 amended by Act 89, Session Laws of Hawaii 2013, as
4 amended by Act 143, Session Laws of Hawaii 2017, shall
5 be reenacted in the form in which those provisions
6 read on the day before the effective date of this Act;
7 (2) Parts II and III shall take effect on the date that
8 the conditions set out in part IV are met; and
9 (3) Upon taking effect, part II shall apply to taxable
10 years beginning after December 31 of the prior
11 calendar year.



Report Title:

Economic Development; Motion Picture, Digital Media, and Film Production Income Tax Credit; Extension; HTDC

Description:

Raises the annual \$35,000,000 rolling cap to \$55,000,000 and extends the repeal date for the Motion Picture, Digital Media, and Film Production Income Tax Credit; provided that the University of Hawaii, West Oahu campus and HTDC execute a memorandum of understanding for a no-cost lease agreement for at least 65 years that includes a provision for the potential transfer of title to a certain parcel of University of Hawaii, West Oahu campus land. (SB33 HD1)

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

