
A BILL FOR AN ACT

RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE.

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

1 SECTION 1. The purpose of this Act is to conform Hawaii
2 income tax laws to the Internal Revenue Code, subject to certain
3 exemptions.

4 SECTION 2. Section 235-2.4, Hawaii Revised Statutes, is
5 amended by amending subsection (ee) to read as follows:

6 "(ee) Sections 512 to 514 (with respect to taxation of
7 business income of certain exempt organizations) of the Internal
8 Revenue Code shall be operative for the purposes of this chapter
9 except as provided in this subsection.

10 Section 512(a)(7) (with respect to increases in unrelated
11 business taxable income by disallowed fringe) shall not be
12 operative.

13 "Unrelated business taxable income" means the same as in
14 the Internal Revenue Code, except that in the computation
15 thereof sections 235-3 to 235-5, and 235-7 (except subsection
16 (c)), shall apply, and in the determination of the net operating
17 loss deduction there shall not be taken into account any amount



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1 of income or deduction that is excluded in computing the
 2 unrelated business taxable income. Unrelated business taxable
 3 income shall not include any income from a legal service plan.

4 For a person described in section 401 or 501 of the
 5 Internal Revenue Code, as modified by section 235-2.3, the tax
 6 imposed by section 235-51 or 235-71 shall be imposed upon the
 7 person's unrelated business taxable income."

8 SECTION 3. New statutory material is underscored.

9 SECTION 4. This Act, upon its approval, shall apply to
 10 taxable years beginning after December 31, 2018.

11

INTRODUCED BY: *Nelly A Pelletti*

Or
H. G. ...
...
10/2/19

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Report Title:

Conformance to the Internal Revenue Code

Description:

Exempts certain unrelated business taxable income of tax exempt organizations from Hawaii income tax laws.

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

