

A Bill for an Act Relating to the Statute of Limitation Affecting Taxation.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 235-111(a), Hawaii Revised Statutes, is amended to read:

“(a) General rule. The amount of income taxes imposed by this chapter (also the amount of income taxes imposed by any preceding law of the State) and the liability of any employer in respect of wages, shall be assessed or levied and the overpayment, if any, shall be credited within three years after filing of the final return for the taxable year, or within three years of the due date prescribed for the filing of said return, whichever is later, and no proceeding in court without assessment for the collection of such taxes or the enforcement of such liability shall be begun after the expiration of such period.”

SECTION 2. Section 237-40(a), Hawaii Revised Statutes, is amended to read:

“(a) General rule. The amount of excise taxes imposed by this chapter shall be assessed or levied within three years after the annual return was filed, or within three years of the due date prescribed for the filing of said return, whichever is later, and no proceeding in court without assessment for the collection of any such taxes shall be begun after the expiration of the period.”

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material or the underscoring.*

SECTION 4. This Act, upon its approval, shall be effective for taxable years beginning on or after January 1, 1971.

(Approved March 25, 1971.)

* Edited accordingly.