

STAND. COM. REP. NO. 842

Honolulu, Hawaii

MAR 06 2015

RE: S.B. No. 193
S.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 193, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ENHANCED 911 SURCHARGES,"

begs leave to report as follows:

The purpose and intent of this measure is to establish an E911 surcharge on each retail transaction of a prepaid wireless telecommunications service, similar to the enhanced 911 surcharge imposed on postpaid wireless communication services.

Your Committee received written comments in support of this measure from the County of Hawaii Police Department, Honolulu Police Department, CTIA-The Wireless Association, and Verizon. Your Committee received written comments in opposition to this measure from the Hawaii Food Industry Association. Your Committee received written comments on this measure from the Department of Taxation and the Tax Foundation of Hawaii.

Your Committee finds that despite having access to 911 services, the enhanced 911 surcharge is not imposed on prepaid wireless telecommunications plans. Your Committee further finds that this measure will allow Hawaii to join the other thirty-five states and the District of Columbia that have adopted legislation establishing fair and equitable charges for funding the 911 emergency system.



Your Committee has amended this measure by:

- (1) Deleting language suggesting that the surcharge need not be separately listed on the consumer's receipt if the surcharge is otherwise disclosed to the consumer; and
- (2) Deleting the requirement that the amount of the surcharge be separately stated on an invoice or receipt provided to the consumer in order to be excluded from state taxes and fees.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 193, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 193, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

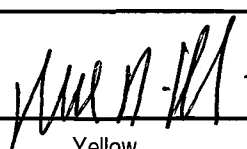


JILL N. TOKUDA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB193 SD1	FSM/CPN, WAM	3/2/15		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.				✓
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood	✓			
HARIMOTO, Breene	✓			
INOUYE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam			✓	
TOTAL	9	0	1	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes