

STAND. COM. REP. NO.

934

Honolulu, Hawaii

March 2, 2007

RE: H.B. No. 750
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 750
entitled:

"A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN,"

begs leave to report as follows:

The purpose of this bill is to allow the Office of the
Ombudsman (Ombudsman) to more effectively carry out its
investigative duties by authorizing the Ombudsman or an authorized
representative to access tax returns and return information in
connection with the Ombudsman's official duties, including the
investigation of the administrative acts of agencies.

The Ombudsman supported this bill. The Department of
Taxation opposed this measure. The Tax Foundation of Hawaii
submitted comments.

Your Committee has amended this measure by:

- (1) Removing the reference to authorized representatives of
the Ombudsman and, instead, specifying that employees of
the Ombudsman are authorized to access tax returns and
return information;
- (2) Narrowing the scope of the Ombudsman's authority to
access tax returns solely to a complainant's tax returns
and return information after the complainant has
provided written consent; and

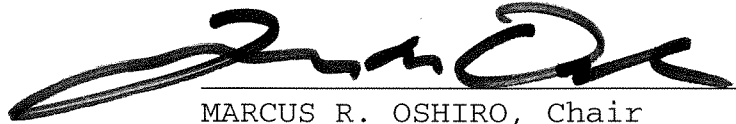
HB750 HD1 HSCR FIN HMS 2007-2505



- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 750, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 750, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Finance,



MARCUS R. OSHIRO, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 934

Record of Votes of the Committee on Finance

| Bill/Resolution No.: HB 750 | | Date: 2/22/07 | | |
|---|------|---|------|---------|
| Committee Referral: LMG, FIN | | <input type="checkbox"/> The committee is reconsidering its previous decision on the measure. | | |
| The recommendation is to: <input type="checkbox"/> Pass, unamended <input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Hold <input type="checkbox"/> Pass, with amendments, for recommitment for further consideration | | | | |
| FIN Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. OSHIRO, Marcus R. (C) | ✓ | | | |
| 2. LEE, Marilyn B. (VC) | ✓ | | | |
| 3. BELATTI, Della Au | | ✓ | | |
| 4. BROWER, Tom | | ✓ | | |
| 5. CARROLL, Mele | ✓ | | | |
| 6. CHONG, Pono | ✓ | | | |
| 7. HANOHANO, Faye P. | ✓ | | | |
| 8. HAR, Sharon E. | ✓ | | | |
| 9. MAGAOAY, Michael Y. | ✓ | | | |
| 10. MANAHAN, Joey | ✓ | | | |
| 11. MIZUNO, John | ✓ | | | |
| 12. NAKASONE, Bob | ✓ | | | |
| 13. RHOADS, Karl | ✓ | | | |
| 14. SAGUM, Roland D., III | | ✓ | | |
| 15. TOKIOKA, James Kunane | ✓ | | | |
| 16. AWANA, Karen Leinani | | | | ✓ |
| 17. MEYER, Colleen Rose | ✓ | ✓ | | |
| 18. WARD, Gene, Ph.D. | | ✓ | | |
| TOTAL | 12 | 45 | 6 | 1 |
| The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| If joint referral, _____ did not support recommendation. committee acronym(s) | | | | |
| <i>Marilyn B. Lee</i> Vice Chair's or designee's signature: | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office | | | | |