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July 15, 2011

DEPARTMENT OF TAXATION ANNOUNCEMENT NO. 2011-13

RE: Act 158, Session Laws of Hawaii 2011, Relating to Low-Income Housing

On June 23, 2011, Governor Neil Abercrombie signed into law House Bill 960 HD1, SD2, CD1 as Act 158, Session Laws of Hawaii 2011.

This Act allows taxpayers who own qualified low-income buildings who have been awarded a subaward under Section 1602 of the American Recovery and Reinvestment Act of 2009, Public Law 111-5, to be eligible for the low-income housing tax credit under Section 235-110.8, Hawaii Revised Statutes.

This Act also establishes a low-income housing tax credit loan under Chapter 201H. The Hawaii Housing Finance and Development Corporation may issue this no-interest loan to owners of low-income buildings who are eligible for the low-income housing tax credit under Section 235-110.8, Hawaii Revised Statutes. The loan is issued in lieu of the tax credit and any taxpayers who accept the low-income housing tax credit loan are ineligible to claim the low-income housing tax credit on the building for which they instead accepted the loan.

Act 158 takes effect July 1, 2011 and applies to any low-income housing buildings placed in service after December 31, 2011.

For more information on this Act, please contact the Technical Section at 808-587-1577 or email tax.technical.section@hawaii.gov.

FREDERICK D. PABLO
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