STAND. COM. REP. NO. 2039

Honolulu, Hawaii

FCb. 14

, 2006

RE:

S.B. No. 2092

S.D. 1

Honorable Robert Bunda President of the Senate Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Housing, to which was referred S.B. No. 2092 entitled:

"A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

begs leave to report as follows:

The purpose of this measure is to require planned community associations to give written notice of costs to a member requesting information before the information is provided to the member.

Your Committee received testimony in support of this measure from one individual. Testimony in opposition was received from Community Associations Institute-Hawaii Chapter, Mililani Town Association, and one individual.

This measure requires a planned community association to provide written notification of costs to a member requesting information ten days before the association incurs the costs and provides the requested information. This measure exempts from the notification requirement information about delinquent assessments or information in connection with proceedings to enforce the law or the association documents. This measure also allows a member to withdraw the request for information after being notified of the cost of providing the information.

Your Committee has amended this measure by making technical nonsubstantive amendments for clarity and style. Your Committee



has also amended the effective date to July 1, 2050 to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2092, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2092, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committee on Commerce, Consumer Protection, and Housing,

RON MENOR Chair

The Senate Twenty-Third Legislature State of Hawaii

Record of Votes of the Committee on Commerce, Consumer Protection and Housing (Bills and Resolutions)

Measure:* SB 2092	Committee Referral:		Date:	Date: 2 - 7 -06	
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is to:					
Pass, unamended Pass, with amendments (2312) (2311)			Hold Recommit (2310) (2313)		
Members		Ayes	Ayes(WR)	Nays	Excused
MENOR, Ron (C)					
BAKER, Rosalyn H. (VC)				. ".	
ESPERO, Will C.	ay en				TO NOT SOME
IGE, David Y.		fari e	:		
SAKAMOTO, Norman			-		
HOGUE, Bob	113 <u>1</u>				Ar la Seti
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TOTAL	<u></u>	3			2
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature: Klassly H Balk					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Do not list more than one measure per Record of Votes.