STAND. COM. REP. NO. 1473 -08

Honolulu, Hawaii

Marh 28, 2008

RE: S.B. No. 1809

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 1809 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this bill is to increase participation in condominium association affairs by:

- (1) Requiring a special meeting of the unit owners' association to be set within 60 days of receipt of a qualifying petition from the unit owners; and
- (2) Clarifying that if the condominium secretary or managing agent fails to schedule a special meeting requested by the unit owners, the petitioners may set and send out notices and proxies for the special meeting at the association's expense.

The Hawaii Council of Associations of Apartment Owners and Hawaii Independent Condominium and Cooperative Owners testified in support of this bill.

Section 514B-121, Hawaii Revised Statutes, allows condominium owners to request a special meeting of the association of owners if at least 25 percent of the owners make the request. If the board of directors does not schedule the meeting, the owners can hold the meeting themselves. This bill attempts to remove certain

obstacles that may interfere with the right of condominium owners to petition for special meetings.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1809 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

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

ROBERT N. HERKES, Chair

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: SB 180 9 (SSCR 2558) Committee Referral: Date: 03-24-08				
☐ The committee is reconsidering its previous decision on the measure. The recommendation is to: ☐ Pass, unamended (as is) ☐ Pass, with amendments (HD) ☐ Hold ☐ Pass short form bill with HD to recommit for future public hearing (recommit)				
1. HERKES, Robert N. (C)	X			
2. McKELVEY, Angus L.K. (VC)	γ ,			
3. EVANS, Cindy				برا
4. GREEN, Josh, M.D.	×			
5. ITO, Ken				K
6. LUKE, Sylvia	ىخ			
7. MORITA, Hermina M.		A Paris San		عر
8. SONSON, Alex M.				\'K
9. SOUKI, Joseph M.				k
10. TSUJI, Clift	γ			
11. YAMANE, Ryan I.	V			
12. YAMASHITA, Kyle T.	×			
13. MARUMOTO, Barbara C.	نزا			
14. THIELEN, Cynthia	عر			
/				1
/				
TOTAL (14)	9	0	0	5
The recommendation is: Adopted If joint referral,	□ Not Adoption	did not suppor	t recommendation	1.
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				