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Honolulu, Hawaii

Apr:1 28 , 2009

RE:

H.B. No. 876

H.D. 1 S.D. 2

C.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 876, H.D. 1, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to improve condominium operations by, among other things:

- (1) Increasing to \$3,600 the cap on special assessments that condominium associations may impose on foreclosure sale purchasers of a delinquent unit with unpaid common expense assessments; and
- (2) Expanding limitations on association liability for actions taken with regard to certain unit owners or residents requiring services for independent living where residents'

actions or non-actions pose a risk to their own health or safety, or that of others.

Your Committee on Conference has amended this bill by:

- (1)Changing the effective date to July 1, 2009; and
- Making technical, nonsubstantive amendments for clarity, (2) consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 876, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 876, H.D. 1, S.D. 2, C.D. 1.

> Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

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ON THE PART OF THE HOUSE

Co-Chair

BRIAN T. TANIGUCHI,

o-Chair

Hawaii State Legislature

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: HB 876, HD 1, SD 2					Date/Time: 4/27/09 11:20 a.m.				
The recommendation of the House and Senate managers is to pass with amendments (CD).									
☐ The Committee is reconsidering its previous decision.									
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure				The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.					
Senate Managers	A	WR	N	Е	House Managers	A	WR	N	Е
CHUN OAKLAND, Suzanne, Chr.	V				MIZUNO, John M., Co-Chr.	V			
BAKER, Rosalyn H., Co-Chr.	1				WAKAI, Glenn, Co-Chr.	1			
TANIGUCHI, Brian T., Co-Chr.	V				LÜKE, Sylvia				~
SLOM, Sam	V				WARD, Gene	~			
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TOTAL	4	0	0	0	TOTAL	3	0	0	1
A = Aye $WR = Aye$ with Reservations $N = Nay$ $E = Excused$									
Senate Recommendation is: Adopted Not Adopted					House Recommendation is: Adopted Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
Firanne Cenin Calelane					John M. High				
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