STAND. COM. REP. NO. **537** -10

Honolulu, Hawaii

Fe 5 26, 2010

RE: H.B. No. 2311 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Housing, to which was referred H.B. No. 2311 entitled:

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

begs leave to report as follows:

The purpose of this bill is to help protect the rights of homeowners by prohibiting planned community associations from disallowing members to erect and use a flag pole to display the United States or Hawaii State flag.

The Oahu Veterans Council and many concerned individuals testified in support of this bill. Several concerned individuals opposed this measure. The Community Associations Institute-Hawaii Chapter and many concerned individuals provided comments.

Your Committee has amended this bill by:

- Prohibiting associations and boards of directors from assessing any fee for the placement of any flag pole; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2311, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2311, H.D. 1, and be placed on the calendar for Third Reading.

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

RIDA CABANILLA. Chair

State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Housing

Bill/Resolution No.: Commi	ttee Referral:	.PC Date	2-24	-2010
☐ 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)				
HSG Members	Ayes	Ayes (WR)	Nays	Excused
1. CABANILLA, Rida (C)	K			
2. CHONG, Pono (VC)				
3. CHANG, Jerry L.				K
4. COFFMAN, Denny	}			
5. HAR, Sharon E.	X			·
6. HERKES, Robert N.	K			
7. ITO, Ken	X			
8. LEE, Chris	K			
9. LUKE, Sylvia				4
10. MORITA, Hermina M.			- N	
11. SAGUM, Roland D., III	X		•	_
12. CHING, Corinne W.L.	X			
13. THIELEN, Cynthia				
TOTAL (13)	10			3
The recommendation is: Odopted				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Fellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				