

JAN 21 2022

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# A BILL FOR AN ACT

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RELATING TO CONDOMINIUMS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 514B-123, Hawaii Revised Statutes, is  
2 amended by amending subsection (e) to read as follows:

3           "(e) If a proxy is a standard proxy form authorized by the  
4 association, the proxy shall comply with the following  
5 additional requirements:

6           (1) The proxy shall contain boxes wherein the owner may  
7 indicate that the proxy is given:

8           (A) For quorum purposes only;

9           (B) To the individual whose name is printed on a line  
10 next to this box;

11           ~~[(C) To the board as a whole and that the vote is to~~  
12           ~~be made on the basis of the preference of the~~  
13           ~~majority of the directors present at the~~  
14           ~~meeting,]~~ or

15           ~~[(D)]~~ (C) To those directors present at the meeting  
16 with the vote to be shared with each director  
17 receiving an equal percentage;



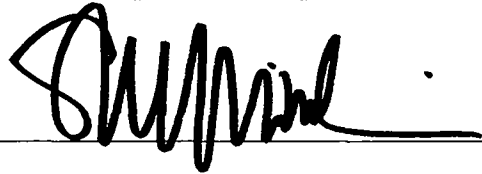
1 provided that if the proxy is returned with no box or  
2 more than one of the boxes in subparagraphs (A)  
3 through [~~D~~] (C) checked, the proxy shall be counted  
4 for quorum purposes only; and

5 (2) The proxy form shall also contain a box wherein the  
6 owner may indicate that the owner wishes to obtain a  
7 copy of the annual audit report required by section  
8 514B-150."

9 SECTION 2. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 3. This Act shall take effect upon its approval.

12  
INTRODUCED BY: \_\_\_\_\_

A handwritten signature in black ink, appearing to be "S. M. M.", is written over a horizontal line.

# S.B. NO. 2815

**Report Title:**

Condominium Associations; Proxy Voting

**Description:**

Amends the requirements for a condominium association's standard proxy form by deleting the option for a condominium owner to give the proxy to the board as a whole.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

