

ACT 131

H.B. NO. 75

A Bill for an Act Relating to Condominiums.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. In 2000, the legislature, pursuant to Act 213, Session Laws of Hawaii 2000, recognized that the condominium property regimes law codified in chapter 514A, Hawaii Revised Statutes, needed to be updated, clarified, organized, deregulated, and made more consistent and easier to use. Accordingly, the legislature directed the real estate commission to conduct a review of Hawaii's condominium property regimes law, make findings and formulate recommendations for recodification of the law, and develop draft legislation consistent with its review and recommendations.

The purpose of this Act is to extend the deadline, staffing, and funding for the real estate commission's review and recommended recodification of Hawaii's condominium law, and to expand the membership of the recodification advisory committee.

SECTION 2. Act 213, Session Laws of Hawaii 2000, is amended by amending section 4 to read as follows:

“SECTION 4. The real estate commission shall submit a progress report, including any draft legislation to the legislature no later than twenty days prior to the convening of the regular sessions of 2001 ~~and~~, 2002[-], and 2003. The real estate commission shall submit a final report of the review, including findings and recommendations of the commission, and draft legislation to the legislature no later than twenty days prior to the convening of the regular session of ~~[2003-] 2004.~~”

SECTION 3. The membership of the real estate commission's recodification advisory committee shall be expanded to include representatives of the Hawaii Council of Associations of Apartment Owners, Hawaii Independent Condominium and Cooperative Owners, Community Associations Institute-Hawaii Chapter, Hawaii Association of Realtors, and the Condominium Council of Maui.

The recodification advisory committee shall meet to review the final version of the recodification draft to be presented at public hearings. The committee shall also meet after the public hearings to review the data from the hearings and to make recommendations to the real estate commission before the final recodification draft is submitted to the legislature.

SECTION 4. There is appropriated out of the condominium management education fund the sum of \$95,000, or so much thereof as may be necessary for fiscal year 2003-2004, to cover necessary expenses of the real estate commission to complete its comprehensive review of the condominium property regimes law, including the cost of continuing one full-time temporary condominium specialist

position in the department of commerce and consumer affairs, and other related costs.

SECTION 5. The sum appropriated shall be expended by the department of commerce and consumer affairs for the purposes of this Act.

SECTION 6. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 7. This Act shall take effect on July 1, 2003.

(Approved June 4, 2003.)