

A Bill for an Act Relating to Public Meetings.

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

SECTION 1. Section 92-2.5, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) Two members of a board may ~~[communicate or interact privately]~~ discuss between themselves ~~[to gather information from each other about]~~ matters relating to official board [matters] business to enable them to perform their duties faithfully, as long as no commitment to vote is made or sought[-] and the two members do not constitute a quorum of their board.”

SECTION 2. Section 92-11, Hawaii Revised Statutes, is amended to read as follows:

“**§92-11 Voidability.** Any final action taken in violation of sections 92-3 and 92-7 ~~[shall]~~ may be voidable upon proof of ~~[wilful]~~ violation. A suit to void any final action shall be commenced within ninety days of the action.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved May 31, 2005.)