

ACT 7

S.B. NO. 725

A Bill for an Act Relating to Condominiums.

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

SECTION 1. Section 514B-154, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) After any association meeting, and not earlier, unit owners shall be permitted to examine proxies, tally sheets, ballots, owners’ check-in lists, and the certificate of election; provided that:

- (1) Owners shall make a request to examine the documents within thirty days after the association meeting;
- (2) The board may require owners to furnish to the association a duly executed and acknowledged affidavit stating that the information is requested in good faith for the protection of the interest of the association or its members or both; and
- (3) Owners shall pay for administrative costs in excess of eight hours per year.

~~[If there are no requests to examine proxies and ballots, the] The documents may be destroyed [thirty days] ninety days after the association meeting[-. If there are requests to examine proxies and ballots, the documents shall be kept for an additional sixty days, after which they may be destroyed.]; provided that in the event of a contested election, the documents shall be retained until the contested election is resolved. Copies of tally sheets, owners’ check-in lists, and the certificates of election from the most recent association meeting shall be provided to any owner upon the owner’s request; provided that the owner pays a reasonable fee for duplicating, postage, stationery, and other administrative costs associated with handling the request.”~~

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved April 12, 2019.)