

STAND. COM. REP. NO. 2558

Honolulu, Hawaii

FEB 28 2008

RE: S.B. No. 1809

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committee on Commerce, Consumer Protection, and  
Affordable Housing, to which was referred S.B. No. 1809 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this measure is to provide transparency and greater participation in and access to condominium unit owners' association meetings by clarifying that if the condominium board schedules a special association meeting pursuant to a petition, the meeting must be held within sixty days of the receipt of the petition for a special meeting.

Testimony in support of this measure was submitted by the Hawaii Independent Condominium and Cooperative Owners and one private individual.

Your Committee finds that chapter 514B, Hawaii Revised Statutes, provides an opportunity for condominium owners of an association to request a special association meeting by petition if at least twenty-five per cent of the unit owners, as shown in the association's record of ownership, sign a petition. Furthermore, if notices for the special meeting are not sent out within fourteen days from the receipt of the petition, the petitioners are authorized to set the time, date, and place for the special meeting. Testimony indicates that in at least one case, a condominium board has scheduled a special meeting the following year, more than several months after receipt of the original petition, which defeats the efforts and intent of the owners who petitioned for the special meeting. Requiring the

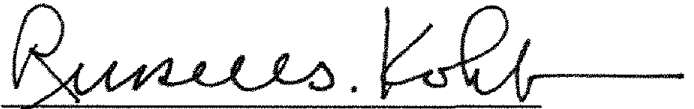
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board of directors to schedule a special meeting to be held on a date within sixty days of the receipt of a petition and clarifying that if the board fails to schedule a special meeting, the special meeting set by the petitioners will be at the association's expense and will provide transparency and greater participation in and access to condominium unit owners' association meetings.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Affordable Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1809 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce, Consumer  
Protection, and Affordable  
Housing,



RUSSELL S. KOKUBUN, Chair



The Senate  
Twenty-Fourth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Commerce, Consumer Protection and Affordable Housing**  
**CPH**

Bill / Resolution No.:* <b>SB 1809</b>	Committee Referral: <b>CPH</b>	Date: <b>2-12-08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KOKUBUN, Russell S. (C)	✓			
IGE, David Y. (VC)				✓
ESPERO, Will				✓
IHARA, Jr., Les	✓			
SAKAMOTO, Norman	✓			
TANIGUCHI, BRIAN T.				✓
TRIMBLE, Gordon	✓			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>3</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Handwritten Signature]</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes