

STAND. COM. REP. NO. 2106

Honolulu, Hawaii

FEB 06 2008

RE: S.B. No. 2401
S.D. 1

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. 2401 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS: MAKING VARIOUS
TECHNICAL AMENDMENTS TO THE HAWAII REVISED STATUTES FOR THE
PURPOSE OF CORRECTING ERRORS AND REFERENCES, AND CLARIFYING
LANGUAGE,"

begs leave to report as follows:

The purpose of this measure is to amend various provisions of
the Hawaii Revised Statutes relating to condominiums to reflect
the existence of two different chapters relating to condominiums.

Your Committee received testimony in support of this measure
from the Legislative Reference Bureau.

Act 164, Session Laws of Hawaii 2004, repealed portions of
chapter 514A, Hawaii Revised Statutes, relating to condominium
property regimes, and enacted a new condominium law, codified as
chapter 514B, Hawaii Revised Statutes. Act 164 also substituted
chapter 514B in place of 514A in a number of cross-references.
Act 244, Session Laws of Hawaii 2007, reinstated the portions of
chapter 514A that were repealed in the 2004 legislation, resulting
in two operative chapters relating to condominiums, but did not,
among other things, reinstate chapter 514A in the cross-references
from which it had been deleted.

Your Committee finds that all of the statutory amendments
proposed by the measure are of a technical housekeeping nature and

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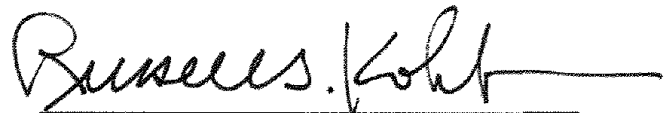
are done simply to correct the types of errors noted in the title of this bill.

Your Committee has amended this bill by:

- (1) Making the amendments to section 26-9(o) in section 3(2) of this bill (relating to the section 514A-131 fund) retroactive to July 1, 2006, so as not to jeopardize the administration of the fund in question;
- (2) Rephrasing the term "association of apartment owners or unit owners' association" to read "association of owners under chapter 514A or 514B"; and
- (3) Making technical nonsubstantive amendments.

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. 2401, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2401, S.D. 1, 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



