

Honolulu, Hawaii

Feb 9, 2010

RE: H.B. No. 2624
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Housing, to which was referred H.B. No. 2624 entitled:

"A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS,"

begs leave to report as follows:

The purpose of this bill is to conform planned community association laws with respect to proxies to comparable provisions regulating condominium property regimes.

The Hawaii State Association of Parliamentarians, Legislative Action Committee of the Community Associations Institute, and several concerned individuals supported this bill.

Your Committee has amended this bill by:

- (1) Adding a provision stating that no developer or owner may cast a vote for any undeveloped unit;
- (2) Changing the options contained on an authorized standard proxy form to remove the option that the proxy be given to:
 - (A) The association board as a whole; and
 - (B) Directors present at the meeting for which the proxy is given;



- (3) Changing the effective date to January 1, 2011, so that planned community associations will have advance notice to update their proxy forms before their 2011 annual meetings; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2624, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2624, H.D. 1, and be referred to the Committees on Consumer Protection & Commerce and Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Housing,



RIDA CABANILLA, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 206-10

Record of Votes of the Committee on Housing

Bill/Resolution No.: HB 2624	Committee Referral: HSG, CPC/JUD	Date: 2-3-2010		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HSG Members	Ayes	Ayes (WR)	Nays	Excused
1. CABANILLA, Rida (C)	X			
2. CHONG, Pono (VC)	X			
3. CHANG, Jerry L.	X			
4. COFFMAN, Denny	✓			
5. HAR, Sharon E.		✓		
6. HERKES, Robert N.	X			
7. ITO, Ken	X			
8. LEE, Chris	X			
9. LUKE, Sylvia	X			
10. MORITA, Hermina M.				✓
11. SAGUM, Roland D., III		X		
12. CHING, Corinne W.L.		X		
13. THIELEN, Cynthia		X		
TOTAL (13)	8	4		1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; margin-left: 100px;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				