

Honolulu, Hawaii

Feb 12, 2010

RE: H.B. No. 2812  
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. 2812 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this bill is to ensure proper representation of home and business owners in mixed-use condominiums by:

- (1) Establishing a minimum number of members for condominium association boards of directors for mixed-use condominiums with a certain number of units and owners; and
- (2) Limiting the number of board members representing nonresidential-use units.

Several concerned individuals supported this bill. Several concerned individuals opposed this measure.

Your Committee has amended this bill by:

- (1) Applying the board-composition requirements of this bill to projects with more than 75 residential-use and nonresidential-use individual units, and more than 25 individual owners;



- (2) Exempting time-share units from the board-composition requirements;
- (3) Prohibiting cumulative voting when voting to remove or replace members of condominium association boards of directors;
- (4) Deleting provisions limiting multiple non-residential-use units owned by a single entity to only one board member; and
- (5) Making technical, nonsubstantive changes 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. 2812, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2812, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

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



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RIDA CABANILLA, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

*HSCC 3/2-10*

**Record of Votes of the Committee on Housing**

Bill/Resolution No.: <b>HB 2812</b>	Committee Referral: <b>HSG, CPC</b>	Date: <b>2-10-2010</b>		
<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)	✓			
2. CHONG, Pono (VC)	✓			
3. CHANG, Jerry L.		✓		
4. COFFMAN, Denny	✓			
5. HAR, Sharon E.	<del>✓</del>			X
6. HERKES, Robert N.	✓			
7. ITO, Ken	✓			
8. LEE, Chris	✓			
9. LUKE, Sylvia	✓			
10. MORITA, Hermina M.	✓			
11. SAGUM, Roland D., III		✓		
12. CHING, Corinne W.L.		✓		
13. THIELEN, Cynthia	✓			
<b>TOTAL (13)</b>	<b>9</b>	<b>3</b>		<b>1</b>
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: _____				
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