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## A BILL FOR AN ACT

RELATING TO CONDOMINIUM ASSOCIATIONS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 514B-123, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3           "(d) A proxy, to be valid, shall:

4           (1) Be delivered to the secretary of the association or  
5 the managing agent, if any, no later than 4:30 p.m. on  
6 the second business day prior to the date of the  
7 meeting to which it pertains;

8           (2) Contain at least the name of the association, the date  
9 of the meeting of the association, the printed names  
10 and signatures of the persons giving the proxy, the  
11 unit numbers for which the proxy is given, the names  
12 of persons to whom the proxy is given, and the date  
13 that the proxy is given; and

14           (3) If it is a standard proxy form authorized by the  
15 association, contain boxes wherein the owner has  
16 indicated that the proxy is given:

17           (A) For quorum purposes only; or



1 (B) To the individual whose name is printed on a line  
2 next to this box[+]

3 ~~(C) To the board as a whole and that the vote is to~~  
4 ~~be made on the basis of the preference of the~~  
5 ~~majority of the directors present at the meeting,~~  
6 ~~or~~

7 ~~(D) To those directors present at the meeting with~~  
8 ~~the vote to be shared with each director~~  
9 ~~receiving an equal percentage].~~



10 The proxy form shall also contain a box wherein the  
11 owner may indicate that the owner wishes to obtain a  
12 copy of the annual audit report required by section  
13 514B-150."

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 Statutory material to be repealed is bracketed  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

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

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INTRODUCED BY:

JAN 24 2011



**Report Title:**

Condominium Associations; Proxy Voting

**Description:**

Reduces checkbox options for a condominium association's standard proxy form by deleting the option's relating to giving proxies to the board as a whole and the directors present at the meeting.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

