



GOV. MSG. NO. 1226

EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 14, 2013

The Honorable Donna Mercado Kim,  
President  
and Members of the Senate  
Twenty-Seventh State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Seventh State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Kim, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 14, 2013, the following bill was signed into law:

HB791 HD1 SD1

RELATING TO NONPROFIT CORPORATIONS  
**ACT 126 (13)**

*Aloha*  
Sincerely,  
*Neil Abercrombie*

NEIL ABERCROMBIE  
Governor, State of Hawaii

Approved by the Governor.

on JUN 14 2013

ORIGINAL

APR 126

HOUSE OF REPRESENTATIVES  
TWENTY-SEVENTH LEGISLATURE, 2013  
STATE OF HAWAII

H.B. NO. 791  
H.D. 1  
S.D. 1

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# A BILL FOR AN ACT

RELATING TO NONPROFIT CORPORATIONS.

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

1 SECTION 1. Chapter 414D, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§414D- Inspection of records by directors. (a) A  
5 director of a corporation is entitled to inspect and copy the  
6 books, records, and documents of the corporation, including the  
7 records described in section 414D-301, at any reasonable time to  
8 the extent reasonably related to the performance of the  
9 director's duties, including the director's duties as a member  
10 of a committee, but not for any other purpose or in any manner  
11 that would violate any duty to the corporation or law.

12 (b) The circuit court of the county where the  
13 corporation's principal office (or if none in this State,  
14 registered office) is located may order inspection and copying  
15 of the books, records, and documents demanded at the  
16 corporation's expense, upon application of a director who has  
17 been refused such inspection or copying rights, unless the  
18 corporation establishes that the director is not entitled to



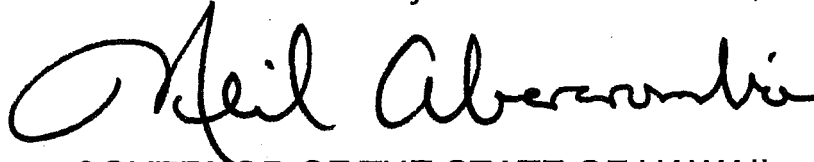
1 such inspection or copying rights. The court shall dispose of  
2 an application under this subsection on an expedited basis.

3 (c) If an order is issued, the court may include  
4 provisions protecting the corporation from undue burden or  
5 expense, and prohibiting the demanding director from using  
6 information obtained upon exercise of the inspection or copying  
7 rights in a manner that would violate a duty to the corporation,  
8 and may also order the corporation to reimburse the demanding  
9 director for the director's costs, including reasonable  
10 attorney's fees, incurred in connection with making the  
11 application."

12 SECTION 2. New statutory material is underscored.

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

APPROVED this 14 day of JUN, 2013



GOVERNOR OF THE STATE OF HAWAII

