
HOUSE RESOLUTION

URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ISSUE AN INTERPRETATION THAT INCLUDES EMAIL ADDRESSES IN THE OVERALL MEANING OF "CURRENT ADDRESSES" OF CONDOMINIUM ASSOCIATION MEMBERS PURSUANT TO SECTIONS 514A-83.3 AND 514B-153, HAWAII REVISED STATUTES.

1 WHEREAS, clarity is needed on the undefined meaning of
2 "current addresses" of condominium association members pursuant
3 to sections 514A-83.3 and 514B-153, Hawaii Revised Statutes; and
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5 WHEREAS, some condominium association members interpret the
6 meaning of "current addresses" to include email addresses, and
7 this unresolved issue is causing friction among members, boards
8 of directors, and management companies; and
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10 WHEREAS, resident managers are statutorily required to keep
11 a record of the current addresses of condominium association
12 members and to provide a copy of the record, upon request of and
13 at cost to, a member to use for specified association purposes;
14 and
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16 WHEREAS, current law does not specify that an email address
17 is an acceptable form of a current address of a condominium
18 association member, and this lack of clarification is
19 frustrating members who want to use email to share time-
20 sensitive, association-related information with other members;
21 and
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23 WHEREAS, modern email technology is inexpensive, fast, and
24 efficient, and will help expedite the sharing of information
25 between condominium association members who need to make
26 informed decisions on association matters; and
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28 WHEREAS, out-of-state condominium association members are
29 sometimes the last members to receive association-related
30 information via traditional mail carriers, and these members
31 would benefit from faster, email transmissions; and



1 WHEREAS, the Legislature already authorizes the release of
2 a condominium association member's residence or business
3 address, which some members consider more private than a common,
4 widely-used email address; and

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6 WHEREAS, condominium association members often use
7 traditional mail carriers to deliver association-related
8 information between each other and some members consider this
9 delivery method unfair, expensive, and inefficient for an in-
10 house task that can be done better with email; and

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12 WHEREAS, sections 514A-83.3 and 514B-153, Hawaii Revised
13 Statutes, are outdated and need to be clarified for the benefit
14 of condominium association members who need to share timely,
15 association-related information with other members; and

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17 WHEREAS, condominium association members stated that
18 clarification from the Department of Commerce and Consumer
19 Affairs on whether the undefined meaning of "current addresses"
20 encompasses email addresses would help to resolve this issue
21 without the need for statutory amendments; now, therefore,
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23 BE IT RESOLVED by the House of Representatives of the
24 Twenty-seventh Legislature of the State of Hawaii, Regular
25 Session of 2014, that the Department of Commerce and Consumer
26 Affairs is urged to issue an interpretation to allow the
27 inclusion of email addresses in the overall meaning of "current
28 addresses" of condominium association members pursuant to
29 sections 514A-83.3 and 514B-153, Hawaii Revised Statutes; and
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31 BE IT FURTHER RESOLVED that certified copies of this
32 Resolution be transmitted to the Director of Commerce and
33 Consumer Affairs and the President of the Hawaii Chapter of the
34 Community Associations Institute.
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Karen...

Tom Brown

OFFERED BY:

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