

STAND. COM. REP. NO.

517

Honolulu, Hawaii

February 17, 2017

RE: H.B. No. 239
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Intrastate Commerce, to which was referred
H.B. No. 239 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this measure is to provide clarity on voting
by proxy at condominium association meetings by clarifying that
when a proxy is returned with no boxes checked or more than one
box checked, the proxy shall be deemed defective and will be
counted for quorum purposes only.

Hawaii Council of Association of Apartment Owners, Hawaii
Council of Community Associations, Associa, Hui Oia io, Hui Malama
Hale, and four concerned individuals supported this measure. The
Hawaii Chapter of the Community Associations Institute, Hawaii
State Association of Parliamentarians, and one concerned
individual offered comments.

Your Committee has amended this measure by:

- (1) Removing language that would have deemed a proxy to be
defective when the proxy is returned with no boxes
checked or more than one box checked, and clarifying
that such a proxy shall be used for quorum purposes
only; and



- (2) Changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 239, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 239, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on
behalf of the members of the
Committee on Intrastate
Commerce,



TAKASHI OHNO, Chair



