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# A BILL FOR AN ACT

RELATING TO CONDOMINIUMS.

**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 (e) to read as follows:

3 "(e) If a proxy is a standard proxy form authorized by the  
4 association, the proxy shall comply with the following  
5 additional requirements:

6 (1) The proxy shall contain boxes wherein the owner may  
7 indicate that the proxy is given:

8 (A) For quorum purposes only;

9 (B) To the individual whose name is printed on a line  
10 next to this box;

11 ~~[(C) To the board as a whole and that the vote is to~~  
12 ~~be made on the basis of the preference of the~~  
13 ~~majority of the directors present at the~~  
14 ~~meeting,] or~~

15 ~~[(D)]~~ (C) To those directors present at the meeting  
16 with the vote to be shared with each director  
17 receiving an equal percentage;



1 provided that if the proxy is returned with no box or  
2 more than one of the boxes in subparagraphs (A)  
3 through [~~D~~] (C) checked, the proxy shall be counted  
4 for quorum purposes only; and

5 (2) The proxy form shall also contain a box wherein the  
6 owner may indicate that the owner wishes to obtain a  
7 copy of the annual audit report required by section  
8 514B-150."

9 SECTION 2. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Condominium Associations; Proxy Voting

**Description:**

Amends the requirements for a condominium association's standard proxy form by deleting the option for a condominium owner to give the proxy to the board as a whole. (HB347 HD1)

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

