

STAND. COM. REP. NO.

744

Honolulu, Hawaii

MAR 04 , 2021

RE: H.B. No. 305

H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 305 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this measure is to eliminate the requirement that a condominium association first advertise the sale, donation, or disposition of personalty abandoned in or on the common elements of a condominium project, and allow the association to proceed directly to sell, store, donate, or dispose of the personalty and keep the proceeds.

Your Committee received testimony in support of this measure from the Honolulu Tower Association of Apartment Owners, Palehua Townhouse Association, Hawaii Council of Associations of Apartment Owners, AOA Mauna Luan Inc., Associa, and seven individuals.

Your Committee finds that personalty may be left in common areas of a condominium by residents, their visitors, or other third parties. When the owner of the personalty or the owner's address is not known, existing law requires a condominium association to first advertise the sale, donation, or disposition at least once in a daily paper of general circulation. Your Committee further finds that this requirement is unnecessarily

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burdensome to condominium associations and merely increases the costs associated with the operation of condominiums.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 305, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 305, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



AARON LING JOHANSON, Chair



State of Hawaii  
House of Representatives **HSCR 744**  
The Thirty-first Legislature

**Record of Votes of the Committee on Consumer Protection & Commerce**

Bill/Resolution No.: <b>HB 305</b>	Committee Referral: <b>CPC</b>	Date: <b>2/25/21</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. JOHANSON, Aaron Ling (C)	✓			
2. KITAGAWA, Lisa (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. HAR, Sharon E.	✓			
5. HASHEM, Mark J.	✓			
6. KONG, Sam Satoru				✓
7. MIZUNO, John M.	✓			
8. MORIKAWA, Dee	✓			
9. ONISHI, Richard H.K.	✓			
10. TARNAS, David A.	✓			
11. MATSUMOTO, Lauren	✓			
<b>TOTAL (11)</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>1</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: <u><i>Mark Kitagawa</i></u>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				