

---

---

# 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 form is a standard proxy form authorized  
4 by the association, the proxy form shall comply with the  
5 following additional requirements:

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

8           (A) For quorum purposes only; or

9           (B) To the individual whose name is printed on a line  
10 next to [~~this~~] the 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 meeting;~~

14           ~~or~~

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



1 provided that if the proxy form is returned with no  
2 box or more than one of the boxes [~~in subparagraphs~~  
3 ~~(A) through (D)~~] 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[~~+~~]; and

9 (3) A disclosure statement informing unit owners that an  
10 association may conduct direct elections by  
11 electronic, machine, or mail voting. As used in this  
12 paragraph, "mail voting" has the same meaning as in  
13 section 514B-121(e)."

14 SECTION 2. Statutory material to be repealed is bracketed  
15 and stricken. New statutory material is underscored.

16 SECTION 3. This Act shall take effect on July 1, 3000.



**Report Title:**

Condominiums; Standard Proxy Forms; Disclosure Statement

**Description:**

Repeals from the standard condominium proxy form the option of giving a proxy vote to the board of directors of a condominium association as a whole or to directors present at the meeting. Requires a disclosure statement on the standard condominium proxy form informing unit owners that an association may conduct direct elections by electronic, machine, or mail voting. Effective 7/1/3000. (HD2)

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

