

STAND. COM. REP. NO. 674 -24

Honolulu, Hawaii

FEB 29, 2024

RE: H.B. No. 2317
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and
Judiciary & Hawaiian Affairs, to which was referred H.B. No. 2317
entitled:

"A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY
ASSOCIATIONS,"

beg leave to report as follows:

The purpose of this measure is to:

- (1) Clarify that the deadline for proxy votes to be delivered to the secretary of a planned community association or the managing agent for association meetings is 4:30 p.m. Hawaii-Aleutian Standard Time; and
- (2) With respect to statements of owners requesting nomination to boards of directors that accompany notices of intent to distribute proxies, specify that the statements are not to exceed one page and require associations to provide an internet link to access statements.

Your Committees received testimony in support of this measure from the Hawaii First Realty LLC; Palehua Townhouse Association; and three individuals. Your Committees received comments on this measure from the Law Offices of Mark K. McKellar, LLC; AOAO

2024-1650 HB2317 HD1 HSCR HMSO



Waiialae Place; AOA Mariner's Village 1; The Continental Apartments; Community Associations Institute, Legislative Action Committee, Hawaii Chapter; Hawai'i State Association of Parliamentarians Legislative Committee; and numerous individuals.

Your Committees find that, under existing law, planned community associations are allowed to limit statements of owners requesting nomination to boards of directors to one hundred words. This limitation may be insufficient to appropriately convey a person's qualifications. This measure removes the one-hundred-word limitation but keeps the statement within a single eight and one-half inch by eleven inch page.

Your Committees have amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary & Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2317, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2317, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Consumer
Protection & Commerce and
Judiciary & Hawaiian Affairs,



DAVID A. TARNAS, Chair



MARK M. NAKASHIMA, Chair



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 2317	Committee Referral: CPC/JHA	Date: 2/15/24		
<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)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. TAKAYAMA, Gregg (VC)				✓
3. EVSLIN, Luke A.	✓			
4. GANADEN, Sonny	✓			
5. HOLT, Daniel	✓			
6. ICHIYAMA, Linda	✓			
7. ILAGAN, Greggor	✓			
8. KONG, Sam Satoru	✓			
9. MIYAKE, Tyson K.	✓			
10. SOUZA, Kanani	✓			
TOTAL (10)	9	0	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation.				
committee acronym(s)				
Vice Chair's or designee's signature: <u><i>Tyson K. Miyake</i></u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				