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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-154, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3           "(c) After any association meeting, and not earlier, unit  
4 owners shall be permitted to examine proxies, tally sheets,  
5 ballots, owners' check-in lists, and the certificate of  
6 election; provided that:

7           (1) Owners shall make a request to examine the documents  
8 within thirty days after the association meeting;

9           (2) The board may require owners to furnish to the  
10 association a duly executed and acknowledged affidavit  
11 stating that the information is requested in good  
12 faith for the protection of the interest of the  
13 association or its members or both; and

14           (3) Owners shall pay for administrative costs in excess of  
15 eight hours per year.

16           ~~[If there are no requests to examine proxies and ballots,~~  
17 ~~the] The documents may be destroyed [~~thirty days]~~ ninety days~~



1 after the association meeting[. ~~If there are requests to~~  
2 ~~examine proxies and ballots, the documents shall be kept for an~~  
3 ~~additional sixty days, after which they may be destroyed.~~];  
4 provided that in the event of a contested election, the  
5 documents shall be retained until the contested election is  
6 resolved. Copies of tally sheets, owners' check-in lists, and  
7 the certificates of election from the most recent association  
8 meeting shall be provided to any owner upon the owner's request;  
9 provided that the owner pays a reasonable fee for duplicating,  
10 postage, stationery, and other administrative costs associated  
11 with handling the request."

12 SECTION 2. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Condominiums; Condominium Associations; Proxies and Ballots;  
Document Retention

**Description:**

Specifies that a condominium association's proxies and ballots may be destroyed ninety days, rather than thirty days, after an association meeting, unless the election is contested, in which case the documents shall be retained until resolution of the contested election. (SD1)

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

