

JAN 22 2016

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# A BILL FOR AN ACT

RELATING TO PROPERTY MANAGEMENT.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 514B-161, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) If an apartment owner or the board of directors  
4 requests mediation of a dispute involving the interpretation or  
5 enforcement of the association of apartment owners' declaration,  
6 bylaws, or house rules, the other party in the dispute shall be  
7 required to participate in mediation[-]; provided that neither  
8 party may be represented by an attorney in mediation. Each  
9 party shall be wholly responsible for its own costs of  
10 participating in mediation, unless both parties agree that one  
11 party shall pay all or a specified portion of the mediation  
12 costs. If a party refuses to participate in the mediation of a  
13 particular dispute, a court may take this refusal into  
14 consideration when awarding expenses, costs, and attorneys'  
15 fees."

16           SECTION 2. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.



# S.B. NO. 233A

1 SECTION 3. This Act shall take effect on July 1, 2016.

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INTRODUCED BY: *Stoanwu Chun Casland*



# S.B. NO. 2339

**Report Title:**

Property Management; Mediation

**Description:**

Prohibits a unit owner and unit owners' association to be represented by an attorney in mediation.

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

