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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-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;

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

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



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

9 SECTION 2. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

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



**Report Title:**

Condominiums; Association Meetings; Voting; Proxies; Proxy Forms

**Description:**

Repeals the requirement that a standard proxy form authorized by the unit owners' association contain a box wherein an owner may indicate that the proxy is given to the board as a whole and that the vote is to be made on the basis of the preference of the majority of the directors present at the meeting. Effective 7/1/3000. (HD1)

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

