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

6 (1) The proxy shall contain boxes wherein the owner may
7 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 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 Statutory material to be repealed is bracketed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, 2040.



Report Title:

Condominiums; Association Meetings; Voting; Proxies; Forms

Description:

Repeals the requirement that a standard proxy form authorized by the unit owners' association shall 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. Takes effect 7/1/2040. (SD1)

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