

Honolulu, Hawaii

April 24, 2008

RE: H.B. No. 2492  
H.D. 1  
S.D. 1  
C.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2492, H.D. 1, S.D. 1, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to ensure sufficient disclosures in real estate transactions by:

- (1) Requiring sellers of residential real property to disclose all restrictions or conditions on use relating to the property and contained in a recorded document, including any unrecorded rules or guidelines issued by any entity responsible for enforcing the restrictions or conditions;
- (2) Specifying the types of planned communities for which seller disclosure statements must include the planned community declaration and association documents; and

HB2492 CD1 HCCR HMS 2008-4019



- (3) Requiring the minutes of board of directors' meetings for a planned community association to include the recorded vote of each board member present on all motions except motions voted upon in executive session.

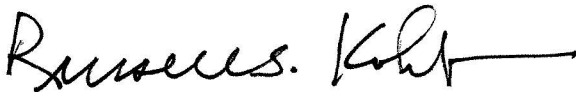
Your Committee on Conference has amended this bill by changing its effective date to November 1, 2008, to allow community associations time to implement the provisions of this measure.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 2492, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2492, H.D. 1, S.D. 1, C.D. 1.

Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE



RUSSELL S. KOKUBUN, Chair



MAILE SHIMABUKURO, Co-Chair



ROBERT N. HERKES, Co-Chair



Hawaii State Legislature

CCR 100-08

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: HB 2492, HD 1, SD 1	Date/Time: 4/23/08, 3:30 pm
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The recommendation of the House and Senate managers is to pass with amendments (CD).

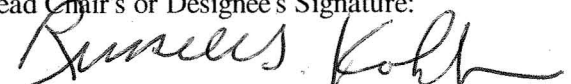
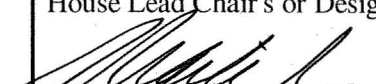
The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
KOKUBUN, Russell S., Chr.	✓				SHIMABUKURO, Maile S. L., Co-Chr.	✓			
ESPERO, Will	✓				HERKES, Robert N., Co-Chr.	✓			
TRIMBLE, Gordon	✓				CABANILLA, Rida T.R.	✓			
					MCKELVEY, Angus L.K.	✓			
					CHING, Corinne W.L.				✓
TOTAL	3	0	0	0	TOTAL	m 4	0	0	1

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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**Distribution:**      **Original**      **Yellow**      **Pink**      **Goldenrod**  
 File with Conference Committee Report      House Clerk's Office      Senate Clerk's Office      Drafting Agency