

STAND. COM. REP. NO. 700 -08

Honolulu, Hawaii
Feb 28, 2008

RE: H.B. No. 2691
H.D. 1

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

Sir:

Your Committees on Consumer Protection & Commerce and
Judiciary, to which was referred H.B. No. 2691 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS: MAKING VARIOUS
TECHNICAL AMENDMENTS TO THE HAWAII REVISED STATUTES FOR THE
PURPOSE OF CORRECTING ERRORS AND REFERENCES, AND CLARIFYING
LANGUAGE,"

beg leave to report as follows:

The purpose of this measure is to amend various provisions of
the Hawaii Revised Statutes relating to condominiums to reflect
the existence of two different chapters relating to condominiums.

The Legislative Reference Bureau testified in support of this
bill.

Act 164, Session Laws of Hawaii 2004, repealed portions of
chapter 514A, Hawaii Revised Statutes, relating to condominium
property regimes, and enacted a new condominium law, codified as
chapter 514B, Hawaii Revised Statutes. Act 164 also substituted
chapter 514B in place of 514A in a number of cross-references.
Act 244, Session Laws of Hawaii 2007, reinstated the portions of
chapter 514A that were repealed in the 2004 legislation, resulting
in two operative chapters relating to condominiums, but did not,
among other things, reinstate chapter 514A in the cross-references
from which it had been deleted.

HB2691 HD1 HSCR CPC-JUD HMS 2008-2542



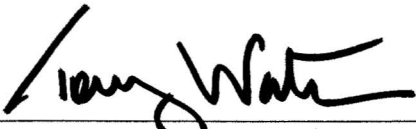
Your Committees find that all of the statutory amendments proposed by this measure are of a technical housekeeping nature and are done simply to correct the types of errors noted in the title of this bill.

Your Committees have amended this bill by:

- (1) Making the amendments to section 26-9(o) in section 3(2) of this bill (relating to the section 514A-131 fund) retroactive to July 1, 2006, so as not to jeopardize the administration of the fund in question;
- (2) Rephrasing the term "association of apartment owners or unit owners' association" to read "association of owners under chapter 514A or 514B"; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2691, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2691, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Consumer
Protection & Commerce and
Judiciary,



TOMMY WATERS, Chair



ROBERT N. HERKES, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 700-08

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 2691	Committee Referral: CPC/JUD	Date: JAN 31, 2008		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. WATERS, Tommy (C)	✓			
2. OSHIRO, Blake K. (VC)	✓			
3. EVANS, Cindy	✓			
4. GREEN, Josh, M.D.	✓			
5. ITO, Ken				✓
6. LUKE, Sylvia	✓			
7. McKELVEY, Angus L.K.	✓			
8. MORITA, Hermina M.	✓			
9. SONSON, Alex M.				✓
10. SOUKI, Joseph M.	✓			
11. TSUJI, Clift	✓			
12. YAMANE, Ryan I.				✓
13. YAMASHITA, Kyle T.	✓			
14. MARUMOTO, Barbara C.	✓			
15. PINE, Kymberly Marcos	✓			
16. THIELEN, Cynthia	✓			
TOTAL (16)	13			3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				