

LAWS AND RULES REVIEW COMMITTEE
REAL ESTATE COMMISSION
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii
www.hawaii.gov/hirec

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes.

Date: Wednesday, April 7, 2010

Time: 9:00 a.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii

Present: Frances Gendrano, Vice Chair, Broker/Honolulu Commissioner
Michele Sunahara Loudermilk, Public/Honolulu Commissioner
Stanley Kuriyama, Broker/Honolulu Commissioner
Carol Ball, Broker/Maui Commissioner
Annette Aiona, Broker/Hawaii Commissioner
Walt Harvey, Broker/Honolulu Commissioner

Jon Ellis Pangilinan, Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Amy Endo, Real Estate Specialist
David Grupen, Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Cheryl Leong, Condominium Specialist
Benedyne Stone, Condominium Specialist
Shari Wong, Deputy Attorney General
Tammy Norton, Recording Secretary

Others: Pame Romano, Condominium Owner
Sandra J. Roberts, Association Member

Absent: Louis Abrams, Chair, Broker/Kauai Commissioner
Trudy Nishihara, Broker/Honolulu Commissioner
Mark Suiso, Public/Honolulu Commissioner

Call to Order: The Vice Chair called the meeting to order at 9:00 a.m., at which time quorum was established.

Chair's Report: The Vice Chair announced that the Committee may move into executive session to consult with the Commission's attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities in accordance with Section 92-5(a)(4), HRS.

Chair Abrams, Commissioner Nishihara and Commissioner Suiso were excused from today's meeting. Prior notice of their non-attendance was received.

SEO's
Report:

Minutes of Previous Meetings

Upon a motion by Commissioner Kuriyama, seconded by Commissioner Aiona, it was voted on and unanimously carried to accept the minutes of the March 10, 2010, Laws and Rules Review Committee meeting as circulated.

Program of
Work, FY10:

Legislative and Government Participation Report

Legislative Report No. 3 was distributed to the Commissioners for their information. Senior Real Estate Specialist Fujimura reported the following:

Act 9 (SB 2602, HD1) – Increasing the minimum required continuing education hours for real estate licensees from ten hours to at least twenty hours in each two-year licensing period. Act 9 signed by the Governor on March 23 with an effective date of January 1, 2011.

Senior Specialist Fujimura noted that staff is open to implementation suggestions, changes in length of course hours, etc. Commissioner Aiona noted that she is hearing from the industry that there is a need for more courses.

Rule changes will need to be worked on.

Deputy Attorney General Wong noted that the rulemaking process is a very detailed process which can take six months or longer to finalize. The process is reviewed by multiple government agencies. The department has a rulemaking flowchart to follow.

Vice Chair Gendrano requested that the Commissioners be provided with a copy of the rulemaking flowchart.

Act 11 (SB 2699, SD1) – Relating to restoration of certain professional and vocational licenses, including real estate salespersons and brokers. Previously restoration was open ended, the Act limits the restoration period to five years for individuals and codifies one year for entities. Act 11 was signed by the Governor on April 1, 2010 with an effective date upon its approval by the Governor.

ARELLO,
Other
Organizations
And
Jurisdictions:

No report presented.

Special
Issues:

None reported.

Open Forum:

None.

Budget and
Finance Report:

None provided

Laws and Rules Review Committee
Minutes of the April 7, 2010 Meeting
Page 3

Next Meeting: Wednesday, May 5, 2010
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii'

Adjournment: With no further business to discuss, the Vice Chair adjourned the meeting at 9:07 a.m.

Reviewed and approved by:

/s/ Diane Choy Fujimura

Diane Choy Fujimura
Senior Real Estate Specialist

April 21, 2010

Date

Approved as is.
 Approved with amendments. See minutes of _____ meeting.