

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, December 8, 2010

Time: 9:00 a.m.

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

Present: Frances Gendrano, Chair, Broker/Honolulu Commissioner
Walt Harvey, Vice Chair, Broker/Honolulu Commissioner
Michele Sunahara Loudermilk, Public/Honolulu Commissioner
Carol Ball, Broker/Maui Commissioner
Trudy Nishihara, Broker/Honolulu Commissioner
Scott Sherley, Broker/Hawaii Commissioner
Mark Suiso, Public/Honolulu Commissioner
Donna Apisa, Broker/Kauai Commissioner

Neil Fujitani, Supervising Executive Officer
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
Shari Wong, Deputy Attorney General
Tammy Norton, Recording Secretary

Others: Myoung Oh, Hawaii Association of REALTORS®
Aron Espinueva, Hawaii Association of REALTORS®
Mark D. Clement, Hawaii Financial Literacy Educators

Absent: Stanley Kuriyama, Broker/Honolulu Commissioner

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

Chair's Report: The Chair announced that the Commission may move into executive session to consider and evaluate personal information relating to individuals applying for licensure in accordance with Section 92-5(a)(1), HRS, and/or 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.

Commissioner Kuriyama was excused from today's meeting. Prior notice of his non-attendance was received.

SEO's
Report:

Minutes of Previous Meetings

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

Program of
Work, FY10:

Licensing Renewal

A summary of the 2010 renewal workshops held on Oahu and the neighbor islands was distributed for informational purposes. Specialist Endo reported that there was a low turnout at each of the renewal workshops/specialists office for the day. Majority of licensees are utilizing the online renewals and not requiring assistance by staff. It was noted that the renewal workshops and specialists office for the day are a part of the Commission's Outreach program. The Commission may want to look at other outreach options rather than renewal workshops.

Commissioner Nishihara questioned whether this program was impacted by the budget cuts.

SEO Fujitani responded in the affirmative. Travel was impacted and therefore staff was not able to travel to the neighbor islands for its normal outreach program.

Commissioner Ball noted that the public, especially condominium owners, use to be very responsive to the Commission's Specialists Office for the Day program on the neighbor islands.

One option discussed was allowing staff to participate as attendees or maybe speakers at the neighbor island board's PB and General Membership meetings to reach out to the neighbor island licensees.

Specialist Fujimura noted that staff had tried to arrange this in the past, but were faced with many conflicts due to Commission meetings and furlough days.

Specialist Grupen reported the following renewal stats as of December 7, 2010:

Of the 6,534 Real Estate Broker licenses, 5,267 (80.61%) have been renewed, with 5,172 (98.20%) being renewed online. Of the 13,442 Real Estate Salesperson licenses, 8,737 (65%) have been renewed, with 8,622 (98.68%) being renewed online. 1,175 renewals are pending due to dependency issues, and 735 are pending due to deficiencies.

Deputy Attorney General Wong stated that if a licensee submits their renewal on December 31, even without receipt of their indicia, they will be able to operate come 1/1, but if staff processes their application and it is deficient for any reason and not a completed application, their license reverts to a forfeited status effective 1/1.

ARELLO,
Other
Organizations
And
Jurisdictions:

Report on the ARELLO Annual Conference

A report submitted by Commissioner Nishihara, Commissioner Gendrano, and SEO Fujitani on their participation at the 2010 ARELLO Annual Conference held in Anchorage, Alaska, September 16-18, 2010 was distributed for informational purposes.

ALQ/Real Estate Intelligence Report

The following articles from the Fall 2010 issue of ALQ/Real Estate Intelligence Report was distributed for informational purposes: "Fair Housing complaint filed against church bulletin board notice," "Real estate regulators take over educator group management," and "Green expert consultant lists seven green things investors should avoid."

Staff noted that the Real Estate Educator's Association (REEA), which the Commission is a member of, will now operate under the management of the Association of Real Estate License Law Officials (ARELLO).

Special
Issues:

None.

Budget and
Finance Report:

No report presented.

Next
Meeting:

Wednesday, January 12, 2011
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii'

Commissioner Apisa informed the Committee that she will not be able to attend the January 12, 2011 meeting due to a conflict in schedules.

Adjournment:

With no further business to discuss, the Chair adjourned the meeting at 9:27 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani

Neil K. Fujitani
Supervising Executive Officer

December 9, 2010

Date

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