

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, May 8, 2013

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
Rowena Cobb, Vice Chair, Broker/Kauai Commissioner
Aileen Wada, Broker/Honolulu Commissioner
Bruce Faulkner, Broker/Maui Commissioner
Walt Harvey, Broker/Honolulu Commissioner
Scott Arakaki, Public/Honolulu Commissioner
Nikki Senter, Public/Honolulu Commissioner
Scott Sherley, Broker/Hawaii Commissioner

Neil Fujitani, Supervising Executive Officer
Miles Ino, Executive Officer
Amy Endo, Real Estate Specialist
David Grupen, Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Benedyne Stone, Condominium Specialist
Shari Wong, Deputy Attorney General
Lesley Matsumoto, Recording Secretary

Absent: Stanley Kuriyama, Broker/Honolulu Commissioner

Guests: Aron Espinueva, Hawaii Association of REALTORS®
James Stone, Coldwell Banker

Call to Order: The Chair called the meeting to order at 9:01 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:

Additional Distribution

4. Program of Work, FY12
 - f. Legislative and Government Participation Report

Minutes of Previous Meetings

Upon a motion by Commissioner Harvey, seconded by Commissioner Faulkner, it was voted on and unanimously carried to accept the minutes of the April 10, 2013, Laws and Rules Review Committee meeting.

Program of Work:

Legislative and Government Participation Report

SEO Fujitani reported on Senate Bill No. 328, relating to animals. This bill amends the residential landlord-tenant code to provide for security deposits that include an additional amount to pay for damages caused by any pet animal, other than an assistance animal, allowed to reside in the premises pursuant to the rental agreement.

Commissioner Harvey questioned if House Bill No. 1202, relating to business, is related towards the Commission. Although it does not appear to affect the Commission, SEO Fujitani responded that he will look at this bill closer. This measure was intended for the Contractor's License Board, but by putting it in HRS §436B, it will impact all of PVL.

Legislative Report No. 3 was distributed to the Commissioners for their information.

Legislative Acts and Resolutions

SEO Fujitani reported on Senate Resolution No. 60, S.D.1, requesting the auditor to conduct a review of the professional and vocational licensing division's forty-eight licensing areas and recommend whether any of the licensing boards, commissions, or programs or their administrative functions could be streamlined or consolidated.

ARELLO,
Other
Organizations
And
Jurisdictions:

Professional Licensing Report

The articles entitled "Despite statute, state courts may stay license suspensions, revocations", "Recommending licensure for little-known applicant can lead to discipline", and "Federal courts assails board's attempt to put monks selling caskets out of business" from the November/December 2012 issue of Professional Licensing Report, was distributed for informational purposes.

Special
Issues:

None.

Budget and
Finance Report:

No report.

Next
Meeting:

Wednesday, June 12, 2013
9:30 a.m.
Kauai State Office Building
3060 Eiwa Street, Room 303
Lihue, Hawaii 96766

Adjournment: With no further business to discuss, the Chair adjourned the meeting at
9:05 a.m.

Reviewed and approved by:

/s/ Neil Fujitani

Neil Fujitani
Supervising Executive Officer

May 15, 2013

Date

Approved as is.

Approved with amendments. See minutes of _____ meeting.

NF:lm 130515