

**LAWS AND RULES REVIEW COMMITTEE**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii  
[www.hawaii.gov/hirec](http://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 11, 2007

Time: 9:00 a.m.

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

Present: Louis Abrams, Chair, Broker/Kauai Commissioner  
Michele Sunahara Loudermilk, Vice Chair, Public/Honolulu Commissioner (Late arrival)  
Annette Aiona, Broker/Hawaii Commissioner  
Carol Ball, Broker/Maui Commissioner  
William Chee, Broker/Honolulu Commissioner  
Frances Gendrano, Salesperson/Honolulu Commissioner  
Stanley Kuriyama, Broker/Honolulu Commissioner  
Trudy Nishihara, Broker/Honolulu Commissioner  
Mark Suiso, Public/Honolulu Commissioner

Calvin Kimura, Supervising Executive Officer  
Neil Fujitani, Executive Officer  
Diane Choy Fujimura, Senior Real Estate Specialist  
Lorene Kimura, Real Estate Specialist  
Cynthia Yee, Senior Condominium Specialist  
David Grupen, Condominium Specialist  
Cheryl Leong, Condominium Specialist  
Shari Wong, Deputy Attorney General  
Irene Kotaka, Secretary

Others: Myoung Oh, Hawaii Association of REALTORS  
Anne Deschene, Hawaii Association of REALTORS

Absent: None.

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

Commissioner Loudermilk arrived.

Chair's Report: The 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.

SEO's Report: The SEO reported that Director Recktenwald will be leaving the Department at the end of the month as he has been confirmed to the Intermediate Court of Appeals.

### **Additional Distribution**

The following material was distributed prior to the start of the meeting:

3. Announcements, Introduction, Correspondence and Additional Distribution – Program of Work, FY08

### **Announcements**

A draft of the proposed Program of Work for FY08 was distributed to the Commissioners for their review and comments. The SEO reported that the Hawaii Association of REALTORS has been asked to submit suggestions to staff for consideration and inclusion in the FY08 Program of Work. Staff hopes to have the Program of Work and Budget for FY2008 approved by the Director by June 30, 2007.

### **Minutes of Previous Meetings**

There was a discussion of the minutes and what should be contained in the minutes. The Deputy Attorney General noted that minutes vary according to the boards and the staff taking the minutes. The law only requires that the minutes accurately reflect the views and vote of the participants.

The Committee discussed various ways of reviewing the minutes to determine if a better solution could be found. The Committee decided to keep the present system of reviewing and accepting the minutes.

Upon a motion by Commissioner Suiso, seconded by Commissioner Aiona, it was voted on and unanimously carried to accept the minutes of the March 14, 2007 Laws and Rules Review Committee meeting.

### Program of Work, FY07:

### **Legislative and Government Participation Report**

The SEO informed the Commissioners that April 12<sup>th</sup> is the second crossover and disagreement deadline. No further report was presented.

### **Neighbor Island Outreach**

The next neighbor island outreach is scheduled for Friday, June 15, 2007, on the island of Kauai.

### **Ad Hoc Committee on Consumer-Broker Relationships**

Chair Abrams reported that the Committee is currently drafting rule revisions. Four or five drafts have been received in the past week from the CBRAHC members. If the rules are too finite, it may be difficult to adopt.

It was recommended that the Commissioners attend the CBRAHC meetings if they had concerns about the rule changes.

The Committee will be discussing whether or not the proposed amendments should be handled by rule changes or by education.

Chair Abrams mentioned that he hoped to have a draft of the proposed rules available for the Commission's review in July.

ARELLO,  
Other  
Organizations  
and  
Jurisdictions:

**Meetings, Workshops and Reports**

A copy of Chair Abrams' report on the ARELLO Board of Directors Meeting, which was held in January 2007, was distributed to the Commissioners for their information.

**Committee Assignments**

A copy of the current ARELLO Committee assignments was distributed to the Commissioners for their information.

**Oklahoma Real Estate Commission's Proposed Reciprocal Licensing Agreement**

Staff will respond to the Oklahoma Real Estate Commission's request, informing them that until administrative rules are promulgated, the Commission is unable to enter into a reciprocal agreement with other states.

Special Issues: None.

Open Forum: None.

Budget &  
Finance  
Report: None.

Next Wednesday, May 9, 2007  
Meeting: 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 Chair adjourned the meeting at 9:45 a.m.

Reviewed and approved by:

/s/ Calvin Kimura  
Calvin Kimura  
Supervising Executive Officer

May 9, 2007  
Date

[  ] Approved as is.  
[  ] Approved with amendments. See minutes of \_\_\_\_\_ meeting.

CK:isk 070501