

**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](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, January 13, 2010

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  
Frances Gendrano, Vice Chair, Broker/Honolulu Commissioner  
Michele Sunahara Loudermilk, Public/Honolulu Commissioner  
Stanley Kuriyama, Broker/Honolulu Commissioner  
Carol Ball, Broker/Maui Commissioner  
Trudy Nishihara, Broker/Honolulu Commissioner  
Annette Aiona, Broker/Hawaii Commissioner  
Mark Suiso, Public/Honolulu Commissioner – late arrival

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  
Benedyne Stone, Condominium Specialist  
Shari Wong, Deputy Attorney General  
Tammy Norton, Recording Secretary

Others: Myoung Oh, Hawaii Association of REALTORS®

Absent: Walt Harvey, 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 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.

Commissioner Harvey 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 Gendrano, it was voted on and unanimously carried to accept the minutes of the December 9, 2010, Laws and Rules Review Committee meeting as circulated.

SEO Fujitani reminded the Commissioners that due to the furloughs the next full Real Estate Commission meeting is scheduled for Thursday, January 28, 2010. The 25<sup>th</sup> Legislative session will begin on January 20<sup>th</sup> with an early adjournment of April 29, 2010. The furloughs may have an impact on the Real Estate Branch during this legislative session.

Program of  
Work, FY10:

### **Legislative Acts and Resolutions**

A copy of a proposed bill relating to real estate brokers and salespersons; continuing education was distributed for informational purposes. The bill intends to increase the continuing education requirements from ten hours to a minimum of 20 hours for real estate brokers and salespersons. Requires that a real estate applicant be a high school graduate or its equivalent as determined by the real estate commission.

SEO Fujitani noted that it will be a challenge to encourage the providers to offer more courses for licensees to meet their requirements. Staff would need time to lay the groundwork and work with schools should there be an increase in CE hours. The bill is looking at the 2011-2012 licensing biennium as a start date.

Myoung Oh, Hawaii Association of REALTORS®, reported that although it is well beyond the statute, HAR is hoping if the bill does lead to an increase of hours, that there will be more leverage of national courses being offered in Hawaii and possibly of having more core courses required during the biennium in core subjects such as agency and fair housing.

Commissioner Kuriyama questioned the Commissions position.

SEO Fujitani replied that looking at past history, the Commission wanted to increase the number of continuing education hours when the industry wanted to increase the hours to raise the professionalism within the industry.

Commissioner Kuriyama noted that this item should be placed on future agendas to give the public the opportunity to provide comments on increasing the number of hours. It also warrants further discussion at the Education Review Committee meeting.

Commissioner Aiona noted that levels and standards for designation course are higher and should be given more credit hours for continuing education.

Commissioners noted their overall support of the bill in concept and suggested referring the issue to the EETF committee for further discussion.

Commissioner Suiso arrives at 9:18 a.m.

Deputy Attorney General Wong noted that in relation to the sunshine law, the public will have the opportunity to provide its comments and testimony on this issue at the legislature if the bill is introduced and heard.

Upon a motion by Commissioner Ball, seconded by Commissioner Aiona, it was voted on and unanimously carried to refer the issue of an increase in continuing education hours to the EETF Committee for further review.

#### **Division and Department Programs**

The issue of broker price opinions was deferred to the February 10, 2010 Condominium Review Committee meeting.

ARELLO,  
Other  
Organizations  
And  
Jurisdictions:

No report presented.

Special  
Issues:

None presented.

Open Forum:

None.

Budget and  
Finance  
Report:

No report presented.

Next  
Meeting:

Wednesday, February 10, 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 Chair adjourned the meeting at 9:20 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani

---

Neil K. Fujitani  
Supervising Executive Officer

January 25, 2010

---

Date

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