

LAWS AND RULES REVIEW COMMITTEE
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

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, February 14, 2001

Time: 9:00 a.m.

Place: Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Present: Iris Okawa, Vice Chair
Charles Aki, Member
Patricia Choi, Member
Mitchell Imanaka, Member
John Ohama, Member
Peter Rice, Member

Calvin Kimura, Supervising Executive Officer
Alan Taniguchi, Executive Officer
Lorene Arata, Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Gina Watumull, Condominium Specialist
Gordon Arakaki, Recodification Attorney
Shari Wong, Deputy Attorney General
Irene Kotaka, Secretary

Excused: Michael Ching, Member
Casey Choi, Member
Alfredo Evangelista, Chair

Call to Order: The Vice Chair Okawa called the meeting to order at 9:07 a.m., at which time quorum was established.

Chair's Report: Vice Chair Okawa wished everyone a "Happy Valentine's Day!"

SEO's Report: **Announcements, Introduction, Correspondence, and Additional Distribution**

Minutes of Previous Meetings

Upon a motion by Commissioner Imanaka, seconded by Commissioner Aki, it was voted on and unanimously carried to accept the minutes of the January 12, 2001 Laws and Rules Review Committee meeting as circulated.

Announcements, Introduction, Correspondence, and Additional Distribution

The following were distributed as additional distribution:

4. Program of Work, FY01
 - j. Legislative and Government Participation – House Bill No. 16, H.D.1 – Testimony and Bill

The following item was deleted from the agenda:

4. Program of Work, FY01
 - d. Licensing, Registration, and Certification Administration – Brad Balonick

The Commissioners were asked to submit their non-accessible dates from now to the end of June to REB staff if they have not already done so.

Program of Work, FY01:

Rule Making, Chapter 99, HAR, Real Estate Brokers and Salespersons and SWAT

A draft of the proposed public hearing notice was distributed to the Commissioners for their information. The public hearing is scheduled for Thursday, March 29, 2001, at 9 a.m., in the Kapuaiwa Room. The Commission will consider the adoption of the proposed rules at the Real Estate Commission meeting on Friday, March 30, 2001.

Legislative and Government Participation

A copy of Legislative Report 01-2 was distributed to the Commissioners for their information.

The SEO reported that H.B. No. 585 was passed with amendments.

Vice Chair Okawa reported that the Commission and the Hawaii Association of REALTORS are working together, along with legal counsel, to amend the definition of material facts. This is addressed in mandatory seller disclosure bill.

Commissioner Ching contacted Senator Avery Chumbley on his own behalf regarding S.B. No. 769. REC Chair Ohama stated that if S.B. No. 769 were scheduled for a hearing, he would like a Commissioner to testify on the bill.

Commissioners Education Program

The Commissioners were provided with a copy of The Legislative Process, which was prepared by the House Majority Staff Office, for their information and reference.

Case Law Review

A copy of the case law review summary was distributed to the Commissioners for their information.

ARELLO, Other Organizations and Jurisdictions:

Rural Community Assistance Corporation

Information on the Rural Community Assistance Corporation Conference, to be held on March 12 to 14, 2001, in San Diego, California, was distributed to the Commissioners for their information.

Open Forum: No one was present.

Next Meeting: Wednesday, March 14, 2001
9:00 a.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 9:18 a.m.

Reviewed and approved by:

/s/ Calvin Kimura
Calvin Kimura
Supervising Executive Officer

March 14, 2001
Date

CK:isk 2/14/01

- [X] Approved as is.
[] Approved with amendments. See minutes of _____ meeting.