

LAWS AND RULES REVIEW COMMITTEE
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii
www.state.hi.us/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, September 4, 2002

Time: 9:00 a.m.

Place: Kohala/Kona Rooms
Sheraton Waikiki Hotel
2255 Kalakaua Avenue
Honolulu, Hawaii

Present: Iris Okawa, Chair
Louis Abrams, Vice Chair
Patricia Choi, Member
Mitchell Imanaka, Member
Kathleen Kagawa, Ph.D., Member (Late Arrival)
John Ohama, Member
Peter Rice, Member
Vern Yamanaka, Member (Late Arrival)

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

Others: Merrily Leong, Hawaii Association of REALTORS
Marsha Shimizu, Hawaii Association of REALTORS
Brian Thomas

Excused: Marshall Chinen, Member

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

Chair's Report: Chair Okawa welcomed those present in the audience.

SEO's Report:

Announcements, Introduction, Correspondence, Additional Distribution

The SEO thanked the Hawaii Association of REALTORS for allowing the Commission to hold its Committee meetings in conjunction with their Pacific Rim Conference. The SEO also thanked Mr. Thomas for attending the meeting.

David Grupen, Condominium Specialist, was introduced to those present. Mr. Grupen was formerly with the Regulated Industries Complaints Office ("RICO").

Commissioner Kagawa arrived.

Minutes of Previous Meetings

Upon a motion by Commissioner Rice, seconded by Commissioner Choi, it was voted on and unanimously carried to accept the minutes of the August 14, 2002 Laws and Rules Review Committee meeting as circulated.

Program of Work, FY03:

Commissioners' Education Program

The August 2002 issue of *The High Road*, was distributed to the Commissioners for their information.

Neighbor Island Outreach

The next neighbor island outreach is scheduled for January 10, 2003, on the island of Maui.

ARELLO, Other Organizations and Jurisdictions:

ARELLO Meeting Report

A copy of the report on the ARELLO Central/Western District Conference, which was submitted by Commissioner Okawa and the SEO, was distributed to the Commissioners for their information.

The SEO presented a summary of the report. He stated that mold is a hot topic in other jurisdictions. In light of recent events, REB staff has begun to receive more inquiries involving mold and falling rocks.

Commissioner Yamanaka arrived.

The SEO also reported that more states are moving towards single licensing. The State of Oregon already has single licensing and South Dakota will begin single licensing in January 2003.

In order to reduce costs, ARELLO's Western District Conference for 2003 will be combined with the Board of Director's Meetings.

Commissioner Choi asked if REB staff could obtain information from the State of California on the legislation that they enacted regarding mold limits and the seller disclosure. She also suggested that Hawaii might consider following California's standards.

Chair Okawa stated that it was reported that more minorities are becoming homebuyers and licensees have to be trained to work with that constituency.

Chair Okawa also thanked Commissioner Ohama for helping to judge the ARELLO Education Awards submissions.

Other Organizations

ALQ/Real Estate Intelligence Report

A copy of the July 2002 issue of the *ALQ Real Estate Intelligence Report* was distributed to the Commissioners for their information. The articles highlighted were:

- o "Housing groups want scientists, not lawyers to deal with mold problems"
- o "Realtors win small victory in battle against banks"

Montana Real Estate

A copy of the July 2002 issue of the *Montana Real Estate* was distributed to the Commissioners for their information. The articles highlighted were:

- o "From the Chair: Broker Supervision – Are You Doing it Right?"
- o "Is Company Owner Personally Liable for Act of Agent?"

Copies of the following articles, which appeared in the latest *Nebraska Real Estate Commission Newsletter* was distributed to the Commissioners for their information:

- o "New Brokerage Relationships Brochures Authorized for Use July 20, 2002 – Required as of January 1, 2003"
- o "Mold is Becoming Significant Real Estate Matter"
- o "EPA Offers New Test for Mold"

Open Forum:

Ms. Leong welcomed everyone to the HAR Pacific Rim Conference. She encouraged everyone to attend as much as they could of the conference. Ms. Shimizu was in charge of the Conference and has arranged four concurrent sessions to be held in the afternoon. They anticipate 800 participants at the Conference.

Chair Okawa thanked the Hawaii Association of REALTORS for presenting a good conference.

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Budget and Finance No report was presented.
Report – RERF:

Next Meeting: Wednesday, October 9, 2002
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
9:10 a.m.

Reviewed and approved by:

/s/ Calvin Kimura
Calvin Kimura
Supervising Executive Officer

October 9, 2002
Date

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