

LAWS AND RULES REVIEW COMMITTEE
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 7, 2008

Time: 9:30 a.m.

Place: REALTORS Association of Maui, Inc.
441 Ala Makani Place
Kahului, Maui

Present: Louis Abrams, Chair, Broker/Kauai Commissioner
Michele Sunahara Loudermilk, Vice Chair, Public/Honolulu Commissioner
Annette Aiona, Broker/Hawaii Commissioner
Carol Ball, Broker/Maui Commissioner
William Chee, Broker/Honolulu Commissioner
Trudy Nishihara, Broker/Honolulu Commissioner
Mark Suiso, Public/Honolulu Commissioner

Neil Fujitani, Acting Supervising Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Tammy Norton, Secretary

Others: Jo Lynn Samuelson
Don Samuelson
Marsha Shimizu, Hawaii Association of Realtors
Cielo Molina, Regulated Industries Complaints Office
Virginia Brown
Melissa Namahoe

Absent: Frances Gendrano, Broker/Honolulu Commissioner
Stanley Kuriyama, Broker/Honolulu Commissioner

Call to Order: The Chair called the meeting to order at 9:30 a.m., at which time quorum was established.

Chair's Report: Commissioners Gendrano and Kuriyama were excused from today's meeting. Prior notice of their non-attendance was received.

Acting SEO's Report: **Minutes of Previous Meetings**

Upon a motion by Commissioner Chee, seconded by Commissioner Ball, it was voted on and unanimously carried to accept the minutes of the April 9, 2008, Laws and Rules Review Committee meeting.

Acting Supervising Executive Officer announced that if any member of the public in attendance wishes to meet with either a real estate or condominium specialist they may do so in the adjoining conference room.

Program of **License Renewal**
Work, FY08:

It was reported that the Professional and Vocational Licensing Division has preliminarily approved subject to the Commission's direction the mailing of license renewal reminder cards in lieu of the paper renewal applications to promote a paperless renewal. Individuals may still call PVL's Licensing Branch to request a paper renewal if desired.

Upon a motion by Commissioner Loudermilk, seconded by Commissioner Aiona, it was voted on and unanimously carried to approve the mailing of real estate license renewal reminder cards in lieu of the paper renewal applications to promote a paperless renewal.

Commissioner Nishihara questioned whether there will be a discount for online renewals.

Acting SEO Fujitani replied that although the discount figures have not been finalized it appears that a discount similar in amount to the 2006 real estate renewal cycle will be offered. Once that information is provided from the Licensing Administrator staff will bring the issue to the Commission.

ARELLO,
Other
Organizations
And
Jurisdictions:

No issues or reports were presented.

Special
Issues:

Hawaii Supreme Court Rule Amendments

Copies of the following were distributed to the Commissioners for their information:

1. Article entitled, "Legislators use amended bill to involve themselves in defining practice of law," Pacific Business News, April 21, 2008;
2. Testimony on House Bill No. 3386, HD1, SD1, Relating to Attorneys, submitted by Rick Tsujimura in behalf of State Farm Insurance Companies, Cynthia Hayakawa, Executive Director of the National Association of Insurance and Financial Advisors, and the Hawaii Association of REALTORS;
3. Letter from the Hawaii State Bar Association, dated February 29, 2008, to Chief Justice Moon; and
4. Letter from Steven H. Levinson, Associate Justice of the Hawaii State Supreme Court, dated March 7, 2008, to the Hawaii State Bar Association.

**County of Kauai Planning Department's News Release, dated April 1, 2008,
Transient Vacation Rental Applications**

A copy of the County of Kauai Planning Department's New Release, dated April 1, 2008, regarding transient vacation rental applications was distributed to the Commissioners for their information.

Open Forum: Acting SEO Fujitani informed the committee that during the 2006 real estate renewal more than 80% of real estate licensees renewed their real estate license online. The goal is to increase that percentage this renewal period.

Commissioner Ball noted that she does not want to exclude those licensees who do not have access to either online renewal due to lack of internet capabilities or due to lack of printing capabilities.

Acting SEO Fujitani informed the committee that staff will be offering its neighbor island renewal workshop which will give licensees an opportunity to meet with staff, submit their renewals in person, and also renew their license online. Licensees may also contact the division's Licensing Branch and request the paper renewal be sent to them.

Commissioner Loudermilk questioned whether the broker dependency will still be a problem this renewal cycle.

Acting SEO Fujitani responded that the dependency issue will always remain a problem because all active salesperson licenses are dependent on their broker. Principal Brokers and brokers-in-charge need to renew their individual licenses, as well as their brokerage firm's license, and complete their CE requirement prior to any associated licensee successfully renewing.

Next Meeting:

Tuesday, June 10, 2008
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 9:42 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani

Neil K. Fujitani
Acting Supervising Executive Officer

May 12, 2008

Date

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