

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

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, July 10, 2013

Time: 9:00 a.m.

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

Present: Bruce Faulkner, Chair Pro Tem/Broker/Maui Commissioner
Nikki Senter, Public/Honolulu Commissioner
Scott Sherley, Broker/Hawaii Commissioner
Aileen Wada, Broker/Honolulu Commissioner
Walt Harvey, Broker/Honolulu Commissioner
Scott Arakaki, Public/Honolulu Commissioner
Laurie Lee, Broker/Honolulu Commissioner

Neil Fujitani, Supervising Executive Officer
Miles Ino, Executive Officer
Cynthia Yee, Senior Condominium Specialist
Diane Choy Fujimura, Senior Real Estate Specialist
Shari Wong, Deputy Attorney General
Amy Fujioka, Recording Secretary

Absent: Frances Gendrano, Chair, Broker/Honolulu Commissioner
Rowena Cobb, Vice Chair, Broker/Kauai Commissioner

Others: Aron Espinueva, Hawaii Association of REALTORS

Call to Order: The Chair Pro Tem called the meeting to order at 9:01 a.m., at which time quorum was established.

Chair's Report: The Chair Pro Tem announced that the Commission may move into executive session to consider and evaluate personal information relating to individuals applying for licensure in accordance with Section 92-5(a)(1), HRS, and/or 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.

Commissioners Gendrano and Cobb were excused from the meeting. Prior notifications of their non-attendance were received.

SEO's
Report:

Additional Distribution

The following was distributed as additional distribution:

4. Program of Work, FY 14
 - g. Interactive Participation with Organizations

Minutes of Previous Meetings

Upon a motion by Commissioner Harvey, seconded by Commissioner Senter, it was voted on and unanimously carried to accept the minutes of the June 12, 2013 Laws and Rules Review Committee meeting.

SEO Fujitani introduced and welcomed Commissioner Laurie Lee as the Honolulu Member to the Commission. She was appointed by the Governor to serve her term beginning July 1, 2013.

Program of Work:

Interactive Participation with Organizations

EO Ino reported that Hawaii Association of REALTORS is requesting proposing consideration for an on-going 2-way dialogue and request to consider expediting the approval process for the Hawaii Administrative Rules Chapter 99 pertaining to Continuing Education.

Commissioner Sherley commented that he was surprised by this because he thought the Commission kept everyone abreast of changes.

The Commissioners discussed rule changes and the need for transparency from the Commission without sectioning out the rules relating to continuing education.

EO Ino will draft a response.

Upon a motion by Commissioner Sherley, seconded by Commissioner Arakaki, it was voted on and unanimously carried to have staff continue on its current path of Hawaii Administrative Rules Chapter 99 Revisions.

Commissioners' Education Program

Copies of the Commissioners' Orientation were distributed to the Commissioners and it was emphasized that the purpose of the Commission is to protect the general public in its real estate transactions.

Commissioner Sherley commented on the Ex Parté Communications memo and stated that, if presented with the situation, please refer the inquiry to staff.

Budget and
Finance Report:

Copies of the Real Estate Recovery Fund Annual Report were distributed to the Commissioners for their information.

Special
Issues:

None.

Budget and
Finance Report:

No report presented.

Next Meeting: Wednesday, August 7, 2013
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 9:17 a.m.

Reviewed and approved by:

/s/ Neil Fujitani

Neil Fujitani
Supervising Executive Officer

7/17/2013
Date

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