

EDUCATION 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 Lieutenant Governor's Office as required by Section 92-7(b), Hawaii Revised Statutes.

Date: November 6, 2019

Time: Upon adjournment of the Condominium Review Committee meeting, which is upon adjournment of the Laws and Rules Review Committee meeting, which convened at 9:00 a.m.

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

Present: Bruce Faulkner, Chair / Broker / Maui Commissioner
Russell Kyono, Vice Chair / Broker / Kauai Commissioner
Scott Arakaki, Public Member / Honolulu Commissioner
Aleta Klein, Broker / Honolulu Commissioner
Michael Pang, Broker / Honolulu Commissioner
John Love, Public Member / Honolulu Commissioner
Laurie A. Lee, Broker / Honolulu Commissioner
Sean Ginoza, Broker / Hawaii Island Commissioner
Derrick Yamane, Broker / Interim Honolulu Commissioner

Neil K. Fujitani, Supervising Executive Officer
Miles Ino, Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Amy Endo, Real Estate Specialist
Carole Richelieu, Senior Condominium Specialist
Dathan Choy, Condominium Specialist
Shari Wong, Deputy Attorney General
Dorothy Aquino, Recording Secretary

Others: Ethel Keyes, Hawaii Association of Realtors®
Chatney Higa-French, Hawaii Association of Realtors®
Stacey Wong, Abe Lee Seminars

Absent: None

Call to Order: The Chair called the meeting to order at 10:50 a.m., at which time quorum was established.

Chair's Report: No reports were presented.

The Chair stated the Committee 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 to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with section 92-5(a)(4), HRS.

Real Estate
Specialist's Report:

Additional Distribution

6. Administration of Examinations
 - a. PSI
 - 1) Licensing Examination Statistics – October 2019
 - 2) School Pass/Fail Rates – October 2019
 - 3) School Summary by Test Category – October 2019

Minutes of Previous Meeting

Upon a motion by Commissioner Klein, seconded by Commissioner Ginoza, it was voted on and unanimously carried to accept the minutes of the October 9, 2019 Education Review Committee meeting.

Continuing Education: Applications

**Course "Trusts & Estates Administration: Life in the Trenches";
Author/Owner: Stacey T.J. Wong; Provider: Abe Lee Seminars; Course
Categories: Contracts, Dispute Resolution, Finance, Risk Management;
Clock Hours: 3**

Stacey Wong was present to answer any questions or concerns the committee may have.

Commissioner Lee asked what does "Life in the Trenches" mean?

Mr. Wong commented the administration of the trust or the estate can be difficult. A trust or estate can cause family members and loved ones to act in an unexpected way. It can be life-changing for people. There may be power grabs and strategic moves by family members. Also, the course may help people be less naïve about what a trust is. Mr. Wong explained he has experience as a court-appointed personal representative. He was previously a personal representative for an estate that took over 3 years to settle.

Commissioner Pang stated the CE course should give the licensee information on trusts and not teach the licensee how to advise the clients on trusts or administer trusts.

Mr. Wong stated he will always recommend the licensee urge his/her clients to talk to the experts.

Commissioner Lee asked, "Are you an attorney?" and "What qualifications do have for the court to appoint you as a personal representative?"

Mr. Wong stated he is not an attorney. The judge asked for names and he was chosen to represent the family.

Commissioner Lee moved to take the matter under advisement. Commissioner Arakaki seconded the motion. The motion was voted on and unanimously carried.

Prelicense Education: Application

Shayne M. Guthrie, Guest Lecturer – Contracts, Escrow, Closing, Ralph Foulger School of Real Estate

Mr. Guthrie will be a guest lecturer for Ralph Foulger School of Real Estate, teaching contracts, escrow and closing, and he is a current and active broker. A guest lecturer can teach no more than 50 percent of the prelicense course.

Upon a motion by Commissioner Lee, seconded by Commissioner Pang, it was voted on and unanimously carried to approve Shayne M. Guthrie as a Guest Lecturer for Ralph Foulger School of Real Estate.

Administration of Examinations:

PSI

Licensing Examination Statistics – October 2019

Examination statistics for October 2019 were distributed to the Commissioners for their information.

School Pass/Fail Rates – October 2019

School pass/fail rate statistics for October 2019 were distributed to the Commissioners for their information.

School Summary by Test Category – October 2019

Copies of the October 2019 test category summary reports, by school, were distributed to the Commissioners for their information.

Program of Work: Annual Report, Quarterly Bulletin, and School Files

Senior Specialist Fujimura reported that the November 2019 *Bulletin* has been distributed and is available on the Commission's website: www.hawaii.gov/hirec.

Executive Session: Upon a motion by Commissioner Lee, seconded by Commissioner Klein, it was voted on and unanimously carried to enter into executive session pursuant to Section 92-5(a)(1), HRS, "To consider and evaluate personal information, relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and pursuant to Section 92-5(a)(4), HRS, "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities."

Upon a motion by Commissioner Arakaki, seconded by Commissioner Ginoza, it was voted on and unanimously carried to move out of executive session.

After a review of the information presented, Commissioner Arakaki moved to defer "Trusts & Estates Administration: Life in the Trenches" as a 3-credit hour continuing education elective course, under the course categories Contracts, Dispute Resolution, Finance and Risk Management, subject to submitting a course revision based on suggestions by the committee. Commissioner Yamane seconded the motion. The motion was voted on and unanimously carried.

Next Meeting: Wednesday, December 11, 2019
Upon adjournment of the Condominium Review Committee Meeting, which is upon adjournment of the Laws and Rules Review Committee meeting, which convenes at 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, Chair Faulkner adjourned the meeting at 11:26 a.m.

Reviewed and approved by:

/s/Diane Choy Fujimura

Diane Choy Fujimura
Senior Real Estate Specialist

November 13, 2019

Date

[] Minutes approved as is.
[] Minutes approved with changes, see minutes of _____