

**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](http://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, December 11, 2019

Time: 9:00 a.m.

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

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

Neil 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  
Benedyne Stone, Condominium Specialist  
Dathan Choy, Condominium Specialist  
Lorie Sides, Condominium Education Specialist  
Shari Wong, Deputy Attorney General  
Tammy Norton, Recording Secretary

Others: Ethel Keyes, Hawaii Association of REALTORS®  
Chatney Higa-French, Hawaii Association of REALTORS®  
Andrew, Nguyen, Hawaii Association of REALTORS®  
Thomas Welch, Esq., Mancini Welch & Geiger, LLP

Absent: None

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

Chair's Report: The Chair 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.

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

Upon a motion by Commissioner Pang, seconded by Commissioner Ginoza, it was voted on and unanimously carried to accept the minutes of the November 6, 2019, Laws and Rules Review Committee meeting as circulated.

Program of Work: **Rulemaking, Chapter 99, HAR, Real Estate Brokers and Salespersons - Mandatory Disclosure for Residential Real Estate Property Management**

It was reported that the permitted interaction group reached the conclusion that more research and consumer education should be done instead of requiring a mandatory disclosure. Chair Arakaki suggested engaging the Office of Consumer Protection to work cooperatively with the Real Estate Branch on consumer education in this area and thanked everyone in the group.

Commissioner Klein arrives at 9:05 a.m.

**Legislative and Government Participation Report**

A copy of the proposed bill relating to professional and vocational licensing trust funds to be submitted to the 2020 legislature was distributed for informational purposes. The bill proposes to remove the caps which go into effect in July 2020. The Commission will assist the division with ushering this bill through the legislative process.

ARELLO **Annual Conference Report**

The committee discussed the written report submitted by the travelers. The committee acknowledged receipt of the 2019 Annual ARELLO Conference report submitted by Commissioner Pang, Supervising Executive Officer Fujitani, and Executive Officer Ino.

Budget and Finance Report: Upon a motion by Commissioner Ginoza, seconded by Commissioner Faulkner, it was voted on and unanimously carried to accept the Real Estate Recovery Fund Financial Report for the period ending September 30, 2019.

Next Meeting: Wednesday, January 8, 2020  
9:00 a.m.  
UHMC Molokai Education Center  
375 Kamehameha V Highway  
Kaunakakai, HI 96748

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

Reviewed and approved by:

/s/ Neil K. Fujitani

\_\_\_\_\_  
Neil K. Fujitani  
Supervising Executive Officer

December 23, 2019

\_\_\_\_\_  
Date

Approved as is.  
 Approved with amendments. See minutes of \_\_\_\_\_ meeting.