

REAL ESTATE COMMISSION MEETING
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii
www.hawaii.gov/hirec

AGENDA

Date: Friday, September 24, 2021
Time: 9:00 a.m.
Place: Virtual Videoconference Meeting – Zoom Webinar (link below)
<https://dcca-hawaii-gov.zoom.us/j/99004384762>

Phone: 1 669 900 6833
Webinar ID: 990 0438 4762

Agenda: Posted on the State electronic calendar as required by HRS section 92-7(b).

In light of the COVID-19 pandemic, protecting the health and safety of the community is of utmost concern. If you wish to submit written testimony on any agenda item, please email your testimony to hirec@dcca.hawaii.gov at least 24 hours prior to the meeting to ensure that it can be distributed to the Commission members.

INTERNET ACCESS:

To view the meeting and provide live oral testimony during the meeting, please use the above link. You will be asked to enter your name in order to access the meeting as an attendee. The Commission requests that you enter your full name, but you may use a pseudonym or other identifier if you wish to remain anonymous. You will also be asked for an email address. You may fill in this field with any entry in an email format, e.g., *****@***mail.com.

As an attendee, your microphone will be automatically muted by Commission staff during the meeting unless you are providing testimony. For each agenda item you wish to testify on, please click the Raise Hand button found on your Zoom screen. The Chair will individually enable each testifier to unmute their microphone. When recognized by the Chair, please unmute your microphone before speaking and mute your microphone after you finish speaking in order to prevent audio feedback.

PHONE ACCESS:

If you cannot get internet access, you may get audio-only access by calling the Zoom Phone Number listed at the top on the agenda.

Upon dialing the number, you will be prompted to enter the Meeting ID which is also listed at the top of the agenda. After entering the Meeting ID, you will be asked to either enter your panelist number or wait to be admitted into the meeting. You will not have a panelist number. So, please wait until you are admitted into the meeting.

If you need an auxiliary aid/service or other accommodation due to a disability, contact Miles Ino, Executive Officer, at (808) 586-2643 or at hirec@dcca.hawaii.gov, as soon as possible, preferably within two (2) business days of the meeting. If a response is received after that date, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

When the Chairperson asks for public testimony, you may indicate you want to testify by entering “*” and then “9” on your phone’s keypad. After entering “*” and then “9”, a voice prompt will let you know that the host of the meeting has been notified. When recognized by the Chairperson, you may unmute yourself by pressing “*” and then “6” on your phone. A voice prompt will let you know that you are unmuted. Once you are finished speaking, please enter “*” and then “6” again to mute yourself.

For both internet and phone access, when testifying, you will be asked to identify yourself and the organization, if any, that you represent. Each testifier will be limited to five minutes of testimony per agenda item.

Instructions to attend State of Hawaii virtual board meetings may be found online at <https://cca.hawaii.gov/pvl/files/2020/08/State-of-Hawaii-Virtual-Board-Attendee-Instructions.pdf>

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.

1. Call to Order, Public Notice, Quorum
2. Chair's Report
3. Executive Officer's Report
 - a. Announcements
The Commission shall afford all interested persons an opportunity to submit data, views, or arguments, in writing, on any agenda item and shall provide all interested parties an opportunity to present oral testimony on any agenda item subject to the conditions set forth in Section 16-99-83, HAR. The Commission may remove any person or persons, who willfully disrupt a meeting to prevent and compromise the conduct of the meeting in accordance with Section 92-3, HRS.
 - b. Introductions, Correspondence and Additional Distributions
 - c. Minutes of Previous Meeting
4. Licensing and Registration – Ratification
5. Committees and Program of Work
 - a. Laws and Rules Review Committee
 - 1) Interpretation of “Legal Name” in §16-99-19.1, Hawaii Administrative Rules (“HAR”) – Full legal surname

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- 2) Regulated Industries Complaints Office (RICO) Request for Informal Non-Binding Interpretation Regarding Definitions of Real Estate Broker, Real Estate Salesperson, and Custodian Caretaker with Respect to Hawaii Revised Statutes (HRS) §467-2 Exceptions (to licensing) Required pursuant to HRS §467-7
 - 3) Report on the Annual Association of Real Estate License Law Officials (ARELLO) 2021 Mid-Year Meeting
 - b. Condominium Review Committee – Registration and Developer’s Public Reports – Condominium Projects and Developer’s Public Reports – CPR Project – Case Lombardi & Pettit Request for Informal Non-binding Interpretation Regarding Act 77 and HRS §§514B-52(b) and 56
 - c. Education Review Committee
 - 1) Continuing Education Administration, Curriculum, Courses, Provider, and Instructors
 - a) Administrative Issues – 2021-2022 Continuing Education Providers and Courses Ratification List
 - b) Course – “Disability Discrimination Law Update”; Author/Owner – Bryan Andaya, Esq.; Provider – Eddie Flores Real Estate Continuing Education; Course Categories – Real Estate Law, Dispute Resolution, Property Management, Risk Management; Clock Hours – 3
 - 2) Remote Proctoring Statistics 8/1/21-8/31/21

6. Licensing – Applications

- a. Nazareth K.K. Thibodeaux
- b. Dayton John Tavares
- c. Adam J. Rhodes
- d. Joseph Franklin Furlett

7. Chapter 91, Hawaii Revised Statutes, Adjudicatory Matters

- a. In the Matter of the Real Estate Broker’s License of Aloha Island Rentals LLC, doing business as I Go Maui Vacation Rentals & Realty: REC 2020-391-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission’s Final Order
- b. In the Matter of the Real Estate Broker’s License of Robert P. Keane: REC 2021-391-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission’s Final Order
- c. In the Matter of the Real Estate License of Breanna H. Aki formerly known as Breanna H. Gaddis: REC 2020-304-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission’s Final Order
- d. In the Matter of the Real Estate Licenses of Cynthia Manabe and Realty Laua LLC: REC 2021-192-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission’s Final Order

8. Next Meeting: October 22, 2021

9. Adjournment

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