

Real Estate Commission Bulletin



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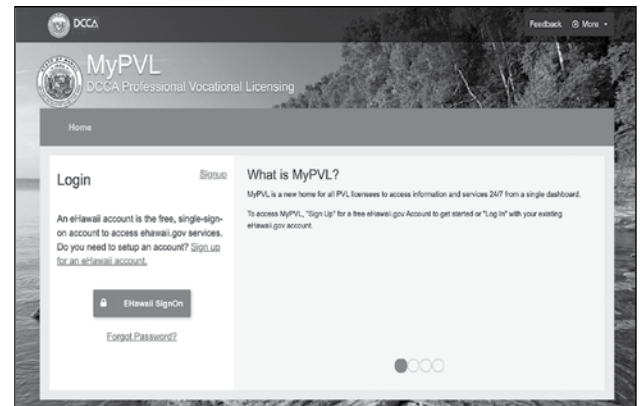
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Renew Your License by November 30

About two-thirds of Hawaii's licensed real estate salespersons and brokers are members of a local Board of REALTORS®. What this means is there is often CONFUSION in the minds of these licensees as far as the difference between their real estate LICENSE and their Board of REALTORS® membership. Your real estate license is what allows a licensee to engage in real estate activity in Hawaii. Both the real estate license and the board membership must be paid for and renewed. Both have continuing education requirements. The information that follows is pertinent to your real estate LICENSE.



The license renewal deadline is November 30, 2022. By this date, please complete the continuing education requirement of 20 hours which includes Parts A and B of the 2021-2022 mandatory core course, 3 credits each, and 14 hours of elective continuing education courses. Part A 2021-2022 Core Course "Fair Play in Fair Housing: It's Not a Game, It's the Law" is available and has been available since July 2021. Part B 2021-2022 Core Course "Ditch the 'Mis' in Misrepresentation" will be available July 2022. BOTH parts A and B of the core course must be completed in order to receive credit for completing the core course requirement.

Any licensee who fails to complete the 20-hour continuing education requirement prior to submitting their renewal application will be renewed on inactive status come January 1, 2023. An inactive licensee may not engage in any real estate activity or receive compensation.

ONLINE license renewals will commence in October 2022. Please access your MyPVL account for the latest renewal information. If you answer "yes" to any of the questions on the renewal application you must file a hardcopy renewal application. You may not renew online.

SALESPERSONS LICENSED IN 2022: You are not required to complete the continuing education requirement in order to renew your license by the November 30 deadline. **THIS DOES NOT APPLY TO BROKERS LICENSED in 2022.** Brokers receiving their license in 2022 must complete the 20-hour continuing education requirement.

Any questions or concerns please contact the Real Estate Branch at (808) 586-2643, or visit our website at www.hawaii.gov/hirec

YOUR MYPVL ACCOUNT LINK: <https://mypvl.dcca.hawaii.gov>

Did You Know?...

License renewal dependencies you should be aware of:

Successful renewal of a real estate salesperson's license is dependent on the renewal of the real estate brokerage/entity, and its principal broker or sole proprietor, whichever is applicable.

Successful renewal of a real estate broker's license is dependent on the renewal of the real estate brokerage/entity. This applies to the licenses of the principal broker, the broker(s)-in-charge, and real estate broker-salespersons associated with the renewing brokerage/entity.

Pandemic Protocols

With the lifting of Governor Ige's Emergency Proclamation as of 11:59 p.m. March 25, 2022, the DCCA will no longer require proof of vaccination or negative Covid-19 testing upon entering the building. Indoor mask-wearing is also not required, however, visitors are encouraged to continue to wear a mask if dealing with groups or interacting within close quarters to others.

The monthly Real Estate Commission committee meetings will continue to be integrated into the agenda for the monthly Real Estate Commission meetings, usually the last Friday of each month. Meetings will also continue to be offered virtually via Zoom until further notice.

Continuing education classes continue to be offered either live or remote-live, or online. The same applies to prelicense courses offered by prelicense schools.

The renewal deadline remains November 30, 2022, with licenses expiring December 31, 2022.

Your License and Continuing Education for Renewal

The new Education System is STILL being tweaked by the system developer. Please continue to notify the Real Estate Branch if you come across any anomalies during the use of the Education System. The issues below are now corrected.

1. CE Providers are now able to add attendees who took the same course 2 biennia ago for CE credit. Note: Hawaii Administrative Rules, Section 16-99-95 states, "... a licensee shall not take a continuing education course for which the licensee has already received a certificate within two consecutive biennia."
2. If a licensee upgrades from RS to RB, the CE history is now being reflected under the new RB license number.

The Education System is also working on other issues affecting CE Providers and Prelicense Schools, and the issues below are directly relevant to licensees.

1. The CE Providers' view of licensee's CE data in the CE Portal and the student's view in their MyPVL account does not reflect the Education System database. The Education system shows make-ups, course type, # of credits, all of which should also be in the CE Provider and licensee views.
2. The verbiage on the course certificate is incorrect. It says use if reactivating your license after 10/31/20 when it should be 12/31/20.
3. PB's are unable to view their associated licensee's CE History.



The Chair's Message

Aloha Real Estate Licensees:

My eight-year term as a Commissioner expires next month and it has truly been a wonderful experience to serve on the Hawaii Real Estate Commission ("HIREC").

I wish to recognize the HIREC's remarkable staff, led by Neil Fujitani (Supervising Executive Officer). The volume and variety of tasks to efficiently run this distinctive office is staggering and they do it well. Commissioners are temporary, staff is the stable constant.

It has been a pleasure to know and work with my fellow Commissioners, all tops in their field who volunteer their valuable time and expertise to make a positive difference for the real estate industry. Their cooperative and professional spirit has been truly appreciated.

Lastly, it's been my genuine honor and privilege to serve and give back to a profession that has provided so much for me and my family over the past 45 years. This was my intent in becoming a Commissioner and I tried my best to fulfill it.

My sincere best wishes to all for great success in your real estate endeavors.

Mahalo!



Michael Pang, Chair
Hawaii Real Estate Commission



The Change Form

"CHANGE PRINCIPAL BROKER"

Changing a brokerage's principal broker happens often. This change must be reported to the Commission by submitting the Change Form, THREE of them, if applicable, within 10 days of the change. The 10 day timeframe is specified in Hawaii Administrative Rules, § 16-99-5 Notification and filing of names, addresses, and changes.

Clear instructions are included in the Change Form. However, licensees still appear to be confused when completing this action. The submissions are oftentimes incomplete, signatures are missing, dates of release and hire are missing, a Change Form is not submitted for one of the parties involved (the old principal broker, the new principal broker, or the brokerage/entity), or signatures are not wet/original signatures.

The "Change Principal Broker" action will be separated into its own Change Form in the very near future. Hopefully, this will make this reporting easier with fewer mistakes and omissions.

Remember: Both the old and new principal brokers need their own Change Form. The brokerage entity needs its own Change Form. That's three Change Forms which need to be completed and submitted with ORIGINAL/WET SIGNATURES.

The departing principal broker must fill out Section A, sign Section B, and RELEASE himself/herself in Section C of the Change Form. If associating with a different brokerage, the principal broker of the new brokerage must sign the departing principal broker on in Section D of the departing principal broker's Change Form.

The new principal broker must fill out Section A, sign Section B, and have his current principal broker RELEASE him/her in Section C. The new principal broker will also sign Section D of his/her Change Form, signing himself/herself on as the new principal broker. The brokerage that is changing principal brokers needs its own Change Form. Sections A and B should be completed/signed by the departing PB. The departing PB should release himself/herself in Section C, and the new principal broker signs Section D as the new principal broker.

And, don't forget to include the Entity Resolution with the Change Forms. There is a \$10 fee for Change Principal Broker action.

Administrative Actions

January 2022

CAMELIA YOUNG

RS 60206

Case No. REC 2021-88-L

Dated 1/28/22

RICO ALLEGATIONS:

On June 9, 2021, the Honorable James H. Ashford, Circuit Court Judge of the First circuit, State of Hawaii, entered a Final Judgment in Favor of Dr. Long Thanh Nguyen and against Respondent in a civil lawsuit for breach of fiduciary duty and money damages in a dispute over Respondent's purchase of a unit at "The Collection" condominium development at 600 Ala Moana Boulevard, which Mr. Nguyen had asked Respondent for help in purchasing.

Respondent did not report the entry of that Final Judgment to the Commission, in writing, within thirty days.

Respondent has fully cooperated with RICO's investigation into this matter.

Any licensing claims against Respondent's associated real estate brokerage firm and principal broker will be handled through other means, as appropriate.

Violations:

HRS § 436B-16, HRS § 467-14(13), HRS § 467-14(20), and HAR § 16-99-3(b)

Sanctions:

Fine of \$4,000.00

Education Course(s) – As soon as possible, and at Respondent's own expense, Respondent shall enroll in and successfully complete an education course or courses to be determined by the Commission. The education course or courses shall be in addition to and shall not take the place of nor be counted toward, any continuing education requirement(s) under HRS Chapter 467 and/or HAR Title 16, Chapter 99.

February 2022

WARD L. SOTO

RB 22593

Case No. REC 2021-352-L

Dated 2/25/22

RICO ALLEGATIONS:

On or about October 5, 2005, Respondent was convicted of Driving Under the Influence by Impairment (hereinafter "DUI").

On Respondent's initial application for his real estate broker's license which was dated on or about May 14, 2018, Respondent answered "no" to question 2 which asked, "During the past 20 years have you ever been convicted of a crime where there has not been an order annulling or expunging the conviction?"

Violations:

HRS § 436B-19(2), HRS § 436B-19(5), HRS § 436B-19(12), HRS § 436B-19(14), HRS § 436B-19(17), and HRS § 467-20

Sanctions:

Fine of \$1,000.00

March 2022

JENNIFER H. L. RANDALL

RB 77166

Case No. REC 2020-316-L

Dated 3/24/22

RICO ALLEGATIONS:

On or about July 9, 2020, in the District court of the Second Circuit, State of Hawaii, Respondent pleaded guilty to and was convicted of the criminal offense of Operating a Vehicle Under the Influence of an Intoxicant, in violation of HRS § 291E-61(a)(1).

Violations:

HRS § 436B-19(12), HRS § 436B-19(14) and HRS § 436B-19(17).

Sanctions:

Fine of \$500.00

Statutory/Rule Violations

Settlement Agreement (Allegations/Sanction): A Settlement Agreement may or may not include an admission that the Respondent violated licensing laws and/or rules on a case-by-case basis.

Disciplinary Action (Factual Findings/Order): The respondent is found to have violated the specific laws and rules cited, and the Commission approves the recommended order of the Hearings Officer.

HRS §436B-16	Notice of judgments, penalties
HRS §436B-19(2)	Engaging in false, fraudulent, or deceptive advertising, or making untruthful or improbable statements.
HRS §436B-19(5)	Procuring a license through fraud, misrepresentation, or deceit.
HRS §436B-19(12)	Failure to comply, observe, or adhere to any law in a manner such that the licensing authority deems the applicant or holder to be an unfit or improper person to hold a license.
HRS §436B-19(14)	Criminal conviction, whether by nolo contendere or otherwise, of a penal crime directly related to the qualifications, functions, or duties of the licensed profession or vocation.
HRS §436B-19(17)	Violating this chapter, the applicable licensing laws, or any rule or order of the licensing authority.
HRS §467-14(13)	Violating this chapter, chapters 484, 514B, 514E, or 515, or section 516-71, or the rules adopted pursuant thereto.
HRS §467-14(20)	Failure to maintain a reputation for or record of competency, honesty, truthfulness, financial integrity, and fair dealing.
HRS §467-20	False statement.
HAR §16-99-3(b)	The licensee shall protect the public against fraud, misrepresentation, or unethical practices in the real estate field. The licensee shall endeavor to eliminate any practices in the community which could be damaging to the public or to the dignity and integrity of the real estate profession. The licensee shall assist the commission in its efforts to regulate the practices of brokers and salespersons in this State.

Continuing Education Courses for Credit

It's renewal year and before you start lining up your continuing education courses to complete to renew your real estate license current and active for the 2023-2024 biennium, please heed the following:

1. Select continuing education courses from the Commission's website, www.hawaii.gov/hirec, go to the continuing education link and click "Download All Future Courses" to view the courses currently on offer. All of the listed courses have been approved by the Commission and when completed will earn Hawaii licensees continuing education credit.
2. DO NOT register for a continuing education course listed on any other website except the Commission's website. No other website will display the currently offered continuing education courses that are Hawaii-approved and offered by Hawaii-approved continuing education providers.

THE NATIONAL ASSOCIATION OF REALTORS® (NAR) IS NOT A HAWAII-APPROVED CONTINUING EDUCATION PROVIDER. This may seem incongruous to many Hawaii real estate licensees but the NAR has never been a Hawaii Real Estate Commission-approved continuing education provider. The Hawaii Association of REALTORS® (HAR) may offer NAR-approved continuing education courses with NAR authorization. In turn, the different local Boards of REALTORS® may also piggy-back with HAR on offering NAR-approved courses. HAR and the local Boards of REALTORS® are all Commission-approved continuing education providers. The courses offered by HAR and the local Boards have all been approved by the Commission. The completion of these courses will result in continuing education credit to the licensee.

Other websites may offer the same continuing education course listed on the Commission's website, BUT ONLY REGISTER FOR THE COURSE THAT IS OFFERED BY THE HAWAII-APPROVED CONTINUING EDUCATION PROVIDER AS LISTED IN THE COMMISSION'S WEBSITE.

There have been incidents where a Hawaii real estate licensee registered for and completed a continuing education course and belatedly found out that the course completion could not be attributed to the licensee, and therefore not count towards fulfilling the 20-hour Hawaii continuing education requirement for license renewal. For the licensee, this is a lot of wasted time and money.



Prelicense Schools

Abe Lee Seminars	808-942-4472
American Dream Real Estate School, LLC	844-223-7326
American School of Real Estate Express LLC	866-739-7277
Carol Ball School of Real Estate	808-280-0470
The CE Shop, LLC	888-827-0777
Coldwell Banker Pacific Properties Real Estate School	808-748-3410
Continuing Ed Express, LLC	866-415-8521
Diamond Resorts Real Estate Academy – Hawaii, LLC	480-628-9053
Excellence in Education dba Maui Real Estate School	808-212-4861
Hawaii Institute of Real Estate	808-342-4061
Inet Realty	808-955-7653
Maui Real Estate Academy, LLC dba Hawaii Real Estate Academy	808-633-5737
Mayfield Real Estate, Inc., dba Global Real Estate School	573-756-0077
Mbition Learn Real Estate	800-532-7649
Premier Real Estate LLC, dba Premier Real Estate Academy	808-393-9966
Ralph Foulger’s School of Real Estate	808-239-8881
Real Estate School Hawaii	808-551-6961
REMI School of Real Estate	808-230-8200
Scott Alan Bly School of Real Estate, LLC dba Bly School of Real Estate	808-738-8818
Seiler School of Real Estate	808-874-3100
Vitousek Real Estate Schools, Inc.	808-946-0505



State of Hawaii Real Estate Commission

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This material may be made available to individuals with special needs. Please call the Senior Real Estate Specialist at 808-586-2643 to submit your request.

Continuing Education Providers

Abe Lee Seminars	808-942-4472	Honolulu Board of Realtors	808-732-3000
American Dream Real Estate School, LLC	844-223-7326	International Association of Certified Home Inspectors (InterNACHI)	720-735-7125
At Your Pace Online, LLC	877-724-6150	Kauai Board of Realtors	808-245-4049
The Berman Education Company, LLC	808-572-0853	Luxury Home Council, Inc.	541-530-0484
Building Industry Association of Hawaii	808-629-7505	Mbition Learn Real Estate	800-532-7649
Carol Ball School of Real Estate	808-280-0470	McKissock, LLC	800-328-2008
The CE Shop, LLC.	888-827-0777	Preferred Systems, Inc.	814-456-0406
CMPIS Institute, LLC	88-608-9800	Ralph Foulger’s School of Real Estate	808-239-8881
Coldwell Banker Pacific Properties Real Estate School	808-748-3410	Real Estate School Hawaii	808-551-6961
Continuing Ed Express, LLC	866-415-8521	Realtors’ Association of Maui, Inc.	808-873-8585
Dexterity CE, LLC	512-893-6679	REMI School of Real Estate	808-230-8200
Eddie Flores Real Estate Continuing Education	808-223-6301	Residential Real Estate Council	800-462-8841, ext. 4440
ExceedCE	415-885-0307	Scott Alan Bly School of Real Estate, LLC dba Bly School of Real Estate	808-738-8818
Finance of America Reverse	330-807-8948	Servpro Industries, LLC	615-451-0200
Franklin Energy Services, LLC	866-735-1432	Shari Motooka-Higa	808-492-7820
Hawaii Association of Realtors	808-733-7060	Systems Effect LLC, dba Training Cove	480-517-1000
Hawaii Business Training	808-250-2384	WebCE Inc.	877-488-9308
Hawaii CCIM Chapter	808-528-2246	West Hawaii Association of Realtors	808-329-4874
Hawaii First Realty, LLC	808-282-8051		
Hawaii Island Realtors	808-935-0827		

State of Hawaii
Real Estate Commission
King Kalakaua Building
335 Merchant Street, Room 333
Honolulu, HI 96813

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2022 Real Estate Commission Meeting Schedule

Laws & Rules Review Committee – 9:00 a.m.

Condominium Review Committee – Upon adjournment of the Laws & Rules
Review Committee Meeting

Education Review Committee – Upon adjournment of the Condominium
Review Committee Meeting

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Real Estate Commission – 9:00 a.m.

Friday, April 22, 2022

Friday, May 27, 2022

Friday, June 24, 2022

Friday, July 22, 2022

Friday, August 26, 2022

Friday, September 23, 2022

Friday, October 21, 2022

Friday, November 18, 2022

Friday, December 16, 2022

*Pursuant to the ongoing COVID-19 situation, committee meetings for the foreseeable future are canceled. Any issues needing Commission approval will be reviewed at the regularly scheduled Commission meeting. Thank you for your understanding.

Meeting dates and times are subject to change without notice. Please visit the Commission's website at www.hawaii.gov/hirec or call the Real Estate Commission Office at (808) 586-2643 to confirm the dates and times of the meetings. This material can be made available to individuals with special needs. Please contact the executive officer at (808) 586-2643 to submit your request.