#### **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 posted to the State electronic calendar and filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes.

Date: January 24, 2025

Time: 9:00 am

Physical Location: Queen Liliuokalani Conference Room

King Kalakaua Building 335 Merchant Street, 1st Floor

Honolulu, Hawaii

Present: Derrick Yamane, Chair, Broker/Honolulu Commissioner

Audrey Abe, Broker/Honolulu Commissioner
Jennifer Andrews, Broker/Honolulu Commissioner
Richard Emery, Broker/Honolulu Commissioner
Russell Kyono, Broker/Kauai Commissioner
P. Denise La Costa, Broker/Maui Commissioner
John Love, Public Member/Honolulu Commissioner

Neil K. Fujitani, Supervising Executive Officer

Miles Ino, Executive Officer

Kristen Kekoa, Senior Real Estate Specialist

Amy Endo, Real Estate Specialist

Dathan Choy, Condominium Specialist

Lorie Sides, Condominium Education Specialist

Shari Wong, Deputy Attorney General

Colleen Mar. Office Assistant

Joseph Benedict Pagkalinawan, Recording Administrative Assistant

Others: Lee Wang, Poha School of Real Estate

**Everett Kaneshige** 

Absent: Nikki Senter, Vice Chair, Public Member/Honolulu Commissioner

Call to Order: Chair Yamane called the meeting to order at 9:09 a.m., at which time quorum was

established by roll call.

Chair's Report: 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.

Vice Chair Senter was excused from the meeting. Prior notification of her non-

attendance was received.

# Executive Officer's Report

Executive Officer Ino announced that 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 an 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. Each speaker will be limited to a five-minute time period pursuant with section 16-99-83(a)(5), HAR.

Supervising Executive Officer Fujitani informed the Commission that the bill cutoff deadline for this year's legislative session was January 23, 2025. Staff intends to send over bills proposed for the session within a week to the Commissioners for their review. He asked the Commissioners to inform him if there are any bills they wish to discuss, and those bills will be added to future meeting agendas. Commissioners are also encouraged to provide feedback for these bills. Supervising Executive Officer Fujitani and Condominium Specialist Choy noted that the Legislature has a new policy that any testimony should be submitted 48 hours before it goes to a hearing, reducing the Commission's reaction time.

#### **Additional Distribution**

The following materials were distributed prior to the start of the meeting:

- 6. Licensing Applications
  - a. Erminia T.P. Frias
  - Jennifer Ann Renfro Request for reconsideration and removal of conditions

#### **Minutes of Previous Meeting**

Upon a motion by Commissioner Kyono, seconded by Commissioner Abe, it was voted on and unanimously carried to approve the minutes of the December 18, 2024 meeting.

## Committees and Program of Work:

#### **Education Review Committee**

Continuing Education Administration, Curriculum, Courses, Provider, and Instructors

<u>Administrative Issues – Continuing Education Providers and Courses Ratification</u>
List

Upon a motion by Commissioner La Costa, seconded by Commissioner Andrews, it was voted on and unanimously carried to approve the Continuing Education Providers and Courses Ratification List:

Registration/Certification	Effective Date
Providers	
Carol Ball School of Real Estate	01/01/2025
Poha School of Real Estate	01/01/2025
Servpro Industries LLC	01/01/2025
Systems Effect LLC, dba Training Cove	01/01/2025
Real Estate School Hawaii LLC	01/01/2025
Coldwell Banker Pacific Properties Real Estate School	01/01/2025
Hawaii First Realty LLC	01/01/2025
Preferred Systems, Inc.	01/01/2025
The CE Shop, LLC	01/01/2025

Honolulu Board of Realtors Abe Lee Seminars Building Industry Association of Hawaii Eddie Flores Real Estate Continuing Education ExceedCE Hawaii CCIM Chapter InterNACHI Scott Alan Bly School of Real Estate LLC, dba Bly School of Real Estate	01/01/2025 01/01/2025 01/01/2025 01/01/2025 01/01/2025 01/01/2025 01/01/2025 01/01/2025
West Hawaii Association of REALTORS	01/01/2025
Courses Al Powered Real Estate Professionals (7 credits) (Hawaii Association of REAL TORS/National)	01/01/2025
"Performance Leadership - Coach, Manage & Mentor" (6 credits) (Hawaii Association of REAL TORS/National)	01/01/2025
"Show Me the Money! Compensation Planning" (6 credits) (Hawaii Association of REALTORS/National)	01/01/2025
"Strategies of Finance: Know the Borrower" (3 credits) (Hawaii Association of REAL TORS)	01/01/2025
"Strategies of Finance: Loan Choices" (3 credits) (Hawaii Association of REAL TORS)	01/01/2025
"Strategies of Listing: Establishing Market Value (CMA)" (3 credits) (Hawaii Association of REALTORS)	01/01/2025
"Strategies of Listing: Exclusive Right to Sell Listing Contract" (3 credits) (Hawaii Association of REALTORS)	01/01/2025
"Strategies of Listing: Getting the Listing" (3 credits) (Hawaii Association of REALTORS)	01/01/2025
"Strategies of the Buyer Representation Contract" (3 credits) (Hawaii Association of REALTORS)	01/01/2025
"Broker Awareness, Part 1" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Broker Awareness Part 2: So You Want to be a PB or BIC? (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Condominium and Planned Communities" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"From Contract to Closing" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Legal Issues" (6 credits) (Hawaii Association of REALTORS)	01/01/2025

"Property Management & Landlord/Tenant" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Representation, Practical Ethics & Fair Housing" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Residential Tax Rules, 1031 Exchange, and Foreign Investors" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Run Your Business Like a Business" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Strategies of the Purchase Contract" (6 credits) (Hawaii Association of REALTORS)	01/01/2025
"Art of Marketing a Listing" (3 credits) (Poha School of Real Estate)	01/01/2025
"Al and the Modern Hawaii Agent" (3 credits) (Poha School of Real Estate)	01/01/2025
"Understanding Mold in the Restoration Industry" (3 credits) (Servpro Industries, LLC)	01/01/2025
"Contracts and Listing Agreements in Hawaii" (3 credits) (David Catanzaro)	01/01/2025
"Landlord Tenant Code in Hawaii" (3 credits) (David Catanzaro)	01/01/2025
"Advanced Buyer Agency Strategies and Negotiations" (3 credits) (McKissock/ARELLO)	01/01/2025
"Foundations of Buyer Agency Excellence" (3 credits) (McKissock/ARELLO)	01/01/2025
"Advanced Concepts for Today's Senior Homeowners" (3 credits) (Shari S. Motooka-Higa)	01/01/2025
"Advanced Real Estate Tax Strategies for Investors" (3 credits) (Shari S. Motooka-Higa)	01/01/2025
"Rehab Loans Made Easy" (3 credits) (Shari S. Motooka-Higa)	01/01/2025
"Al & ChatGPt in Real Estate" (4 credits) (Shari S. Motooka-Higa)	01/01/2025
"Blockchain, Crypto and Real Estate" (5 credits) (Shari S. Motooka-Higa)	01/01/2025

"Antitrust Concerns in Real Estate" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Building Green, Building Smart" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Clarifying the Code of Ethics" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Contracts, Short Sales and Foreclosures" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Drugs, Disasters and Other Disclosures" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Emotional Support Animals" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Environmental Hazards and Disclosure" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Fair Housing for Real Estate Professionals" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Introduction to Real Property Appraisal" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Negotiation Strategies for Real Estate" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Real Estate in the Age of Technology" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Real Estate Investing" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Risk Management" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Staying Safe in Real Estate" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Why Does it Matter Who I Represent?" (3 credits) (Systems Effect LLC, dba Training Cove)	01/01/2025
"Advanced Buyer Agency Strategies and Negotiations" (3 credits) (Colibri Real Estate, LLC)	01/01/2025
"Foundations of Buyer Agency Excellence" (3 credits) (Colibri Real Estate, LLC)	01/01/2025
"What Are You Worth? Your Value Proposition" (3 credits) (Trudy Nishihara)	01/01/2025

"Restorative Drying for Water Damage" (4 credits) (Servpro Industries LLC)	01/01/2025
"Cl 101 Financial Analysis for Commercial Investment Real Estate" (12 credits) (Hawaii CCIM Chapter/National)	01/01/2025
"Cl 102 Market Analysis for Commercial Investment Real Estate" (12 credits) (Hawaii CCIM Chapter/National)	01/01/2025
"Cl 103 User Decision Analysis for Commercial Investment Real Estate" (12 credits) (Hawaii CCIM Chapter/National)	01/01/2025
"Cl 104 Investment Analysis for Commercial Investment Real Estate" (12 credits) (Hawaii CCIM Chapter/National)	01/01/2025
"Commercial Real Estate Negotiations" (7 credits) (Hawaii CCIM Chapter/National)	01/01/2025
"Advocating for Short Sales Clients" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Did You Serve? Identifying Homebuying Advantages for Veterans" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Diversity: Your Kaleidoscope of Clients" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Fair Share: Protecting Consumers and Your Business from Unfair Practices" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"First-Time Homebuyers: A Niche to Grow On" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Growing Green: Environmental Awareness and Your Real Estate Practice" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Keeping it Honest: Understanding Real Estate and Mortgage Fraud" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Marketing, Advertising, and Social Media Compliance" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Personal Safety" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025

"Preparing a Market Analysis - Best Practices" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Residential Property Management Essentials" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Roadmap to Success: Business Planning for Real Estate Professionals" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Section 1031 Tax Deferred Exchanges" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Serving the Unique Needs of the Senior Market" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Sex and Real Estate: Sexual Harassment, Sexual Discrimination, and Fair Housing" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Technology Tools, Trends, and Risk Management" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"The Fundamentals of Commercial Real Estate" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Using the Code to Solve Ethical Dilemmas" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Working with Real Estate Investors: Understanding Investor Strategies" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Check Your Bias and Fair Housing Practices" (3 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Assistance Animals and Fair Housing" (4 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Document Diligence: Safeguarding Your Transactions" (4 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Ethical Excellence: Raising the Bar" (4 credits) (The CE Shop, LLC/ARELLO)	01/01/2025
"Advocating Purchase Contract Terms For Your Client" (3 credits) (Honolulu Board of Realtors)	01/01/2025
"Honesty and Competency in the Code of Ethics" (3 credits) (Honolulu Board of Realtors)	01/01/2025
"HOPE: Navigating Affordable Housing Options" (3 credits) (Honolulu Board of Realtors)	01/01/2025

"Property Management Basics" (3 credits) (Honolulu Board of Realtors)	01/01/2025
"Bias Override: Overcoming Barriers to Fair Housing" (3 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Putting REALTOR Safety First: Safety Strategies for the Modern REALTOR" (3 credits) (Honolulu Board of Realtors/National)	01/01/2025
"At Home With Diversity" (6 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Military Relocation Professional Certification Core Course" (6 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Pricing Strategies: Mastering the CMA" (6 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Real Estate Investing: Building Wealth Representing Investors and Becoming One You" (6 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Accredited Buyers Representative Designation Course" (12 credits) (Honolulu Board of Realtors/National)	01/01/2025
"HAR's Green Designation: People, Property, Planet, Prosperity" (12 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Senior's Real Estate Specialist (SRES) Designation Course" (12 credits) (Honolulu Board of Realtors/National)	01/01/2025
"Current Issues: Cooperation, Negotiation, Buyers and Disaster Preparedness" (3 credits) (Coldwell Banker Pacific Properties Real Estate Scho	01/01/2025 ol)
"Second Home Ownership: Trends, Options and Opportunities" (3 credits) (Coldwell Banker Pacific Properties Real Estate Scho	
"Technology Tools, Trends and Risk Management" (3 credits) (Coldwell Banker Pacific Properties Real Estate Scho	01/01/2025 ol)
"Commercial Leasing Basics" (3 credits) (ExceedCE/ARELLO)	01/01/2025
"Environmental Issues for Real Estate" (3 credits) (ExceedCE/ARELLO)	01/01/2025
"Issues in Fair Housing" (3 credits) (ExceedCE/ARELLO)	01/01/2025

"Recognizing and Avoiding Discrimination" (3 credits) (ExceedCE/ARELLO)	01/01/2025
"Risk Management for Real Estate" (3 credits) (ExceedCE/ARELLO)	01/01/2025
"The Art of Syndication" (3 credits) (ExceedCE/ARELLO)	01/01/2025
"Investment Real Estate Fundamentals" (4 credits) (ExceedCE/ARELLO)	01/01/2025
"Issues in Real Estate Contract Law" (4 credits) (ExceedCE/ARELLO)	01/01/2025
"Real Estate Supply and Demand Factors" (4 credits) (ExceedCE/ARELLO)	01/01/2025
"Introduction to Commercial Real Estate Sales" (3 credits) (ExceedCE)	01/01/2025
"Home Energy Efficiency for Real Estate Professionals" (4 credits) (InterNACHI/ARELLO)	01/01/2025
"Saving Home Energy for Real Estate Professionals" (3 credits) (InterNACHI/ARELLO)	01/01/2025
"7 Things Successful Agents Do Differently: A Proven Business System" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Building A Team to Grow Your Business" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Converting Leads into Closings" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Creating Listing Abundance" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"CRS 103 Mastering Your Time to Achieve Your Goals" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Cyber Security: Protecting Your Business and Your Clients" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Digital Marketing: Establishing a Social Media Brand" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Generational Marketing: Innovative Strategies Across All Generations" (8 credits) (Residential Real Estate Council/National)	01/01/2025

"Increase Wealth with Rentals and Other Investment Properties" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Mastering Relevant, Consumer-Focused Marketing" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Next Level Negotiations" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Power Up on Smart Home Technologies" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Succeeding in the Luxury Home Market" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Systems Will Set You Free" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Tax Strategies for the Real Estate Professional" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Top of Mind Techniques to Boost Your Brand" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Transforming Difficult Situations into Profitable Deals" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Turning New Homes into Ongoing Revenue" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Win-Win Negotiation Techniques" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Zero to 60 Home Sales A Year (and Beyond)" (8 credits) (Residential Real Estate Council/National)	01/01/2025
"Silver Bullet Solutions: Helping Buyers Buy and Sellers Sell" (7 credits) (Residential Real Estate Council/National)	01/01/2025
"Succession Planning: Building, Valuing, and Selling Your Business" (6 credits) (Residential Real Estate Council/National)	01/01/2025
"Broker Management: Hot Topics in Human Resources Part I"	01/01/2025
(3 credits) (Bryan Andaya)	
"Commissions in Real Estate: Cooperation or Collusion" (3 credits) (Bryan Andaya)	01/01/2025
"Cyber Security and the Dangers of Technology" (3 credits) (Bryan Andaya)	01/01/2025

"Ka Wai Ola! Our Water, Our Future" (3 credits) (Bryan Andaya)	01/01/2025
"Residential Property Management Update" (3 credits) (Bryan Andaya)	01/01/2025
"Transient Vacation Units and Short-Term Rentals on Oahu: What You Need to Know (3 credits) (Bryan Andaya)	01/01/2025
"Understanding the Economics of Hawaii's Housing Market" (3 credits) (Bryan Andaya)	01/01/2025
"Condominium Governance Refresher: A Survey of Commonly Disputed Issues" (3 credits/online) (Bryan Andaya)	01/01/2025
"Cyber Security and the Dangers of Technology" (3 credits/online) (Bryan Andaya)	01/01/2025
"Disability Discrimination Law Update" (3 credits/online) (Bryan Andaya)	01/01/2025
"Disclosure Issues in Residential Sales" (3 credits/online) (Bryan Andaya)	01/01/2025
"Hawaii Residential Landlord-Tenant Law Review & Update" (3 credits/online) (Bryan Andaya)	01/01/2025
"Introduction to Commercial Leasing: A Tenant's Perspective" (3 credits/online) (Bryan Andaya)	01/01/2025
"Stay Safe! Personal Security and COVID-19 Best Practices" (3 credits/online) (Bryan Andaya)	01/01/2025
"Transient Vacation Units and Short-Term Rentals on Oahu: What You Need to Know (3 credits/online) (Bryan Andaya)	01/01/2025
"Trusts and Real Estate for Real Estate Professionals: In Trusts We Trust?" (3 credits/online) (Bryan Andaya)	01/01/2025
"Understanding the Economics of Hawaii's Housing Market" (3 credits/online) (Bryan Andaya)	01/01/2025
"Basics of Building" (6 credits) (Building Industry Association of Hawaii/National)	01/01/2025
"Marketing & Communication Strategies for Aging & Accessibility - CAPS I" (6 credits) (Building Industry Association of Hawaii/National)	01/01/2025

"Design/Build Solutions for Aging and Accessibility – CAPS II" 01/01/2025 (6 credits) (Building Industry Association of Hawaii/National)

"Details & Solutions for Livable Homes and 01/01/2025 Aging in Place-CAPS III" (6 credits) (Building Industry Association of Hawaii/National)

"Identifying Trouble Areas in Residential Building & Permitting" 01/01/2025 (4 credits) (Building Industry Association of Hawaii/National)

"Hawaii Real Estate Guide to Reverse Mortgage" 01/01/2025 (3 credits) (Curtis Mangus)

Course – "A Comprehensive Overview of the IRC 1031 Tax Exchange";

Author/Owner – Julie Bratton/Old Republic Exchange Company; Provider – Abe

Lee Seminars; Course Categories – Investment; Other – Taxes; Clock Hours – 3

Upon a motion by Commissioner La Costa, seconded by Commissioner Abe, it was voted on and unanimously carried to approve the course "A Comprehensive Overview of the IRC 1031 Tax Exchange"; Author/Owner – Julie Bratton/Old Republic Exchange Company; Provider – Abe Lee Seminars; Course Categories – Investment; Other – Taxes; Clock Hours – 3.

<u>Course – "Strategies of Negotiation"; Author/Owner – Lee Wang; Provider – Poha School of Real Estate; Course Categories – Dispute Resolution, Risk Management; Clock Hours – 6</u>

Upon a motion by Commissioner Andrews, seconded by Commissioner Kyono, it was voted on and unanimously carried to approve the course "Strategies of Negotiation"; Author/Owner – Lee Wang; Provider – Poha School of Real Estate; Course Categories – Dispute Resolution, Risk Management; Clock Hours – 6.

Course – "It's a Jungle Out There – Navigating Your Way Through Service, Support, Therapy & Assistance Animals"; Author/Owner – Everett Kaneshige; Provider - REALTORS® Association of Maui; Course Categories – Real Estate Law, Property Management, Risk Management; Clock Hours – 3

Mr. Everett Kaneshige informed the Commission that there is a lot of confusion among licensees pertaining to the course's subject matter, of which the course seeks to address.

Upon a motion by Commissioner Andrews, seconded by Commissioner Kyono, it was voted on and unanimously carried to approve the course "It's a Jungle Out There – Navigating Your Way Through Service, Support, Therapy & Assistance Animals"; Author/Owner – Everett Kaneshige; Provider - REALTORS® Association of Maui; Course Categories – Real Estate Law, Property Management, Risk Management; Clock Hours – 3.

# <u>Continuing Education Core Course 2025-2026 – Request for Quotes (RFQ) – quotes received</u>

Commissioner La Costa moved to accept the Continuing Education Core Course 2025-2026 quote received from Everett Kaneshige. Commissioner Kyono seconded the motion. The motion was voted on and unanimously carried by roll call vote.

Prelicensing Education Administration, Curriculum, Schools, Instructors

# <u>Administrative Issues – Prelicensing Education Schools and Instructors</u> <u>Ratification List</u>

Commissioner Andrews disclosed that she is listed as an instructor in the ratification list, and thus will recuse from participating to vote for this matter.

Upon a motion by Commissioner Abe, seconded by Commissioner La Costa, it was voted on and unanimously carried to approve the Prelicensing Education Schools and Instructors Ratification List:

Registration/Certification	Effective Date
Schools Excellence in Education, LLC, dba Maui Real Estate School (Salesperson and Broker Curriculum)	01/01/2025
Grand Vacations Real Estate School (Salesperson Curriculum)	01/01/2025
Carol Ball School of Real Estate (Salesperson and Broker Curriculum)	01/01/2025
Hawaii Institute of Real Estate (Salesperson and Broker Curriculum)	01/01/2025
Mayfield Real Estate, Inc., dba Global Real Estate School (Salesperson and Broker Curriculum)	01/01/2025
Real Estate School Hawaii LLC (Salesperson and Broker Curriculum)	01/01/2025
Coldwell Banker Pacific Properties Real Estate School (Salesperson and Broker Curriculum)	01/01/2025
Vitousek Real Estate School (Salesperson and Broker Curriculum)	01/01/2025
Premier Real Estate LLC dba Premier Real Estate Academy (Salesperson Curriculum)	01/01/2025
The CE Shop LLC (Salesperson and Broker Curriculum)	01/01/2025

Colibri Real Estate LLC (Salesperson Curriculum)	01/01/2025
Wong Way Real Estate Academy (Salesperson Curriculum)	01/01/2025
Abe Lee Seminars (Salesperson Curriculum)	01/01/2025
Scott Alan Bly School of Real Estate LLC, dba Bly School of Real Estate (Salesperson and Broker Curriculum)	01/01/2025
Ralph Foulger's Real Estate School of Hawaii (Salesperson and Broker Curriculum)	01/01/2025
Instructors Keone J E Ball (Salesperson and Broker Curriculum)	01/01/2025
Trudy I Nishihara (Salesperson and Broker Curriculum)	01/01/2025
Sharon Carstens (Salesperson Curriculum)	01/01/2025
Francine Villarmia-Kahawai (Salesperson and Broker Curriculum)	01/01/2025
Aaron Agsalda (Salesperson and Broker Curriculum)	01/01/2025
Jaclyn Kanoelani Williams (Salesperson Curriculum)	01/01/2025
Everett S Kaneshige (Salesperson and Broker Curriculum)	01/01/2025
Diane L Y Fujikami (Salesperson and Broker Curriculum)	01/01/2025
Wayne Y Sadoyama (Salesperson and Broker Curriculum)	01/01/2025
Elliot Lau (Salesperson Curriculum)	01/01/2025
Jennifer Andrews (Salesperson and Broker Curriculum)	01/01/2025
Scott Alan Bly (Salesperson and Broker Curriculum)	01/01/2025

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Ralph Foulger 01/01/2025

(Salesperson and Broker Curriculum)

Abraham Lee 01/01/2025

(Salesperson Curriculum)

Lee Wang 01/01/2025

(Salesperson and Broker Curriculum)

Matthew FG Wong 01/01/2025

(Salesperson Curriculum)

<u>Application – Prelicense Education School – Poha School of Real Estate LLC;</u>
<u>Principal – Jill Fukumoto; Salesperson and Broker Curriculum – Live-Classroom</u>
and Live-Webinar

Senior Real Estate Specialist Kekoa informed the Commission that its requested changes to the course were updated. Mr. Lee Wang was also present to answer any questions the Commission may have.

Commissioner Abe commented that the curriculum identified the various types of appraisers as certified, and asked Mr. Wang to revise this verbiage to disclose that appraisers are licensed. Commissioner Abe added that while some areas of this section will need to be specific, it should also highlight appraiser's interaction with real estate licensees.

Commissioner Andrews noted that the section regarding CMA should include buyer and seller agreements. Mr. Wang replied that the course language can be modified.

Upon a motion by Chair Yamane, seconded by Commissioner La Costa, it was voted and unanimously carried to approve Poha School of Real Estate LLC, Principal – Jill Fukumoto; Salesperson and Broker Curriculum – Live-Classroom and Live-Webinar, with amendments as identified by the Commission.

## **Administration of Examinations**

Licensing Examination Statistics 12/1/24 – 12/31/24

PSI submitted the monthly licensing examination statistics as requested.

School Pass/Fail Rates 12/1/24 - 12/31/24

PSI submitted the monthly school pass/fail rates statistics as requested.

School Summary by Test Category 12/1/24 - 12/31/24

PSI submitted the monthly school summary by test category statistics as requested.

## Licensing – Ratification

### **Licensing and Registration - Ratification**

Upon a motion by Commissioner Andrews, seconded by Commissioner La Costa, it was voted on and unanimously approved to ratify the January 24, 2025 Approved Applications List.

Real Estate Commission January 24, 2025 Page 16

## Licensing – Applications

Chair Yamane informed the Commissioners that the information provided to the Commissioners is related only to the issue that is before the Commission for Consideration. The other materials submitted are available for the Commissioners' review should they desire to review it. If the applicants have an issue, which is personal in nature, they have the right to request that their application be considered in executive session.

#### Erminia T.P. Frias

Real Estate Specialist Endo informed the Commission that Ms. Frias will be unavailable to provide any testimony.

#### **Executive Session:**

Upon a motion by Commissioner Andrews, seconded by Commissioner La Costa, it was voted on an 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/or section 92-5(a)(8), HRS, "To deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a state or federal law, or a court order." and/or 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 Andrews, seconded by Commissioner La Costa, it was voted on and unanimously carried to move out of executive session.

## Licensing - Applications

#### Erminia T.P. Frias

Upon a motion by Commissioner La Costa, seconded by Commissioner Andrews, it was voted on and unanimously carried to defer decision making on the application of Erminia T.P. Frias and requests the presence of Ms. Frias in person or by telephone.

#### Jennifer Ann Renfro - Request for Reconsideration and removal of conditions

Upon a motion by Commissioner Emery, seconded by Commissioner Abe, it was voted on and unanimously carried to approve motion to rescind Jennifer Ann Renfro's conditional license pursuant to the "Order Granting Motion to Enforce Anti-Discrimination Provision of Bankruptcy Code" by the United States Bankruptcy Court, District of Hawaii pertaining to In Re: Cleve William Renfro, Jr. and Jennifer Jones Renfro, Case Number 23-00971.

Upon a motion by Commissioner Andrews, seconded by Commissioner La Costa, it was voted on and unanimously carried to approve a motion to issue a conditional license to Jennifer Ann Renfro based on the outstanding financial obligations, with the condition that Ms. Renfro will repay said obligations owed and to notify her broker regarding her conditional license.

## Chapter 91, HRS, Adjudicatory Matters

Chair Yamane called for a recess from the meeting at 10:34 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

In the Matter of the Real Estate Salesperson's License of Grace O. Chiu: REC-2023-375-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

Upon a motion by Commissioner Emery, seconded by Commissioner Abe, it was voted on and unanimously carried to accept the settlement agreement.

In the Matter of the Real Estate Broker's License of Ciara N. Quam: REC 2024-302-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

Commissioner La Costa disclosed that she knew Ms. Quam personally but can make a fair and objective decision on the matter.

Upon a motion by Commissioner Emery, seconded by Commissioner Abe, it was voted on and unanimously carried to accept the settlement agreement.

In the Matter of the Real Estate Salesperson's License of Stanford K. Lanias: REC 2024-146-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order

Upon a motion by Commissioner Emery, seconded by Commissioner Andrews, it was voted on and unanimously carried to accept the settlement agreement.

In the Matter of the Real Estate Salesperson's License of Gavin M. Ishikawa: REC 2024-400-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order

Upon a motion by Commissioner Emery, seconded by Commissioner Abe, it was voted on and unanimously carried to accept the settlement agreement.

Following the Commission's review, deliberation, and decision in this matter, pursuant to Chapter 91, HRS, Chair Yamane announced that the Commission was reconvening its scheduled meeting at 10:38 a.m.

Next Meeting: Friday, February 28, 2025, 9:00 a.m.

Physical Location: Queen Liliuokalani Conference Room

King Kalakaua Building

335 Merchant Street, First Floor

Honolulu, Hawaii 96813

Adjournment: With no further business to discuss, the meeting was adjourned at 10:38 a.m.

Re	viewed	and approved by:	
	es Ino ecutive	Officer	
0	2/12/20	)25	
Da	te		
] [	]	Approved as circulated. Approved with corrections; see minutes of	meeting;
	•		

MI:jp

# APPROVED APPLICATIONS FOR REAL ESTATE REAL ESTATE COMMISSION MEETING ON JANUARY 24, 2025

Brokers – Individual	Effective Date
Dominick Alicastro	11/25/2024
Charelle Lucena Zimnicki	12/09/2024
William Kosuke Tanaka	12/12/2024
aka Will Tanaka	
Richelle Mary Thomson	01/01/2025
aka Richelle M Thomson	
Kelcie Akiko Pira-Miki	01/01/2025
Elmer Sai Ben Pang	01/01/2025
aka Elmer S B Pang	
Tasha Evon Akama	01/01/2025
aka Tasha E Akama	
Josephine Agbayani Alonso	01/01/2025
John K Y Good	01/01/2025
Tomoko Takumi	01/01/2025
Anne Marie Schag	01/01/2025
Jeffrey Michael Newton	01/01/2025
Yoshiko Mori Kaku	01/01/2025
aka Yoshiko M Kaku	
Magdalena Walaszek Odonnell	01/01/2025
aka Magdalena Odonnell	
Alexandre Abreu	01/01/2025
aka Alex Abreu	
Lisa Lindsay Myeni	01/01/2025
aka Lindsay Myeni	
Jordan Lee Trafton	01/01/2025
aka Jordan L Trafton	
Raymond K B Kang	01/01/2025
aka Raymond Kang	
Anne Newberry	01/01/2025
Carrie Michele Frye	01/01/2025
aka Carrie M Frye	
Meli Kaikamahina King	01/01/2025
aka Meli King	
Patrick David Harris	01/01/2025
aka Patrick D Harris	
Maximilian Pono Hagen	01/01/2025
aka Maximilian Hagen	
Stephane C M J Brahy	01/01/2025
aka Stephane Brahy	
Marc Roland Shackman	01/01/2025
Ketura Simone Waiki	01/01/2025
aka Ketura Waiki	
Barbara M Servello-Knoeppel	01/01/2025
aka Barbara Servello-Knoeppel	
Jason T Roberts	01/01/2025
aka Jason Roberts	
Catherine Lee Parsons	01/01/2025
aka Kit Parsons	

Mariel Haunani Maloof	01/01/2025
aka Nani Maloof Justin Jay Freedhand	01/01/2025
aka Jay Freedhand  Mateo Ricardo Manzari  Marley Rose Taufmann	01/01/2025 01/01/2025
aka Marley R Taufmann Christopher C Seavey aka Chris C Seavey	01/02/2025
Bom Nae Lee aka Spring Lee	01/06/2025
Salesperson – Individual	Effective Date
Michael Henry Fallis	05/01/2024
aka Michael H Fallis Hunter Kala'iola Lee	11/12/2021
aka Hunter Lee	11/13/2024
Heather Cassandra McCall	11/18/2024
aka Heather McCall	11/10/2024
Carol Marie Porter	11/19/2024
Shogo Takefusa	11/19/2024
Kuualoha Taylor	11/20/2024
aka Áloha Taylor	
Eleonora Silaeva	11/22/2024
Dawson Tyler West	11/25/2024
aka Dawson West	
Irena Golska Mones	11/25/2024
aka Irenka Mones	
Christian Miguel Batoon	11/25/2024
Dana McAdams	12/02/2024
Ashton Bond Goddard	12/02/2024
aka Ashton Goddard	40/00/0004
Scott T Awaya Jr	12/02/2024
aka Scott Awaya Jr Kyle Micaiah Gregg	12/03/2024
aka Kyle M Gregg	12/03/2024
Emma Alice Frey	12/03/2024
aka Emma Frey	12/00/2024
Joseph David Eads	12/04/2024
Ray Allen Cureton	12/05/2024
aka Ray Cureton	
Jessieann Farias	12/06/2024
Jessica Lee Hall	12/06/2024
aka Jessica Hall	
Catherine Louise Campbell	12/09/2024
aka Catherine L Campbell	
Katie Marie Kittrell	12/10/2024
Lisa Louise Alt	12/11/2024
aka Lisa L Alt	40/44/0004
Walter William Keen Jr	12/11/2024
aka Walter W Keen Janelle R Dunn	12/12/2024
aka Janelle Dunn	12/12/2024
ana Jangiig Dunii	

Darian Alex Pierce aka Darian A Pierce	12/12/2024
Ryoma Kono Voltaire Alconcel Gansit aka Voltaire Gansit	12/13/2024 12/19/2024
Russell Allen Schoepf aka Russell Schoepf	12/26/2024
John Charles Hodges  aka John C Hodges	01/01/2025
John Kuo Shelon Devon Hutchinson Jessica Sashane Merth aka Jessica Merth	01/01/2025 01/01/2025 01/01/2025
Stuart Peter Young Annelle Celeste Cantere	01/01/2025 01/01/2025
aka Annelle Cantere Frederick Drayton Cochran Briana Rynae Friday	01/01/2025 01/01/2025
aka Briana Friday Victoria San Juan-Vistro Rachel Marie Simmons aka Rachel Simmons	01/01/2025 01/01/2025
Bethany E Gingerich	01/01/2025
aka Bethany Gingerich Susana Iries Medios	01/01/2025
aka Suzy Medios David George Rivera	01/01/2025
aka David Rivera Larisa Rose Hull	01/01/2025
aka Larisa Hull Alex Kealoha Stuart Magoon aka Alex Magoon	01/01/2025
Nicole Miye Sugasawara Ranko Rakocevic Raymond Kam Prosek	01/01/2025 01/01/2025 01/01/2025
aka Raymond Prosek Lakia Desare McCollin Myrline Guerrier Jason Xinfa Lin aka Jason X Lin	01/01/2025 01/01/2025 01/01/2025
Zachary William Morgan Drean aka Zachary Drean	01/01/2025
Keoni Monahan William Cacay Calumpit aka William Calumpit	01/01/2025 01/01/2025
Shawn James Sullivan	01/01/2025
aka Shawn Sullivan Alexander Camblor	01/01/2025
aka Alex Camblor Nainoa Tommy Kekainalu Fierro	01/01/2025
aka Nainoa Fierro Cortney Nicole Adams	01/01/2025

Andrew William Snyder	01/01/2025
aka Andrew Snyder Anna K Arita	01/01/2025
aka Anna Arita Kimberly Keiko Aina	01/01/2025
aka Kimberly K Aina Rachel Anne Smith	01/01/2025
aka Rachel Smith Malia Lani Prout	01/01/2025
Francis Mancinelli	01/01/2025
Guillermo Bello Piza	01/01/2025
Melemalie Bairos Ke	01/01/2025
John Stephen Galas	01/01/2025
Elizabeth Ann Baird	01/01/2025
aka Liz Baird	
Dixon Paul Kupaianaha Davis	01/01/2025
aka Dixon Davis	
YuTing Shi	01/01/2025
Jehromy H Otterman	01/01/2025
aka Jehromy Otterman	
Christian Patrick Von Schroppel	01/01/2025
aka Christian Schroppel	0.1/0.1/0.05
Tristan James Cummins	01/01/2025
Casey Dylan Rehrer	01/01/2025
Mark Merrill	01/01/2025
Nan Xia James M K Rosenfeld	01/01/2025 01/01/2025
aka James Rosenfeld	01/01/2025
Christina Marie Salinas	01/01/2025
Christine Michelle Neithercott	01/01/2025
aka Chrissy Neithercott	01/01/2025
Robert James Acantilado Jr	01/01/2025
aka Robert J Acantilado Jr	0 1/0 1/2020
Konstantinos Theocharidis	01/01/2025
aka Costas Theocharidis	
Natasha Anderson	01/01/2025
Suzanne Edith Antounian	01/01/2025
aka Suzanne Antounian	
Chad M Avakian	01/01/2025
aka Chad Avakian	
James Elias Saigali	01/01/2025
aka James E Saigali	0.4/0.4/0.00
William E Anderson	01/01/2025
Courtney Rose Lahm	01/01/2025
aka Courtney Lahm	04/04/2025
Le My Doan	01/01/2025
aka Le Doan Nicole S Stacey	01/01/2025
•	01/01/2025
aka Nikki Stacey Gabriel J Prieto	04/04/0005
Tv. Jacob Marinkov	01/01/2025
Ty Jacob Marinkov Ingrid N Dantas	01/01/2025 01/01/2025 01/01/2025

Bryan Richard Theiss	01/01/2025
aka Bryan R Theiss  Nollie M Long	01/01/2025
aka Ino Long LeeAnna Marie Epperson	01/01/2025
Christina Marie Coronato	01/01/2025
aka Christina Coronato	
Julie Dolores Sila aka Julie Sila	01/01/2025
Vannia Starlet Valdes	01/01/2025
aka V Valdes	
Irina Savery	01/01/2025
Geovanni Kai Chavez Pardini Francisco Xavier Valenzuela	01/01/2025
Laura Joan Chang	01/01/2025 01/01/2025
aka Jojo Chang	01/01/2025
Rachel Chen	01/01/2025
Angelo Koutsogiannis	01/01/2025
Minei Tashia Fualaau-Pomroy	01/01/2025
aka Minei Fualaau-Pomroy	
Luna Shiva Animisha	01/01/2025
Jennifer Marie Hwang	01/01/2025
aka Jennifer Hwang	
Eliot Ehrler	01/01/2025
Trent Shane Walker	01/01/2025
Emily Garone	01/01/2025
Mia Xochitl Schock aka Mia Schock	01/01/2025
Lisha Zhu	01/01/2025
Rachel H K Makaiwi -Tuiasosopo	01/01/2025
aka Rachel Makaiwi-Tulasosopo	0 1/02/2020
Gregory Steven Bradley	01/02/2025
aka Greg Bradley	
Scott Arthur Marriott	01/02/2025
aka Scott A Marriott	
Valerie Ann Hubin	01/02/2025
Kyaw Hein	01/02/2025
Melissa Sue Dawson	01/02/2025
aka Melissa Dawson Sarah Marika Medwell Redican	04/02/2025
aka Sarah Redican	01/03/2025
Frank Michael Colletti	01/03/2025
Lawrence Thomas Cilento	01/03/2025
Rhonda Dee Ryan McKeague	01/06/2025
aka Rhonda McKeague	
Kinja Jamal Dixon	01/06/2025
West Cordy Hawthorne	01/06/2025
aka West C Hawthorne	
Dominique Michelle Unrein	01/07/2025
aka Dominique Unrein	

Brokers – Corporations and Partnerships Tomoko Realty Inc Tomoko M Stanyon, PB	Effective Date 01/01/2025
Steel Realty Inc dba Cocolani Realty Breezy Steel, PB	01/01/2025
Pac Wealth Corp Elmer Pang, PB	01/01/2025
Brokers – Limited Liability Company (LLC) Luxus Hawaii Brokers LLC Sarah Bakewell, PB	Effective Date 11/19/2024
Alonso Agency LLC	01/01/2025
Josephine Alonso, PB Access Pacific Real Estate LLC Anthony M Huynh, PB	01/01/2025
Shimamoto Real Estate Group LLC Lincoln C Shimamoto, PB	01/01/2025
Claire's Realty LLC	01/01/2025
Claire Gibo, PB Excel Commercial Realty LLC Kynan Pang, PB	01/01/2025
The Ferndale Management Group LLC Alon Yonatan, PB	01/01/2025
Big Island Stays LLC  Dawn R Clark, PB	01/01/2025
LPT Realty LLC Pedro M Nicado, PB	01/06/2025
Brokers – Sole Proprietor Lee Chuan Lin aka Lee Lin	Effective Date 12/10/2024
Guoming Ding aka Jed Ding	12/24/2024
Mark James Hollenbeck Kevin Edward Becker	01/01/2025 01/01/2025
Branch Office Compass Hawaii LLC	Effective Date 01/01/2025
Trade Name Westminster Realty Inc dba Maui Paradise Real Estate	Effective Date 12/02/2024
Legal Name Change (Individual) Sasha Alissa Burt nka Sasha Alissa Renee Winters	Effective Date 11/14/2024
fka Sasha Alissa Burt Jazmin Jean Torres Roman nka Jazmin Jean Andrade Roman fka Jazmin Jean Torres Roman	11/25/2024

Julie Hwang nka Julie Hwang Thompson	12/03/2024
fka Julie Hwang Elise Y Soetaert nka Elise Yun Choe	12/06/2024
fka Elise Y Soetaert  Heather Cabael Quijano  nka Heather Elizaga Cabael	12/09/2024
fka Heather Cabael Quijano Jennie Gallimore Loria nka Jennie Gallimore fka Jennie Gallimore Loria	12/20/2024
Shungcho Hwu nka Peter Hwu	12/20/2024
fka Shungcho Hwu Caitlin Leilani Murphy nka Caitlin Leilani Gorski fka Caitlin Leilani Murphy	01/03/2025
<u>License Name Change (Individual)</u> Sasha Burt	Effective Date 11/14/2024
nka Sasha Winters fka Sasha Burt Robert Girard Jetton nka Bob Jetton fka Robert Girard Jetton	12/02/2024
Thomas Cho Lee  aka Thomas Lee	12/03/2024
Educational Equivalency Certificate Jeb Fuller Emily Elizabeth Davids Brie Ann Kiyoko Kodama Bernardo Accetta Sobroza Christie Dawn Hayes Danny Minseo Choi Barry Jene Sonnek Myra Kim Kurnow Enola Vasilchuk Valerie Nicole Wilson Lea Manon Lijoi Godfrey Ivy Alexandra Brooks-Gherscovici Johnny Pat Marasigan Abarra Lori Ann Sanchez Anthony Albert Hernandez Maurice Abner Priest Hunter Matthew Tipold Firuz Naeimi David Saewon Kwon Dustin Lee Pippin Francesco Giovanni Coluccio Robert B Wellman Michael Brady Beyers	Expiration Date 12/05/2026 12/06/2026 12/06/2026 12/09/2026 12/10/2026 12/11/2026 12/11/2026 12/12/2026 12/12/2026 12/16/2026 12/16/2026 12/16/2026 12/17/2026 12/17/2026 12/19/2026 12/19/2026 12/19/2026 12/19/2026 12/19/2026 12/19/2026

Erin L Ellis

Daniel Joseph Richards Jr

Robert B Wellman

Fujiko Donna Hughes

Michael Brady Beyers

Nikko Makoa Nicholas	12/30/2026
Soane Amaron Corianton Moa	01/02/2027
Diana Barbara Calia	01/03/2027
Dong Mei Fu	01/03/2027
Annette Gee Kim	01/03/2027
Kristen Leanne Tutas	01/08/2027
Renae Nicole Montero Gozza	01/08/2027
Amritraj Singh	01/08/2027
Solomon Ets-Hokin	01/08/2027
James Andrew Watkins	01/08/2027
Equivalency to Uniform Section of Examination Certificate	Expiration Date
Jeb Fuller	12/05/2026
Bernardo Accetta Sobroza	12/09/2026
Christie Dawn Hayes	12/10/2026
Danny Minseo Choi	12/10/2026
Barry Jene Sonnek	12/11/2026
Myra Kim Kurnow	12/11/2026
Lea Manon Lijoi Godfrey	12/11/2026
Ivy Alexandra Brooks-Gherscovici	12/12/2026
Johnny Pat Marasigan Abarra	12/16/2026
Lori Ann Sanchez	12/16/2026
Anthony Albert Hernandez	12/16/2026
Maurice Abner Priest	12/17/2026
Hunter Matthew Tipold	12/17/2026
Dustin Lee Pippin	12/19/2026
Firuz Naeimi	12/19/2026
Robert B Wellman	12/24/2026
Soane Amaron Corianton Moa	01/02/2027
Dong Mei Fu	01/03/2027
Kristen Leanne Tutas	01/08/2027
Renae Nicole Montero Gozza	01/08/2027
Amritraj Singh	01/08/2027
Solomon Ets-Hokin	01/08/2027
James Andrew Watkins	01/08/2027
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Real Estate Broker Experience Certificate	Expiration Date
Jeb Fuller	12/05/2026
Liliana Ballesteros	12/09/2026
Evan Blazso Rock	12/09/2026
Yuki Rhys	12/10/2026
Irma A Romero	12/10/2026
Christie Dawn Hayes	12/10/2026
Barry Jene Sonnek	12/11/2026
Myra Kim Kurnow	12/11/2026
Ivy Alexandra Brooks-Gherscovici	12/12/2026
Maria K Price	12/12/2026
Maurice Abner Priest	12/17/2026
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12/23/2026

12/23/2026

12/24/2026

12/27/2026

12/30/2026

Real Estate Commission January 24, 2025 Page 26

Joelle Michie Ishii Jackson	12/31/2026
Mandy Christine Trella	01/02/2027
Silvia Lorena Templeman-Gonzalez	01/02/2027
Jurel Shigemune Shinjo-Mattison	01/02/2027
Stacy Elise Levin	01/02/2027
Richard Oscar Linke Jr	01/02/2027
Chantee Shiroma	01/02/2027
Gina Catherine Guglielmelli	01/03/2027
Katherine Angela Washburn	01/03/2027
Kristen Leanne Tutas	01/08/2027
Solomon Ets-Hokin	01/08/2027

Continuing Education Equivalency	Effective Date
Alon Yonatan	12/03/2024
Alex Everest	12/05/2024
Elerina Ambrocio	12/06/2024
Dennis Robert Fransen	12/09/2024
Kelly M Byrne	12/11/2024
Gerald Verratti	12/11/2024
D Michael Van Konynenburg	12/12/2024
Crystal Wah-Pik Lui Young	12/12/2024
Sandra M Storm	12/13/2024
Mariko Yoshioka Gillam	12/13/2024
Zhimei Guo	12/17/2024
Kevin Dougherty	12/26/2024

THE SENATE THIRTY-THIRD LEGISLATURE, 2025 STATE OF HAWAII

S.B. NO. 1212

JAN 2 3 2025

## A BILL FOR AN ACT

RELATING TO THE REAL ESTATE COMMISSION.

#### BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

- 1 SECTION 1. The legislature finds that the real estate
- 2 commission is responsible for, among other things, overseeing
- 3 condominium projects, condominium associations, managing agents,
- 4 and condominium hotel operators. The real estate commission is
- 5 also responsible for administering the condominium education
- 6 trust fund for educational purposes, including education and
- 7 research in the field of condominium management. Presently,
- 8 there are approximately 1,668 condominium association
- 9 registrations and twenty-nine condominium hotel operator
- 10 registrations in the State. The expertise of the real estate
- 11 commission is therefore critical to ensuring accountability and
- 12 compliance with existing condominium law.
- 13 Accordingly, to promote the safety of the hundreds of
- 14 thousands of residents who live in the condominiums across the
- State, the purpose of this Act is to require that at least two 15
- 16 members of the real estate commission be licensed professional
- 17 engineers or professional architects who have been engaged in

# S.B. NO. 1212

- 1 business within the State for three years preceding their
- 2 appointment to the real estate commission.
- 3 SECTION 2. Section 467-3, Hawaii Revised Statutes, is
- 4 amended to read as follows:
- 5 "\$467-3 Commission, appointments, qualifications, tenure.
- 6 There shall be appointed a commission to be known as the real
- 7 estate commission, to consist of nine members, at least four of
- 8 whom shall be licensed real estate brokers who have been engaged
- 9 in business as licensed real estate brokers or salespersons for
- 10 three years immediately preceding their appointments[, each of
- 11 whom]. At least two members shall be licensed professional
- 12 engineers or architects who have been engaged in business as a
- 13 licensed professional engineer or architect in the State for
- 14 three years immediately preceding their appointments. All
- 15 members shall be a citizen of the United States and shall have
- 16 resided in the State for at least three years preceding
- 17 appointment, and one of whom shall be designated by the
- 18 appointing power as chairperson. Four members shall be
- 19 residents of the city and county of Honolulu, one shall be a
- 20 resident of the county of Hawaii, one shall be a resident of the

# S.B. NO. 1212

- 1 county of Maui, and one shall be a resident of the county of
- 2 Kauai and two members shall be public members.
- 3 Appointments shall be made for a term of four years,
- 4 commencing from the date of expiration of the last preceding
- 5 term and shall be made to expire on June 30. Appointments shall
- 6 be made so that at least one appointment shall be required each
- 7 year.
- 8 Any vacancy shall be filled by appointment for the
- 9 unexpired term."
- 10 SECTION 3. Statutory material to be repealed is bracketed
- 11 and stricken. New statutory material is underscored.
- 12 SECTION 4. This Act shall take effect upon its approval.

13

INTRODUCED BY:

# S.B. NO. 1212

## Report Title:

Real Estate Commission; Membership; Requirements; Professional Engineers; Architects

## Description:

Requires at least two members of the Real Estate Commission to be licensed professional engineers or architects engaged in business in the State for three years immediately preceding the appointment.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

- **§26-9 Department of commerce and consumer affairs.** (a) The department of commerce and consumer affairs shall be headed by a single executive to be known as the director of commerce and consumer affairs.
- (b) The department shall protect the interests of consumers, depositors, and investors throughout the State. It shall set standards and enforce all laws and rules governing the licensing and operation of, and register and supervise the conduct of, trades, businesses, and professions, including banks, insurance companies, brokerage firms, and other financial institutions.
- (c) The board of acupuncture, board of public accountancy, board of barbering and cosmetology, boxing commission, Hawaii board of chiropractic, contractors license board, board of dentistry, board of electricians and plumbers, elevator mechanics licensing board, board of professional engineers, architects, surveyors, and landscape architects, board of massage therapy, Hawaii medical board, motor vehicle industry licensing board, motor vehicle repair industry board, board of naturopathic medicine, board of nursing, Hawaii board of optometry, pest control board, board of pharmacy, board of physical therapy, board of psychology, board of private detectives and guards, real estate commission, Hawaii board of veterinary medicine, board of speech pathology and audiology, and any board, commission, program, or entity created pursuant to or specified by statute in furtherance of the purpose of this section including but not limited to section 26H-4, or chapters 484, 514B, and 514E shall be placed within the department of commerce and consumer affairs for administrative purposes.

The public utilities commission shall be placed, for administrative purposes only, within the department of commerce and consumer affairs. Notwithstanding section 26-9(e), (f), (g), (h), (j), (k), (l), (m), (n), (p), (q), (r), and (s), and except as permitted by sections 269-2 and 269-3, the department of commerce and consumer affairs shall not direct or exert authority over the day-to-day operations or functions of the commission. (d) Except as otherwise provided by this chapter, the functions, duties, and powers, subject to the administrative control of the director of commerce and consumer affairs, and the composition of each board and commission shall be as provided by law.

- (e) Notwithstanding any provision to the contrary, the employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all officers and employees under the administrative control of this department shall be determined by the director of commerce and consumer affairs subject only to applicable personnel laws.
- (f) The director of commerce and consumer affairs may appoint a hearings officer or officers not subject to chapter 76 to hear and decide any case or controversy regarding licenses and the application and enforcement of rules involving any of the boards, commissions, or regulatory programs within the department of commerce and consumer affairs. The hearings

officer or officers shall have power to issue subpoenas, administer oaths, hear testimony, find facts, and make conclusions of law and a recommended decision; provided that the conclusions and decisions shall be subject to review and redetermination by the officer, board, or commission which would have heard the case in the first instance in the absence of a hearings officer. The review shall be conducted in accordance with chapter 91.

- (g) The director of commerce and consumer affairs may appoint an information officer not subject to chapter 76 who shall ensure the prompt and efficient handling of consumer inquiries and the development of a strong consumer education program.
- (h) The director may appoint a complaints and enforcement officer not subject to chapter 76 who shall facilitate the receipt, arbitration, investigation, prosecution, and hearing of complaints regarding any person who furnishes commodities, services, or real estate for which a license, registration, or certificate is required from the department or any board, commission, or regulatory program thereunder. In representing the State in bringing any action to enjoin unlicensed, unregistered, or uncertified activities, the department of commerce and consumer affairs' attorneys shall be empowered to exercise all authority granted to the attorney general and to the director of the office of consumer protection under sections 487-12, 487-14, 480-3.1, 480-15, 480-15.1, 480-20(c), and 480-22, as these sections now exist and as they subsequently may be amended. The attorneys also shall be empowered to exercise all authority granted to the attorney general and to the responsible attorneys of the various counties under section 92F-13 in all cases involving documents and records within the custody or control of the regulated industries complaints office.
- (i) The functions and authority previously exercised by the treasurer (except funds custody, cash management, debt management, and administering of veterans loans transferred to the department of budget and finance) as constituted are transferred to the department of commerce and consumer affairs established by this chapter.
- (j) In the course of an investigation of matters affecting the interest of consumers, depositors, or investors, or of any other matter within the jurisdiction of the department, the director shall have the power to subpoena witnesses, examine witnesses under oath, and require the production of books, papers, documents, or objects that the director deems relevant or material to the inquiry. Upon application by the director, obedience to the subpoena may be enforced by the circuit court in the county in which the person subpoenaed resides or is found in the same manner as a subpoena issued by the clerk of a circuit court.

The director shall appoint and commission one or more investigators as the exigencies of the public service may require. Persons appointed and commissioned under this section may serve subpoenas and serve process and orders pursuant to section 634-21. Nothing in this subsection shall be construed to entitle persons appointed and commissioned by the director to retirement benefits applicable to police officers under chapter 88.

- (k) The director may adopt, amend, or repeal rules pursuant to chapter 91 to effectuate the purposes of all laws within the jurisdiction of the department of commerce and consumer affairs. The director's authority to adopt rules shall not modify, impair, or otherwise affect the power of boards and commissions placed within the department of commerce and consumer affairs for administrative purposes from adopting, amending, or repealing rules, except as provided for in subsection (I).
- (I) Any law to the contrary notwithstanding, the director of commerce and consumer affairs may:
  - (1) Establish, increase, decrease, or repeal fees relating to any aspect of the registration, certification, licensure, or any other administrative process for all laws within the jurisdiction of the department. Amendments to fee assessments shall be made pursuant to chapter 91;
  - (2) Assess fees for copies in any form of media of the computerized records of the business registration division or for electronic access to the computerized information on a one-time or ongoing basis. The fees charged for the copies or access may include billing service fees, network usage fees, and computer consultant fees. In adopting these fees, the director shall take into account the intent to make the division self-supporting. To this end, the fees may reflect the commercial value of the service or information provided. In the case of requests for records by a nonprofit organization, the director may reduce or waive the fees. This paragraph shall control in any instance where there is a conflict between this paragraph and any other statute; and
  - (3) Assess fees for copies of consumer and business educational publications prepared or issued by the department. Fees collected under this paragraph shall be deposited into the compliance resolution fund under subsection (o). In the case of requests for copies by a nonprofit organization, the director may reduce or waive the fees. For purposes of this paragraph, "consumer and business educational publications" does not include copies of statutes or administrative rules.

The fees collected by the professional and vocational licensing division and the business registration division shall be deposited into the compliance resolution fund under subsection (o).

The director may appoint program specialists, not subject to chapter 76, to assist with the activities of the professional and vocational licensing division.

(m) Notwithstanding section 92-17 or any other law to the contrary, all boards, commissions, and regulatory programs placed within the department of commerce and consumer affairs for administrative purposes shall delegate

their authority to receive, arbitrate, investigate, and prosecute complaints to the department.

- (n) Each board and commission, as well as the director, by written order, may delegate to the executive secretary or other personnel of the department any of its powers or duties as it deems reasonable and proper for the administration of the licensing laws that are within the jurisdiction of the department of commerce and consumer affairs. The delegated powers and duties may be exercised by the executive secretary or other personnel of the department in the name of the board, commission, or the director. However, neither a board, a commission, nor the director shall delegate the authority to adopt, amend, or repeal rules or take final disciplinary action against a licensee.
- (o) Every person licensed under any chapter within the jurisdiction of the department of commerce and consumer affairs and every person licensed subject to chapter 485A or registered under chapter 467B shall pay upon issuance of a license, permit, certificate, or registration a fee and a subsequent annual fee to be determined by the director and adjusted from time to time to ensure that the proceeds, together with all other fines, income, and penalties collected under this section, do not surpass the annual operating costs of conducting compliance resolution activities required under this section. The fees may be collected biennially or pursuant to rules adopted under chapter 91, and shall be deposited into the special fund established under this subsection. Every filing pursuant to chapter 514E or section 485A-202(a)(26) shall be assessed, upon initial filing and at each renewal period in which a renewal is required, a fee that shall be prescribed by rules adopted under chapter 91, and that shall be deposited into the special fund established under this subsection. Any unpaid fee shall be paid by the licensed person, upon application for renewal, restoration, reactivation, or reinstatement of a license, and by the person responsible for the renewal, restoration, reactivation, or reinstatement of a license, upon the application for renewal, restoration, reactivation, or reinstatement of the license. If the fees are not paid, the director may deny renewal, restoration, reactivation, or reinstatement of the license. The director may establish, increase, decrease, or repeal the fees when necessary pursuant to rules adopted under chapter 91. The director may also increase or decrease the fees pursuant to section 92-28.

There is created in the state treasury a special fund to be known as the compliance resolution fund to be expended by the director's designated representatives as provided by this subsection. Notwithstanding any law to the contrary, and as provided by section 241-7, all revenues, fees, and fines collected by the department shall be deposited into the compliance resolution fund. Unencumbered balances existing on June 30, 1999, in the cable television fund under chapter 440G, the division of consumer advocacy fund under chapter 269, the financial institution examiners' revolving fund, section 412:2-109, the special handling fund, section 414-13, and unencumbered

balances existing on June 30, 2002, in the insurance regulation fund, section 431:2-215, shall be deposited into the compliance resolution fund. This provision shall not apply to the drivers education fund underwriters fee. sections 431:10C-115 and 431:10G-107, insurance premium taxes and revenues, revenues of the workers' compensation special compensation fund, section 386-151, the captive insurance administrative fund, section 431:19-101.8, the insurance commissioner's education and training fund, section 431:2-214, the medical malpractice patients' compensation fund as administered under section 5 of Act 232, Session Laws of Hawaii 1984, and fees collected for deposit in the office of consumer protection restitution fund. section 487-14, the real estate appraisers fund, section 466K-1, the real estate recovery fund, section 467-16, the real estate education fund, section 467-19, the contractors recovery fund, section 444-26, the contractors education fund, section 444-29, the condominium education trust fund, section 514B-71, and the mortgage foreclosure dispute resolution special fund, section 667-86. Any law to the contrary notwithstanding, the director may use the moneys in the fund to employ, without regard to chapter 76. hearings officers and attorneys. All other employees may be employed in accordance with chapter 76. Any law to the contrary notwithstanding, the moneys in the fund shall be used to fund the operations of the department. The moneys in the fund may be used to train personnel as the director deems necessary and for any other activity related to compliance resolution.

A separate special subaccount of the compliance resolution fund, to be known as the post-secondary education authorization special subaccount, shall be established for fees collected by the department of commerce and consumer affairs pursuant to chapter 305J. The special subaccount shall be governed by section 305J-19.

As used in this subsection, unless otherwise required by the context, "compliance resolution" means a determination of whether:

- (1) Any licensee or applicant under any chapter subject to the jurisdiction of the department of commerce and consumer affairs has complied with that chapter;
- (2) Any person subject to chapter 485A has complied with that chapter;
- (3) Any person submitting any filing required by chapter 514E or section 485A-202(a)(26) has complied with chapter 514E or section 485A-202(a)(26);
- (4) Any person has complied with the prohibitions against unfair and deceptive acts or practices in trade or commerce; or
- (5) Any person subject to chapter 467B has complied with that chapter; and includes work involved in or supporting the above functions, licensing, or registration of individuals or companies regulated by the department, consumer protection, and other activities of the department.

The director shall prepare and submit an annual report to the governor and the legislature on the use of the compliance resolution fund. The report

shall describe expenditures made from the fund including non-payroll operating expenses.

- (p) Any law to the contrary notwithstanding, the department of commerce and consumer affairs, or any board or commission placed within it for administrative purposes, may contract with professional testing services to prepare, administer, and grade examinations and tests for license applicants. For these purposes, the department may require applicants to pay the examination fee directly to the testing agency.
- (q) Any law to the contrary notwithstanding, when any type of bond or insurance required to be maintained by any licensee under a regulatory program of the department of commerce and consumer affairs, or of any board or commission assigned to the department of commerce and consumer affairs, cannot reasonably be secured, the department, board, or commission may provide by rule for alternative forms of security to the consumer so long as that alternate security is no less than that provided by the type of bond or insurance initially required.
- (r) Notwithstanding any other law to the contrary, the department of commerce and consumer affairs, or any board or commission placed within it for administrative purposes, may change any license renewal date by rules adopted in accordance with chapter 91.
- (s) The director of commerce and consumer affairs may establish advisory committees, the members of which shall serve as consultants to the boards and to the director in their review of licensees referred for possible disciplinary action and as experts to the department for investigations and professional vocational licensing matters. Each advisory committee shall be appointed by the director from a list of licensees submitted annually by the board or by referral from the regulated industry for which an advisory committee is appointed. Each member of the committee shall serve until a new committee is established or until the particular case for which the member was designated a consultant or expert has been concluded.

All members of the advisory committee shall serve voluntarily and without compensation, but shall be paid reasonable allowances for travel and expenses that may be incurred as a result of performance of their duties on the committee. The costs shall be paid by the department.

Any member of the advisory committee shall be immune from civil liability for any act done in connection with this subsection. [L Sp 1959 2d, c 1, pt of §15; am L 1963, c 21, §1, c 111, §2, c 114, §4, and c 136, §1; Supp, §14A-14; HRS §26-9; am L 1970, c 63, §2; am L 1976, c 18, §1 and c 165, §8; am L 1980, c 92, §1; am L 1981, c 75, §1, c 82, §7, and c 136, §1; am L 1982, c 60, §1, c 203, §1, and c 204, §1; am L 1983, c 54, §1, c 124, §2, c 153, §5, and c 224, §2; am L 1984, c 45, §2, c 97, §1, and c 213, §7; am L 1985, c 58, §1, c 68, §1, c 115, §1, and c 276, §2; am L 1986, c 140, §1; am L 1988, c 101, §2, c 126, §1, and c 141, §4; am L 1989, c 211, §10; am L 1990, c 166, §3, c 281, §11, and c 285, §3; am L 1991, c 47, §1; am L 1993, c 173, §1, c 280, §24, and c 322, §1; am L 1994, c 279, §2; am L 1995, c 198, §2; am L

1997, c 87, §1, c 88, §1, c 223, §1, c 225, §1, c 231, §1, c 235, §1, and c 301, §2; am L 1999, c 129, §1 and c 248, §2; am L 2000, c 253, §150; am L 2002, c 16, §2, c 39, §1, and c 40, §1; am L 2004, c 116, §1 and c 164, §\$4, 5; am L 2005, c 22, §2; am L 2006, c 229, §2 and c 300, §3; am L 2008, c 9, §3 and c 28, §3; am L 2009, c 77, §1 and c 129, §2; am L Sp 2009, c 22, §11(1); am L 2011, c 48, §\$7, 45(5); am L 2012, c 182, §49; am L 2013, c 180, §4; am L 2014, c 108, §3; am L 2017, c 181, §5; am L 2018, c 203, §\$ 2, 4, 6, and 8; am L 2022, c 72, §1]

## **Note**

Blockchain and cryptocurrency task force; report to 2024 legislature (dissolved upon submission of the report). L 2022, c 70, §1.

## **Cross References**

Uniform professional and vocational licensing act, see chapter 436B.

## **Case Notes**

Director of regulatory agencies as protector of consumer's interest is party to proceeding before PUC. 54 H. 663, 513 P.2d 1376.

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- **§26-35** Administrative supervision of boards and commissions. (a) Whenever any board or commission is established or placed within or transferred to a principal department for administrative purposes or subject to the administrative control or supervision of the head of the department, the following provisions shall apply except as otherwise specifically provided by this chapter:
  - (1) The head of the department shall represent the board or commission in communications with the governor and with the legislature; unless the legislature or a legislative committee requests to communicate directly with the board or commission;
  - (2) The financial requirements from state funds of the board or commission shall be submitted through the head of the department and included in the budget for the department;
  - (3) All rules adopted by the board or commission shall be subject to the approval of the governor;
  - (4) The employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all officers and employees of or under the jurisdiction of the board or commission shall be determined by the board or commission subject to the approval of the head of the department and to applicable personnel laws;
  - (5) All purchases of supplies, equipment, or furniture by the board or commission shall be subject to the approval of the head of the department;
  - (6) The head of the department shall have the power to allocate the space or spaces available to the department and which are to be occupied by the board or commission;
  - (7) Any quasi-judicial functions of the board or commission shall not be subject to the approval, review, or control of the head of the department; and
  - (8) Except as set forth hereinabove, the head of the department shall not have the power to supervise or control the board or commission in the exercise of its functions, duties, and powers.
- (b) Every board or commission established or placed within a principal department for administrative purposes or subject to the administrative control or supervision of the head of the department shall be considered an arm of the State and shall enjoy the same sovereign immunity available to the State. [L Sp 1959 2d, c 1, §6; am L 1965, c 96, §140; Supp, §14A-4; HRS §26-35; am L 2004, c 16, §1; am L 2008, c 60, §2]

### **Cross References**

STAND. COM. REP. NO.

Honolulu, Hawaii

, 2025

FEB 11 RE:

H.B. No. 1053

H.D. 1

Honorable Nadine K. Nakamura Speaker, House of Representatives Thirty-Third State Legislature Regular Session of 2025 State of Hawaii

#### Madame:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1053 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION'S OPERATING BUDGET,"

begs leave to report as follows:

The purpose of this measure is to clarify the ability of a condominium association to borrow from or reallocate from its replacement reserves fund to be used toward operating expenses if repaid within one year.

Your Committee received testimony in support of this measure from the Real Estate Commission and Palehua Townhouse Association. Your Committee received testimony in opposition to this measure from the Hawaii Legislative Action Committee of the Community Associations Institute; Hawaii Council of Community Associations; and three individuals. Your Committee received comments on this measure from seven individuals.

Your Committee finds that, due to issues in the global insurance industry and recent increases in catastrophic weather events around the world, there have been unprecedented insurance premium rate increases for condominium associations. Condominium associations have been unable to fund these significant increases, which in turn has placed an unbearable and unforeseeable financial burden on condominium unit owners to cover these last-minute costs. This measure allows a condominium association to borrow and subsequently repay from its reserve fund account to assist in paying for operating expenses within the condominium association's budget.

Your Committee notes that a concern was raised by the Community Associations Institute, in its written testimony before your Committee, that the proposed spending limits in this measure based on percentages would be highly difficult to enforce. This is a consequence of the vast majority of condominium associations (approximately more than ninety-five percent) adopting reserve studies using the cash flow funding method, which excludes percentages under the Pooling Method of preparation. Under the cash flow funding method, a condominium association's reserve balance is projected over a thirty-year period, accounting for income and expenses, and is deemed fully funded if the ending balance is a positive balance. As such, any determination of percentages is inconsistent with that methodology. Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to give due consideration to this concern.

Your Committee has amended this measure by:

- (1) Clarifying that a violation of the provisions governing the authorization for a condominium association to borrow or reallocate replacement reserves funds is a violation of the member's fiscal duty;
- (2) Specifying that every authorized borrowing or reallocation of replacement reserves funds is to be restored before any additional borrowing or reallocation, if the replacement reserves are less than one hundred percent of the estimated replacement reserves;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1053, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1053, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

SCOT Z. MATMOSHI, Chair

## A BILL FOR AN ACT

RELATING TO CONDOMINIUM ASSOCIATION'S OPERATING BUDGET.

## BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

- 1 SECTION 1. The legislature finds that, due to issues in
- 2 the global insurance industry and recent increases in
- 3 catastrophic weather events around the world, there have been
- 4 unprecedented insurance premium rate increases for condominium
- 5 associations. These significant increases have left condominium
- 6 associations without a means to fund the premiums without
- 7 placing an unbearable and unforeseen financial burden on
- 8 Hawaii's condominium unit owners.
- 9 The purpose of this Act is to authorize an association's
- 10 board to borrow or reallocate funds from its replacement reserve
- 11 funds to pay for association operating expenses.
- 12 SECTION 2. Section 514B-105, Hawaii Revised Statutes, is
- 13 amended to read as follows:
- 14 "\$514B-105 Association; limitations on powers. (a) The
- 15 declaration and bylaws shall not impose limitations on the power
- 16 of the association to deal with the developer that are more

1	restricti	ve than the limitations imposed on the power of the
2	associati	on to deal with other persons.
3	(b)	Unless otherwise permitted by the declaration, bylaws,
4	or this c	hapter, an association may adopt rules and regulations
5	that affe	ct the use of or behavior in units that may be used for
6	residenti	al purposes only to:
7	(1)	Prevent any use of a unit that violates the
8		declaration or bylaws;
9	(2)	Regulate any behavior in or occupancy of a unit that
10		violates the declaration or bylaws or unreasonably
11		interferes with the use and enjoyment of other units
12		or the common elements by other unit owners; or
13	(3)	Restrict the leasing of residential units to the
14		extent those rules are reasonably designed to meet
15		underwriting requirements of institutional lenders who
16		regularly lend money secured by first mortgages on
17		units in condominiums or regularly purchase those
18		mortgages.
19	Otherwise	, the association shall not regulate any use of or
20	behavior	in units by means of the rules and regulations.

1 Any payments made by or on behalf of a unit owner 2 shall first be applied to outstanding common expenses that are assessed to all unit owners in proportion to the common interest 3 4 appurtenant to their respective units, including commercial 5 property assessed financing assessment expenses incurred for improvements financed pursuant to section 196-64.5. Only after 7 the outstanding common expenses have been paid in full may the 8 payments be applied to other charges owed to the association, 9 including assessed charges to the unit such as ground lease 10 rent, utility sub-metering, storage lockers, parking stalls, 11 boat slips, insurance deductibles, and cable. After these 12 charges are paid, other charges, including unpaid late fees, legal fees, fines, and interest, may be assessed in accordance 13 14 with an application of payment policy adopted by the board; provided that if a unit owner has designated that any payment is 15 16 for a specific charge that is not a common expense as described 17 in this subsection, the payment may be applied in accordance with the unit owner's designation even if common expenses remain 18 19 outstanding.

No unit owner who requests legal or other information

from the association, the board, the managing agent, or their

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- 1 employees or agents, shall be charged for the reasonable cost of
- 2 providing the information unless the association notifies the
- 3 unit owner that it intends to charge the unit owner for the
- 4 reasonable cost. The association shall notify the unit owner in
- 5 writing at least ten days prior to incurring the reasonable cost
- 6 of providing the information, except that no prior notice shall
- 7 be required to assess the reasonable cost of providing
- 8 information on delinquent assessments or in connection with
- 9 proceedings to enforce the law or the association's governing
- 10 documents.
- 11 After being notified of the reasonable cost of providing
- 12 the information, the unit owner may withdraw the request, in
- 13 writing. A unit owner who withdraws a request for information
- 14 shall not be charged for the reasonable cost of providing the
- 15 information.
- 16 (e) Subject to any approval requirements and spending
- 17 limits contained in the declaration or bylaws, the association
- 18 may authorize the board to borrow money for the repair,
- 19 replacement, maintenance, operation, or administration of the
- 20 common elements and personal property of the project, or the
- 21 making of any additions, alterations, and improvements thereto;

- 1 provided that written notice of the purpose and use of the funds
- 2 is first sent to all unit owners and owners representing fifty
- 3 per cent of the common interest vote or give written consent to
- 4 the borrowing. In connection with the borrowing, including non-
- 5 commercial property assessed financing, the board may grant to
- 6 the lender the right to assess and collect monthly or special
- 7 assessments from the unit owners and to enforce the payment of
- 8 the assessments or other sums by statutory lien and foreclosure
- 9 proceedings. The cost of the borrowing, including, without
- 10 limitation, all principal, interest, commitment fees, and other
- 11 expenses payable with respect to the borrowing or the
- 12 enforcement of the obligations under the borrowing, shall be a
- 13 common expense of the project. For purposes of this section,
- 14 the financing of insurance premiums by the association within
- 15 the policy period shall not be deemed a loan and no lease shall
- 16 be deemed a loan if it provides that at the end of the lease the
- 17 association may purchase the leased equipment for its fair
- 18 market value.
- (f) For financing assessments imposed upon the project
- 20 under a commercial property assessed financing program pursuant
- 21 to section 196-64.5 and due from the association, the cost of

- 1 the commercial property assessed financing, including all
- 2 principal, interest, commitment fees, servicing fees, and other
- 3 expenses payable with respect to this borrowing or the
- 4 enforcement of the obligations under the borrowing, shall be a
- 5 common expense of the project and the unit owners' proportionate
- 6 share of the financing assessment shall be collected in the same
- 7 manner as common expenses. The written consent of at least
- 8 fifty per cent of all unit owners to finance qualifying
- 9 improvements with commercial property assessed financing shall
- 10 include an acknowledgement that the annual financing assessment
- 11 required to fund debt service on the commercial property
- 12 assessed financing shall be included as part of the
- 13 association's adopted revised budget.
- 14 (g) Subject to any spending limits contained in the
- 15 declaration or bylaws, the association may authorize the board
- 16 to borrow or reallocate funds from the replacement reserves fund
- 17 to pay for association-wide operating expenses to the extent
- 18 that the reserve fund maintains a minimum of fifty per cent of
- 19 the required estimated replacement reserves as detailed in the
- 20 reserve study conducted pursuant to section 514B-148(a)(5) and
- 21 (b); provided that:

1	<u>(1)</u>	Written notice of the purpose and proposed use of the
2		funds is sent to all unit owners, and unit owners
3	٠	representing a minimum of fifty per cent of the common
4		interest consent to the borrowing;
5	(2)	No consent by the ownership shall be given unless the
6		written notice by the association to borrow or
7		reallocate funds from the replacement reserves fund
8		includes a schedule for when and the manner in which
9		the funds will be restored over a maximum of one year
10		and includes statements regarding the necessity of
11		using the replacement reserves for other than their
12		designated purpose, the necessity of the expense
13		involved, and why the expense was not or could not
14		have been reasonably foreseen in the budgeting
15		process. A proposal to borrow or reallocate
16		replacement reserves funds that are in excess of one
17		hundred per cent of the estimated replacement reserves
18		shall not require a schedule for restoration of
19		borrowed or reallocated funds;
20	<u>(3)</u>	An association shall not borrow or reallocate
21		replacement reserves funds that are reserved for

1		repair and maintenance projects occurring within one
2		year of the borrowing date;
3	(4)	An association shall not borrow or reallocate
4		replacement reserves funds for operating expenses that
5		primarily benefit the board, its officers, or their
6		families. Violating this section constitutes a
7		violation of the member's fiscal duty; and
8	(5)	Every authorized borrowing or reallocation of
9		replacement reserves funds shall be restored before
10		any additional authorization for borrowing or
11		reallocation of replacement reserves funds if the
12		replacement reserves are less than one hundred per
13		cent of the estimated replacement reserves."
14	SECT	ION 3. New statutory material is underscored.
15	SECT	ION 4. This Act shall take effect on July 1, 3000.

### Report Title:

Condominium Associations; Boards of Directors; Reserve Funds; Operating Expenses

### Description:

Permits condominium associations to borrow from or reallocate their reserve funds; provided that the loan is repaid within one year. Effective 7/1/3000. (HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

# CONTINUING EDUCATION PROVIDERS AND COURSES RATIFICATION LIST

## **EDUCATION REVIEW COMMITTEE**

## February 28, 2025

Registration/Certification	Effective Date
Providers	<u> </u>
Residential Real Estate Council	01/14/2025
Hawaii Island REALTORS Shari S. Motooka-Higa	01/16/2025 02/04/2025
CMPS Institute LLC	02/06/2025
Courses "Introduction to Commercial Real Estate" (3 credits) (CCIM Institute)	01/09/2025
"Mortgage Math Camp" (3 credits) (CMPS Institute, LLC)	01/22/2025
"The Buyer's Advocate" (7 credits) (Residential Real Estate Council/National)	01/27/2025
"Seller Representative Specialist (SRS)" (12 credits) (Hawaii Association of REALTORS"	01/30/2025

# APPROVED APPLICATIONS FOR REAL ESTATE REAL ESTATE COMMISSION MEETING ON FEBRUARY 28, 2025

Brokers – Individual Merlyn Wenner Ruddell	Effective Date 01/01/2025
aka Merlyn W Ruddell	
Steven John Taylor	01/01/2025
aka Steven Taylor Bom Nae Lee	01/06/2025
aka Spring Lee	01/00/2020
Natsuko Atsumi	01/13/2025
Danielle J Kanekoa	01/13/2025
Richard Oscar Linke Jr	01/15/2025
aka Richard O Linke Jr	
Benjamin Morning Gilholm	01/16/2025
aka Benjy Gilholm	04/47/0005
Erin Lee Ellis aka Erin Ellis	01/17/2025
Kazuki Nakamura	01/17/2025
Rey Toshinaga	01/17/2025
Silvia Lorena Templeman-Gonzalez	01/23/2025
aka Silvia Templeman-Gonzalez	01/20/2020
Louis Michael Scirrotto	01/27/2025
aka Lou Scirrotto	0.72.72020
Luana Della Luce	01/28/2025
Anthony Phillip Caronna II	01/31/2025
Renee Alyse Helten	02/03/2025
aka Renee A Helten	
Calcaparaan Individual	Effective Dete
Salesperson – Individual Cragery Steven Bradley	Effective Date 01/02/2025
Gregory Steven Bradley aka Greg Bradley	01/02/2025
Sarah Marika Medwell Redican	01/03/2025
aka Sarah Redican	01/03/2023
Rhonda Dee Ryan McKeague	01/06/2025
aka Rhonda McKeague	0.70072020
Kinja Jamal Dixon	01/06/2025
West Cordy Hawthorne	01/06/2025
aka West C Hawthorne	
Dominique Michelle Unrein	01/07/2025
aka Dominique Unrein	
Vern Clay Heath	01/08/2025
Dario Noguera	01/08/2025
Cherish Muzik	01/08/2025
Jake Rudolph Poole	01/08/2025
Rodney Neil Mendiola	01/08/2025
aka Rodney N Mendiola	

Sandra Ann Patel-Hilferty	01/09/2025
aka Sandy Patel-Hilferty Alice Wastag	01/09/2025
Tamara Delores Young	01/09/2025
aka Tamara D Young	01/03/2023
Zachary Micah Kamen	01/10/2025
aka Zack Kamen	0171072020
Sydney Aulii Riko Shiroma	01/10/2025
aka Sydney Shiroma	
Devin Mikhael De Amaral	01/13/2025
aka Devin De Amaral	
Sara Lynn Kam	01/13/2025
aka Sara Kam	
Silva Christo Christov	01/14/2025
aka Silva Christov	
Rael Sky Young	01/14/2025
Christopher David Strickland	01/15/2025
aka Christopher Strickland	
Tierri Paul Alexandre	01/15/2025
aka Tierri Alexandre	
James Thurston Purvis II	01/15/2025
Jay James Frederick McCoy	01/16/2025
aka Jay James Mccoy	
Tucker Matthew Poole	01/16/2025
aka Tucker Poole	
Yuko Suzuki Falter	01/16/2025
Michael Preston Long	01/16/2025
aka Michael Long	04/40/0005
Torris Richard Grady	01/16/2025
Dean Hiroshi Suzuki	01/16/2025
aka Dean Suzuki	04/46/2025
Dung Tri Ta	01/16/2025
aka Dung Kenny Tri Ta	01/16/2025
Stephen Bacungan Galang Aka Stephen Galang	01/10/2023
James Kaeo Kulani Kiko	01/17/2025
aka James Kiko	01/11/2025
Joice C Castillo	01/17/2025
aka Joice Castillo	01/11/2020
Francy Lynn Forbes	01/17/2025
aka Francy Forbes	0 17 117 2020
Hunter Matthew Tipold	01/17/2025
aka Hunter Tipold	
Katherine Helen Nickens	01/17/2025
aka Katherine Nickens	
Carl Anthony Arevalo	01/17/2025
aka Carl Arevalo	
Tara Hatsumi de Jesus Sumida	01/17/2025
aka Tara Sumida	
Reiya Matsumoto	01/17/2025
Pe San	01/18/2025

Jared Rayson Nakatsu aka Jared R Nakatsu	01/21/2025
David Albert Morris Anil Wilson Lila Hung Tiffany Tarae Russell Diane Marie Starkey aka Diane Starkey	01/21/2025 01/21/2025 01/21/2025 01/21/2025 01/21/2025
Julia Caroline Sheahan	01/21/2025
aka Julia Sheahan Kristen Adrianna Thario aka Kristen A Thario	01/21/2025
Michael Pyung Kang Choi aka Michael P Choi	01/22/2025
Aja E Kahue-Parker aka Aja Kahue-Parker	01/23/2025
Joe-John Charles McCoy aka Joe-John McCoy	01/23/2025
Brady Joe Charles  aka Brady Charles	01/23/2025
Siona Auinamailagi Feinga aka Siona Feinga	01/23/2025
Cherine W Pai  aka Cherine Pai	01/23/2025
James Edward Gorman aka James E Gorman	01/23/2025
Augusto Enrique Rodriguez-Diaz aka Augusto Rodriguez-Diaz	01/23/2025
Valerie Nicole Wilson Wayne Scott Feike	01/23/2025 01/23/2025
aka Wayne S Feike Luke Talmage Ralphs Julia Violet Chandler	01/23/2025 01/24/2025
aka Julia Chandler Ashlin H Akau	01/24/2025
aka Ashlin Akau Kainoa Abram Lyman	01/25/2025
aka Kainoa A Lyman Jean-Paul H D'Angelo	01/27/2025
aka J P D'Angelo Lori Kazumi Enomoto	01/27/2025
aka Lori K Enomoto Viktoria Ujj Lenford D Martin Grant Chandler Simmons aka Grant Simmons	01/27/2025 01/27/2025 01/27/2025
Brett Cooper Borinstein	01/27/2025
aka Brett Borinstein Anthony Richard Del Secco	01/28/2025
aka Anthony Del Secco Ayumi Suzuki-Dotel	01/29/2025

Patricia Ann Kellar aka Patricia Kellar	01/29/2025
Patrick O Essenberg	01/29/2025
aka Patrick Essenberg Scott Kon Yu Kory Kamalei Scholly-Bromwell	01/30/2025 01/30/2025
aka Kory Scholly-Bromwell  Vivian Lee Watson	01/31/2025
aka Vivian L Watson	
Firuz Naeimi	01/31/2025
Victoria Mamatova	01/31/2025
Cassandra Di Iorio	02/03/2025
Madeline Kimie Tyau	02/03/2025
aka Maddie Tyau	00/00/000
Jerry Yi Shun Li	02/03/2025
Chi-Jung Chuang	02/03/2025
aka Dolly Chuang	00/00/0005
Leah Jenelle Distad	02/03/2025
Tamika Lynn Caldwell	02/03/2025
aka Tamika Caldwell	00/04/0005
Margaret Antonina Lucas	02/04/2025
King Awihi-Hiwauili Madali	02/04/2025
aka King Madali	02/04/2025
Ronald Frederick Heidelberg Kassandra Loren Fernandes	02/04/2025 02/04/2025
aka Kassandra Fernandes	02/04/2025
	02/05/2025
Sunny H Pak aka Sunny Pak	02/03/2023
Manuel E Martinez	02/05/2025
Brita Yohanna	02/05/2025
aka B Yohanna	02/00/2023
Kristine Rieko Akana	02/06/2025
James Robert Haid Jr	02/06/2025
aka James R Haid Jr	02/00/2020
Vana Noelle Pomaikaikamakana Arquette Leong	02/06/2025
aka Vana Noelle Leong	02/00/2020
Christine Grace Dorrepaal	02/07/2025
aka Christine Dorrepaal	02/01/2020
Brian Keith Hanchett	02/07/2025
aka Brian Hanchett	
Benjamin William Willoughby	02/07/2025
aka Ben Willoughby	
Srey Zhanna Rollins	02/07/2025
Robert Eric Quello	02/10/2025
aka Rob Quello	
John Riser	02/10/2025
aka John Batiste Riser	
Durling On the Control of Darth and L'	E##. D (
Brokers – Corporations and Partnerships	Effective Date
HD Realty Inc	01/09/2025
Hanh H Duong, PB	

Brokers – Limited Liability Company (LLC) Aire LLC dba Aire Brokers	Effective Date 01/01/2025
Steven Taylor, PB Ella Realty LLC	01/07/2025
Ella M Montrie, PB Poipu Beach Condo LLC Neil Zaslow, PB	01/27/2025
Anthony Caronna, PB Anthony Caronna, PB	01/31/2025
Talk Realty LLC dba Talk Realty Heather Stasiak, PB	02/06/2025
Brokers – Sole Proprietor Christine Osier Matthews aka Christine Matthews	Effective Date 01/22/2025
Branch Office Aloha Sotheby's International Realty Inc CBIP INC Midway Realty LLC Compass Hawaii LLC	Effective Date 01/09/2025 01/15/2025 01/17/2025 01/24/2025
Legal Name Change (Individual) Laura V Tang nka Laura Vi Szeto	Effective Date 02/11/2025
fka Laura V Tang Lianne Higa nka Lianne Tami Higa Scrofani fka Lianne Higa	02/12/2025
<u>License Name Change (Individual)</u> Timothy Peter Kudryn aka Timothy Kudryn	Effective Date 01/29/2025
Educational Equivalency Certificate Heidi Elaine Bailey Chad Craig Rasmussen Yao Mou China Rose Vernon Louis Bryant Genevieve Lynn Souren Jacqueline Rose Plata Darrell Brent Heine Katie McKenna St Onge Samuel Brennan Coady Marcellus Williams Shauna Michelle Buckner Leina-Mei S Johnson Phyllis Ann Coonce Eric James Pascual	Expiration Date 01/14/2027 01/14/2027 01/15/2027 01/22/2027 01/24/2027 01/24/2027 01/27/2027 01/27/2027 01/28/2027 01/28/2027 01/29/2027 01/29/2027 02/03/2027 02/05/2027

Jennifer Forrest Robinson	02/06/2027
Tamara Lynne McLean	02/07/2027
Javelin Tsyuko Carvalho	02/10/2027
Colleen Michelle Edwards	02/10/2027
Phillip Nguyen Le	02/10/2027
Michael Austin Pekas	02/11/2027

Equivalency to Uniform Section of Examination Certificate	Expiration Date
Heidi Elaine Bailey	01/14/2027
Chad Craig Rasmussen	01/14/2027
Yao Mou	01/15/2027
Martin Henry Cohen	01/22/2027
China Rose	01/22/2027
Vernon Louis Bryant	01/24/2027
Genevieve Lynn Souren	01/24/2027
Jacqueline Rose Plata	01/27/2027
Katie McKenna St Onge	01/28/2027
Samuel Brennan Coady	01/28/2027
Phyllis Ann Coonce	02/03/2027
Eric James Pascual	02/05/2027
Jennifer Forrest Robinson	02/06/2027
Tamara Lynne McLean	02/07/2027
Colleen Michelle Edwards	02/10/2027
Phillip Nguyen Le	02/10/2027
Michael Austin Pekas	02/11/2027

Real Estate Broker Experience Certificate	<b>Expiration Date</b>
Catherine Elizabeth K Damon	01/14/2027
Bixia Lin	01/14/2027
Reyn Jiro Tomosada	01/14/2027
Bradley Manwaring Haeger	01/15/2027
Yao Mou	01/15/2027
Maria Corazon Agliam	01/16/2027
Vernon Louis Bryant	01/24/2027
Jacqueline Rose Plata	01/27/2027
Darrell Brent Heine	01/27/2027
Katie McKenna St Onge	01/28/2027
Marcellus Williams	01/29/2027
Cameron Davar Ansari	01/29/2027
Eric James Pascual	02/05/2027
Jennifer Forrest Robinson	02/06/2027
Colleen Michelle Edwards	02/10/2027
Phillip Nguyen Le	02/10/2027
Chelsey N Alvarez	02/11/2027