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. A recording of the meeting is available at the following link: https://youtu.be/h4u7bTqao-l.

Date: June 27, 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

Nikki Senter, Vice Chair, Public Member/Honolulu Commissioner

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

Neil Fujitani, Supervising Executive Officer Kristen Kekoa, Senior Real Estate Specialist

Amy Endo, Real Estate Specialist

Nohelani Jackson, Real Estate Specialist

Kedin Kleinhans, Senior Condominium Specialist

Dathan Choy, Condominium Specialist Rochelle Araki, Condominium Specialist

Lorie Sides, Condominium Education Specialist

Shari Wong, Deputy Attorney General

Colleen Mar, Office Assistant

Tammy Norton, Recording Secretary

Others: Nancy Cabral, Day Lum Hawaii LLC

Courtney Hara, Hawaii Association of Realtors

Everett Kaneshige

Absent: Russell Kyono, Broker/Kauai Commissioner

Call to Order: The Chair called the meeting to order at 9:10 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.

Commissioner Kyono was excused from the meeting. Prior notification of his non-

attendance was received.

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Executive Officer's Report:

It was 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.

Introductions

SEO Fujitani introduced Condominium Specialist Rochelle Araki.

Minutes of Previous Meeting

Upon a motion by Commissioner La Costa, seconded by Commissioner Abe, it was voted on an unanimously carried to accept the minutes of the May 30, 2025, meeting.

Committees and Program of Work:

Laws and Rules Review Committee

Program of Work and Budget FY26-27

Upon a motion by Commissioner Senter, seconded by Commissioner Andrews, it was voted on and unanimously carried to approve the Laws and Rules Review Committee Program of Work and Budget for fiscal years 2026 and 2027 as circulated.

Condominium Review Committee

Program of Work and Budget FY26-27

Upon a motion by Commissioner Andrews, seconded by Commissioner La Costa, it was voted on and unanimously carried to approve the Condominium Review Committee Program of Work and Budget for fiscal years 2026 and 2027 as circulated.

Rulemaking, Chapters 107 / 119 - Report by Permitted Interaction Group on Recommended Revisions to Commission's Proposed Condominium Rules; Simultaneous Repeal of Hawaii Administrative Rules ("HAR") Chapter 16-107, Relating to Horizontal Property Regimes, and Adoption of Chapters 16-119.1 through 16-119.8, Relating to Condominiums

Senior Condominium Specialist Kleinhans provided the following summary of the PI Group's recommended revisions as follows:

(1) §16-119.3-9 Metes and bounds description. (p 119.3-5) Made clarifying revisions to align w/ current practices and procedures:

"... metes and bounds <u>or clear, measured, dimensioned boundaries.</u> [The commission may accept a Hawaii-licensed land surveyor's certification of the metes and bounds as a supplement to the required architect or engineer statements submitted pursuant to section 514B-34, HRS.]"

(2) §16-119.3-15(a) Spatial units. (p 119.3-11)

Deleted paragraphs (2) and (3), regarding "structures" and "air"/"water" to clarify and address potential development issues:

"[(2) Contains no structures;
(3) Is filled only with air, water, or both;]"

(3) §16-119.6-3 Definitions. "Cash flow plan" & "Contingency reserves" (p 119.6-4 to 119.6-5)

Various instances changing "twenty" to "thirty" years to align w/ current statute

- (4) §16-119.6-3 Definitions. "Emergency" (p 119.6-5)
 Added clarifying language in consideration of current events:
 - "... amounts due, unforeseeable increases in insurance premiums, ... "
- (5) §16-119.6-3 Definitions. "Managing agent" (p 119.6-7)

 Added language to paragraph (3) to align rules w/ current statutory requirements, regarding review by independent reserve study preparer:
 - "... prepared, provided if a managing agent is not an "independent reserve study preparer" as defined in section 514B-148, HRS, the replacement reserve study shall be reviewed by an independent reserve study preparer not less than every three years."
- (6) §16-119.6-4 Effective date for establishing statutory replacement reserves. (p 119.6-9)

Added language to paragraph (b)(3) to align w/ current statutory requirements:

- ". . . maintenance fees, based on a reserve study, . . . "
- (7) §16-119.6-5 Calculation of estimated replacement reserves; reserve study; good faith. (p 119.6-11)

Added clarifying revisions to subsection (e) to align w/ current statutory language:

"Each <u>budget</u> year, the board shall adjust the amount of the estimated replacement reserves for an asset <u>based on its reserve study and</u> . . . "

- (8) §16-119.6-6 Fund accounting for each part of the association property; use of separate funds for other than stated purpose. (p 119.6-13) Made clarifying revisions to subparagraph (b)(2)(B) to align with current statute:
 - "... shall collect for each budget year [an appropriate reasonable annual percentage of assessments for reserves] the estimated replacement reserves as defined by the reserve study ..."

(9) §16-119.6-14 Distribution of budgets and reserve studies. (p 119.6-20) Deleted subsection (a), due to redundancy, potentially may cause confusion:

"(a) A board shall distribute the annual operating budget required by section 514B-106(c), HRS, at least thirty days before the date of the association's annual meeting.
(b) . . . "

(10) §16-119.7-3 Conduct. (p 119.7-3)

Deleted prior subsection (d), which dictated certain information that must be included in contracts between associations and managing agents. In turn, this arguably infringes on a board's authority to create its own policies:

"As provided in section 514B-134(b), HRS, "services provided" include acknowledging receipt on behalf of the board any unit owner's complaint relating to the enforcement or alleged violation of the declaration, bylaws, or house rules, and the production of information, documents, and records in accordance with sections 514B-152, 514B-153, 514B-154, and 514B-154.5, HRS. For these services, the written contract shall include agreements as to how, when, where, and to whom any unit owner's complaint or requests for information, documents, and records may be made, as well as where and to whom requests for mediation, arbitration, or appeal of a board decision may be directed. A written list and description of these services shall be updated annually and distributed to each unit owner. If an association is self-managed or has no managing agent, the board shall designate a member of the board to carry out the requirements of this subsection."

(11) §16-119.8-7 Availability of association's records, documents, and information. (p 119.8-10)

Deleted prior paragraph (e)(2), which similarly dictated certain information that must be included in contracts between associations and managing agents, arguably infringing on a board's authority to create its own policies:

"Where the managing agent has contracted with the association for such services, procedures for receiving on behalf of the association any unit owner's complaint regarding the availability of records, information, and documents and information regarding alternative dispute resolution;"

Upon a motion by Commissioner Andrews, seconded by Commissioner La Costa, it was voted on and unanimously carried to approve and adopt the revised draft of the Commission's Proposed Condominium Rules; Simultaneous Repeal of Hawaii Administrative Rules ("HAR") Chapter 16-107, Relating to Horizontal Property Regimes, and Adoption of Chapters 16-119.1 through 16-119.8, Relating to Condominiums as circulated.

Senior Condominium Specialist Kleinhans inquired with the deputy attorney general on whether the noted revisions warrant a second public hearing or is the Commission's revised condominium rules permitted to continue through the rulemaking process.

After a discussion regarding the spatial unit language and clarification that the revision to the particular rule section is to align with the current law, the deputy

attorney general responded that the rules may continue through the rulemaking process.

<u>Condominium Seminars & Symposium - CAI Hawaii Seminar "Association Funding</u> – Where's the Money?" May 29, 2025 – Report

Commission acknowledged receipt of the written report by Condominium Specialist Choy on his attendance and monitoring of the Commission's subsidized seminar offered by CAI Hawaii, "Association Funding – Where's the Money".

<u>Condominium Seminars & Symposium - Contract for Condominium Seminars and</u> Educational Sessions

Senior Condominium Specialist Kleinhans reported that in response to the Commission's procurement notice for condominium seminars and educational sessions, one sole bid was received from Community Associations Institute Hawaii Chapter in the amount of \$49,000.

Commissioner Abe requested that the vendor include a seminar on understanding reserve studies. Commissioner Andrews noted that CAI Hawaii offered a seminar in May regarding association funding which included a section on reserves.

Commissioner La Costa noted that the seminars offered by CAI Hawaii have been very informative and a worthwhile investment of the CETF in the education of the condominium community.

Commissioner La Costa moved to accept CAI Hawaii's proposal and enter into a contract for condominium seminars and educational sessions. Commissioner Andrews seconded the motion. Commissioner Emery abstained as he is a member of CAI. The motion was voted on and passed.

Owner-Occupant – Watanabe Request for Exemption of Owner-Occupant Requirement Pursuant to HRS §514B-98.5(b)(4)

After a review of the request received, Commissioner Senter commented that what is before the Commission can be precedent setting.

Upon a motion by Commissioner Abe, seconded by Commissioner La Costa, it was voted on and unanimously carried to deny the Watanabe's request for exemption of the owner-occupant requirement pursuant to HRS §514B-98.5(b)(4).

Education Review Committee

Program of Work and Budget FY26-27

Upon a motion by Commissioner Andrews, seconded by Commissioner La Costa, it was voted on and unanimously carried to approve the Education Review Committee's Program of Work and Budget for fiscal years 2026 and 2027 as circulated.

<u>Continuing Education Core Course – Final Version, Core A 2025-2026, Title – "Advertising, Agency, and Accountability – it's your kuleana!"; Everett Kaneshige, developer</u>

Commissioner La Costa noted that at the May 2025 REC meeting, Commissioners requested that visual examples of what is allowed and what is not allowed in advertising signs, business cards, etc., be included in the course materials.

Mr. Everett Kaneshige, course developer, responded that he would include those visuals in the slides with Commission approval.

Commissioner La Costa responded in the affirmative.

After a review of the final version of the Core A 2025-2026 continuing education core course, Commissioner Andrews moved to approve the final version of "Advertising, Agency, and Accountability – it's your kuleana!" developed by Everett Kaneshige, as the continuing education Core A 2025-2026 course subject to the inclusion of visual examples in the slides. Commissioner La Costa seconded the motion. The motion was voted on and unanimously carried.

Administration of Examinations

<u>Licensing Examination Statistics 5/1/25 – 5/31/25</u>

PSI submitted the monthly licensing examination statistics as requested.

<u>School Pass/Fail Rates 5/1/25 – 5/31/25</u>

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

School Summary by Test Category 5/1/25 – 5/31/25

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

Licensing – Ratification:

Licensing and Registration - Ratification

Upon a motion by Chair Yamane, seconded by Commissioner Abe, it was voted on and unanimously carried to ratify the June 27, 2025, Approved Applications for Real Estate List.

Licensing – Applications:

The Chair 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.

Executive Session:

Upon a motion by Chair Yamane, 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 Senter, seconded by Commissioner La Costa, it was voted on and unanimously carried by roll call vote to move out of executive session.

John P. Davis

After a review of the information provided, Commissioner La Costa moved to approve the real estate salesperson license for John P. Davis. Commissioner Andrews seconded the motion. The motion was voted on and unanimously carried.

Porsha Deguair

After a review of the information provided, Commissioner La Costa moved to approve the real estate salesperson license for Porsha Deguair. Commissioner Andrews seconded the motion. The motion was voted on and unanimously carried.

Yosuke Maeda

After a review of the information provided, Commissioner La Costa moved to approve the real estate broker license for Yosuke Maeda. Commissioner Andrews seconded the motion. The motion was voted on and unanimously carried.

Day Lum Hawaii LLC

Commissioner Emery disclosed that he knows Nancy Cabral and can make an unbiased decision on the application for Day Lum Hawaii LLC.

After a review of the information provided, Commissioner Andrews moved to approve the real estate broker – limited liability company license for Day Lum Hawaii LLC subject to Ms. Cabral transferring her license to the LLC within 90 days and remaining active with the brokerage. Commissioner La Costa seconded the motion. The motion was voted on and unanimously carried.

Chapter 91, HRS, Adjudicatory Matters: The Chair called for a recess from the meeting at 10:58 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

In the Matter of the Real Estate Broker's License of Myriam Haynal: REC 2024-409-L; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order

Upon a motion by Commissioner Senter, seconded by Commissioner La Costa, it was voted on and unanimously carried to accept the settlement agreement prior to filing of petition for disciplinary action and Commission's final order in the matter of the real estate broker's license of Myriam Haynal, REC 2024-409-L.

In the Matter of the Real Estate Salesperson's License of Alexa Rae Thropp:
REC 2024-534-L; Settlement Agreement Prior to Filing of Petition for Disciplinary
Acton and Commission's Final Order

Upon a motion by Commissioner Abe, seconded by Commissioner Andrews, it was voted on and unanimously carried to accept the settlement agreement prior to filing of petition for disciplinary action and Commission's final order in the matter of the real estate salesperson's license of Alexa Ray Thropp, REC 2024-534-L.

The meeting reconvened at 11:03 a.m.

Next Meeting:

Friday, July 25, 2025

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NF:tn

Physical Location: Real Estate Branch King Kalakaua Building Queen Liliuokalani Conference Room 335 Merchant Street, First Floor Honolulu, Hawaii Adjournment: With no further business to discuss, the meeting was adjourned at 11:04 a.m. Reviewed and approved by: /s/ Neil Fujitani Neil Fujitani Supervising Executive Officer June 30, 2025 Date [X] Approved as circulated. Approved with corrections; see minutes of _____ meeting;

APPROVED APPLICATIONS FOR REAL ESTATE REAL ESTATE COMMISSION MEETING ON JUNE 27, 2025

Brokers – Individual	Effective Date
Gavin Masaichi Ishikawa	04/30/2025
aka Gavin Ishikawa	
Mandy Christine Trella	05/01/2025
aka Mandy Trella	
Leah Layaoen Ragsac	05/05/2025
aka Leah Ragsac	
Charles Morgan Post	05/09/2025
aka Charles Post	
Lauren Emiko Yama	05/14/2025
aka Lauren E Yama	
Cameron Davar Ansari	05/19/2025
aka Cameron Ansari	
Miki Kitamura	05/20/2025
Kristine Alana McGowan	05/20/2025
aka Kristine McGowan	
Aaron Michael Boston	05/22/2025
Vicki Lynn Romaguera	05/23/2025
aka Vicki L Romaguera	
Aaron I C M Tangonan	05/28/2025
aka Aaron Tangonan	
Alan KaLun So	05/29/2025
aka Alan K So	
Salesperson – Individual	Effective Date
Kelia P Y Fu	05/08/2025
aka Kelia Fu	00/00/2020
Dustin Paul Ikehara	05/13/2025
aka Dustin Ikehara	00/10/2020
Brittany Katherine Williams	05/14/2025
aka Brittany Williams	00/11/2020
Scott James Williams	05/14/2025
aka Scott Williams	00/11/2020
Joel J Young	05/14/2025
Brian Chung Hirono	05/14/2025
Christina Ann Gray	05/16/2025
aka Chrissy Gray	
Marie Sweetland	05/16/2025
Kyle Yasuo Matsunaka	05/17/2025
aka Kyle Matsunaka	
Daniel Wayne Chow	05/19/2025
Cody Alan Sanderlin	05/19/2025
aka Cody Sanderlin	
Nancy McIntyre Miller	05/19/2025
aka Nancy M Miller	
Jeffrey Allen Miller	05/19/2025
aka Jeff Miller	
Kristin Ellen Grobe	05/19/2025
aka Kristin Grobe	
Kristen Lehuanani Wallace	05/19/2025
aka Kristen Wallace	
Sun Young Park	05/20/2025
aka Matthew Park	

Jeffrey Brian Trimble	05/20/2025
aka Jeff Trimble	
Leilani Indradat	05/21/2025
Sterling Ian Rush	05/21/2025
Terra Kimiko Cinnamon	05/22/2025
aka Terra Cinnamon	
Owen H Edwards	05/22/2025
aka Owen Edwards	
Natalie Ann Prescott	05/23/2025
aka Natalie Prescott	
Juliana Maili Kaulukukui Tennberg	05/23/2025
aka Juliana Tennberg	
Teisa Fotu Auvaa	05/23/2025
Amanda Liying Tee	05/23/2025
aka Amanda Tee	
Kaiden Wayne Tadato Kunimoto	05/27/2025
aka Kaiden Kunimoto	
Taylor Morgan Moskol	05/27/2025
Miwako Shimokawa	05/27/2025
Karen Ventura Thai	05/27/2025
Meredith Zietz	05/27/2025
Francein Annette Hansen	05/27/2025
aka Francein Hansen	
Jared Keith Green	05/29/2025
Christa Noel Kearns	05/29/2025
Justine Pantohan	05/30/2025
Daniel Walter Noll	05/30/2025
aka Daniel Noll	
Jody Isao Teruya	05/30/2025
aka Jody Teruya	
Reid Moore Vannoate IV	05/30/2025
Maile Woodhall	05/30/2025
Stuart Wallace Beechel	06/02/2025
aka Stuart Beechel	00/00/0005
Delana Amber Wert	06/02/2025
Donald Frederick Brosnan	06/02/2025
aka Rick Brosnan	00/00/0005
Susumu Aaron Tamura aka Susumu Tamura	06/02/2025
	06/02/2025
Zoey Malika Kemp-Haxby Taylor Janae Drabczyk	06/03/2025 06/03/2025
aka Taylor Drabczyk	00/03/2023
Crystal A Fox	06/03/2025
aka Crystal Fox	00/03/2023
Gabriel Vergara	06/04/2025
Tori Danielle Palmer	06/04/2025
aka Tori Palmer	00/04/2023
Nader Hoville	06/05/2025
Shannan Rebecca Stevens	06/05/2025
aka Shannan Stevens	00/00/2020
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Brokers – Limited Liability Company (LLC)	Effective Date
Kazama Realty LLC	05/13/2025
Davin T Kazama, PB	
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Land and Homes Hawaii LLC 05/15/2025

dba Land and Homes Hawaii Lisa Edwards, PB

Brokers – Sole Proprietor
Tiffany Lee Kane

Effective Date
05/27/2025

dba Grace Properties & Services

Legal Name Change (Individual)Effective DateTara K C K Tedrick06/02/2025

nka Tara Kimiko Chong Kee fka Tara K C K Tedrick

<u>License Name Change (Individual)</u>
Julie Wettstein

<u>Effective Date</u>
05/07/2025

aka Scuba Julie Wettstein

Tara Tedrick 06/02/2025

nka Tara K Chong Kee fka Tara Tedrick

Armando Enrique Martinez

Armando Enrique Martinez

Educational Equivalency Certificate **Expiration Date** Thomas Roy Hale 05/15/2027 Cindy Duffy Chase 05/16/2027 Caitlin Brianne Dettloff 05/19/2027 Matthew Mesias Geverola 05/19/2027 Jeremy Blayne King 05/20/2027 Susan M Szepfalusy 05/20/2027 Lvric Leolani Medeiros 05/27/2027 Kathleen Jones 05/21/2027 Risa Catherine Yacapin 05/29/2027

Equivalency to Uniform Section of Examination Certificate
Thomas Roy Hale
Cindy Duffy Chase
Caitlin Brianne Dettloff
Jeremy Blayne King
Susan M Szepfalusy
Susan M Szepfalusy
Sathleen Jones

Expiration Date
05/15/2027
05/16/2027
05/19/2027
05/20/2027
05/20/2027
05/21/2027

06/03/2027

06/03/2027

Real Estate Broker Experience Certificate **Expiration Date** Larissa Awapuhi Cordeira 05/15/2027 Jesus N Ramos 05/16/2027 Jeremy Blayne King 05/20/2027 Susan M Szepfalusy 05/20/2027 Kalista Guerpo 05/22/2027 Chikako Nagayasu 05/28/2027 Michael David Heffner 05/28/2027 Igor Kudryn 05/28/2027 Lara Blum 05/29/2027 Mark-Cody Kiyoshi Miyamoto 05/29/2027 Chancellor Keefe Garcia Brown 06/03/2027 Armando Enrique Martinez 06/03/2027 Audrey Megan Alessi 06/04/2027