

**LAWS AND RULES REVIEW COMMITTEE**  
REAL ESTATE COMMISSION  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii  
[www.hawaii.gov/hirec](http://www.hawaii.gov/hirec)

**MINUTES OF MEETING**

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes.

Date: Wednesday, May 8, 2019

Time: 9:00 a.m.

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

Present: Scott Arakaki, Chair, Public / Honolulu Commissioner  
Sean Ginoza, Vice Chair, Broker / Hawaii Island Commissioner  
Bruce Faulkner, Broker / Maui Commissioner  
Aleta Klein, Broker / Honolulu Commissioner  
Russell Kyono, Broker / Kauai Commissioner  
Laurie Lee, Broker / Honolulu Commissioner  
John Love, Public / Honolulu Commissioner

Neil Fujitani, Supervising Executive Officer  
Miles Ino, Executive Officer  
Diane Choy Fujimura, Senior Real Estate Specialist  
Amy Endo, Real Estate Specialist  
David Grupen, Real Estate Specialist  
Carole Richelieu, Senior Condominium Specialist  
Benedyne Stone, Condominium Specialist  
Dathan Choy, Condominium Specialist  
Lorie Sides, Condominium Education Specialist  
Shari Wong, Deputy Attorney General  
Tammy Norton, Recording Secretary

Others: Chatney Pacheco, Hawaii Association of REALTORS®  
Ethel Keyes, Hawaii Association of REALTORS®  
Jeremy Robinson  
Lourdes Scheibert, Kokua Council, The Hui  
James Stone, Esq.

Absent: Aileen Wada, Broker / Honolulu Commissioner  
Michael Pang, Broker / Honolulu Commissioner

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

Chair's Report: The Chair announced that the Commission may move into executive session to consider and evaluate personal information relating to individuals applying for licensure in accordance with Section 92-5(a)(1), HRS, and/or to consult with the Commission's attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities in accordance with Section 92-5(a)(4), HRS.

Commissioners Wada and Pang were excused from today's meeting. Prior notice of their non-attendance was received.

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

Upon a motion by Commissioner Lee, seconded by Commissioner Faulkner, it was voted on and unanimously carried to accept the minutes of the April 17, 2019, Laws and Rules Review Committee meeting as circulated.

Program of Work: **Legislative Acts and Resolutions – SB 464 SD 2, Act 013**

Act 013 authorizes a property owner or agent to enter adjacent property with albizia trees under certain conditions, including consultation with a tree arborist and providing written notice, to control albizia trees before they become hazardous. Provides a defense to criminal prosecution.

Commissioner Faulkner commented that the Act may be problematic as there may be a conflict with property rights.

**Neighbor Island Outreach – Kona Hawaii**

It was reported that the June 12, 2019 committee meetings and specialists' office of the day will be held in Kona, Hawaii at the West Hawaii Association of REALTORS® office.

**Commissioners' Education Program**

A copy of the article entitled "I Spy a Conflict of Interest" from the February 2019 issue of The High Road was distributed for informational purposes.

Next Meeting: Wednesday, June 12, 2019  
10:30 a.m.  
West Hawaii Association of REALTORS®  
75-5995 Kuakini Hwy., #221  
Kailua-Kona, HI 96740

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 9:05 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani

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Neil K. Fujitani  
Supervising Executive Officer

May 10, 2019

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Date

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