
HOUSE RESOLUTION

REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF POLICIES,
PROCEDURES, AND MANAGEMENT OF THE REAL ESTATE COMMISSION.

1 WHEREAS, the Real Estate Commission (Commission) is tasked
2 with the purpose of protecting the general public in its real
3 estate transactions; and

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5 WHEREAS, the Commission oversees 18,557 licensees statewide
6 and 1,591 registered condominium associations; and

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8 WHEREAS, the public has raised many questions about the
9 Commission's operations, including its policies, procedures, and
10 management; and

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12 WHEREAS, the Commission was given authority to adopt
13 administrative rules to implement certain provisions of chapter
14 514B, Hawaii Revised Statutes, the recodified condominium law,
15 in 2005; and

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17 WHEREAS, the Commission initiated the rulemaking process in
18 2009; however, it has not yet completed the formal rulemaking
19 process for chapter 514B, Hawaii Revised Statutes; and

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21 WHEREAS, there has never been a comprehensive audit of the
22 Commission's entire organization, management processes, and
23 personnel administration; and

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25 WHEREAS, a review of the Commission's policies, procedures,
26 and management is long overdue; now, therefore,

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28 BE IT RESOLVED by the House of Representatives of the
29 Twenty-eighth Legislature of the State of Hawaii, Regular
30 Session of 2015, that the Auditor is requested to perform an
31 audit of the policies, procedures, and management of the Real
32 Estate Commission; and



H.R. NO. 82

1 BE IT FURTHER RESOLVED that the Auditor is requested to
2 include, as part of its audit, an analysis of the Real Estate
3 Commission's practices and procedures regarding:

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- 5 (1) Management;
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- 7 (2) Investigative powers, including the Commission's award
8 of contracts to other entities to carry out
9 investigations;
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- 11 (3) Adoption of administrative rules to implement chapter
12 514B, Hawaii Revised Statutes;
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- 14 (4) The condominium mediation program; and
- 15
- 16 (5) Collection of fees relating to condominium mediation
17 and training programs.

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19 BE IT FURTHER RESOLVED that the Auditor is requested to
20 submit a report of any findings and recommendations to the
21 Legislature not later than twenty days prior to the convening of
22 the Regular Session of 2016; and

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24 BE IT FURTHER RESOLVED that certified copies of this
25 Resolution be transmitted to the Auditor, the Director of
26 Commerce and Consumer Affairs, and the Chairperson of the Real
27 Estate Commission.

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OFFERED BY:  _____

MAR 13 2015

