
A BILL FOR AN ACT

RELATING TO REAL ESTATE LICENSES.

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

1 SECTION 1. Section 467-15, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§467-15 Hearings. (a) In every case where it is
4 proposed to revoke or suspend the exercise of any license, fine
5 any person holding a license, registration, or certificate,
6 terminate any registration or certificate, or take any other
7 action authorized by law, for any of the causes enumerated in
8 section 467-14, the person concerned shall be given notice and
9 hearing in conformity with chapter 91[-]; provided that in cases
10 of conflict, the notice and hearing requirements of chapter 91
11 shall be superseded by subsection (b).

12 (b) In addition to and superseding the notice and hearing
13 requirements of chapter 91, the person concerned shall be given:

14 (1) Timely and certified notice that a complaint has been
15 filed that will be considered by the commission for
16 revocation;

17 (2) Not less than thirty days to respond to the complaint
18 after notification is received;



1 (3) A description of the nature of the hearings process
2 and the time period before which a decision will be
3 made on the matter; and

4 (4) Timely and certified notice of the outcome.

5 (c) In all proceedings before it, the commission and each
6 member thereof shall have the same powers respecting
7 administering oaths, compelling the attendance of witnesses and
8 the production of documentary evidence, and examining witnesses,
9 as are possessed by circuit courts. In cases of disobedience by
10 any person of any order of the commission, or any member
11 thereof, or of any subpoena issued by it, or the member, or the
12 refusal of any witness to testify to any matter to which the
13 witness may be questioned lawfully, any circuit judge, on
14 application by the commission, or a member thereof, shall compel
15 obedience as in the case of disobedience of the requirements of
16 a subpoena issued by a circuit court, or a refusal to testify
17 therein."

18 SECTION 2. This Act shall apply to every complaint pending
19 with the real estate commission for which notice had not been
20 provided to the licensee prior to its effective date.

21 ~~SECTION 3. Statutory material to be repealed is bracketed~~
22 and stricken. New statutory material is underscored.



H.B. NO. 953

1 SECTION 4. This Act shall take effect on July 1, 2009.

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INTRODUCED BY: Cindy Evans

JAN 26 2009



Report Title:

Real Estate Licenses; Revocation

Description:

Adds additional notice requirements for license revocation or suspension hearings for real estate brokers and salespersons.

