

BOARD OF ELECTRICIANS AND PLUMBERS
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Friday, October 14, 2011

Time: 10:30 a.m.

Place: King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, HI 96813

Present: Lindsey Kimura, Public Member, Chair
Maurice Torigoe, Industry Member, Vice Chair
Peter Akamu, Industry Member
Matt Brady, Industry Member
Morris Kaneshiro, Industry Member
Vernon Ta'a, Public Member
Rodney J. Tam, Deputy Attorney General
Charlene L.K. Tamanaha, Executive Officer
Lesley Matsumoto, Secretary

Excused: Randall Kaya, Public Member

Guests: Ryan Takahashi – Hawaii Electrical Market Enhancement Program
David Lovelace – Hawaii Electrical Training Fund
Peter Lee – Hawaii Laborers – Employers Cooperation & Education Trust
Toni Figueroa – Laborers Union 368
Mark Magusara – Laborers Union 368
Nathan Wilcox – Vivint, Inc.
Mark Bennett – Attorney for Vivint, Inc.
Jason Lingquist – Vivint, Inc.
Harold McDermott – Plumbers Union Local 675
Donovan Lewis – Plumbers Union Local 675

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes (“HRS”).

Call to Order: There being a quorum present, Chair Kimura called the meeting to order at 10:50 a.m.

Additions/
Revisions to
the Agenda: None.

Approval of
the Minutes: It was moved by Vice Chair Torigoe, seconded by Mr. Akamu and unanimously carried to approve the minutes of the August 9, 2011 meeting as circulated.

Executive
 Officer's Report:

- a. Office of Information Practices
 None.
- b. Ethics Commission
 None.
- c. Board Policies and Procedures
 None.
- d. Other
 None.

Chapter 91, HRS,
 Adjudicatory
 Matters:

None.

Examinations:

- a. The Executive Officer distributed the following results of the Electricians' and Plumbers' examination:

Electricians' Exam (administered September 2011)

	<u>EJ</u>	<u>ES</u>	<u>EJI</u>	<u>ESI</u>	<u>EJS</u>	<u>ESS</u>	<u>EM</u>
Exams Administered	61	6	2	0	11	1	1
Successful	36	4	1	0	7	0	0
Unsuccessful	25	2	1	0	4	1	1

Plumbers' Exam (administered September 2011)

	<u>PJ</u>	<u>PM</u>
Exams Administered	23	1
Successful	11	0
Unsuccessful	12	1

- b. Prometric fka Thomson Prometric Report/Announcements
 None.

Appearances:

- a. Vivint

Mr. Mark Bennett, Mr. Nathan Wilcox, and Mr. Jason Lindquist appeared before the Board to present the alarm system they currently install and brought other systems the manufacturer is willing to design for the Board's consideration and determination as to whether an EJS license is required for installation.

Mr. Lindquist presented the following types of alarm systems for the Board's review.

1. Systems requiring hard wiring to connect any wire on a terminal, transformer, control panel, or keypad; and
2. Systems with pre-manufactured male-female pigtails that require no hard wiring.

Executive Session: It was moved by Vice Chair Torigoe, seconded by Mr. Akamu, and unanimously carried to enter into executive session pursuant to HRS §§92-4 and 92-5, to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities at 11:08 a.m.

EXECUTIVE SESSION

It was moved by Mr. Akamu, seconded by Mr. Kaneshiro, and unanimously carried to reconvene to the Board's regular order of business at 11:24 a.m.

After discussion, it was moved by Mr. Akamu, seconded by Mr. Kaneshiro and unanimously carried that based upon the systems presented:

1. Systems requiring hard wiring to connect any wire on a terminal, transformer, control panel, or keypad:

The Board reaffirmed its April 12, 2011 and August 16, 2011 determinations that an electrician's license (i.e., a EJS, supervising specialty ("ESS"), journey worker industrial ("EJI"), supervising industrial ("ESI"), journey worker ("EJ") or supervising electrician ("ES") license) is required to hard wire/connect the wiring on the control panel/keypad, terminal/transformer of a residential fire/burglar alarm system.

2. Systems with pre-manufactured male-female pigtails that require no hard wiring:

An electrician's license (EJS, ESS, EJI, ESI, EJ, or ES) is not required to connect one or two pronged pre-manufactured pigtails that require no hard wiring to connect a wire on the control panel/keypad, terminal/transformer of a residential fire/burglar alarm system. With respect to the two pronged pigtail system provided, the Board suggests that the manufacturer change the design of the pigtails so that they are conspicuously different to avoid inserting/plugging the pigtails into the wrong counterpart.

Applications: It was moved by Mr. Akamu, seconded by Vice Chair Torigoe and unanimously carried to **approve/defer** the following applications as noted:

a. ELECTRICIANS

1. Journey Worker Electrician ("EJ") – Approved

ARAKAKI, Steven E.
ARMETTA, Ross M.
BADUA, Avelino
BANNISTER, Jonathan K.
BARCO, James C. – Approve pending clear abstract.
BARRETT, Aaron M.
BOHLOOL, Zain A.
CANTU, Keith C.
COSMANN, Michael C.
D'ARGIS, Ricci X.S.
GARMA, Ryan V.H.
HAMAMOTO, Layne T.
HONG, Daniel R.
ISHII, Alan J.H.
ISHIZU, Randal Y.
KIHARA, Cary Y.
KIM, Ki H.
KIM, Radford K.
KIPI, Dean M. Jr.
KOMATA, Brandon T.
LARNER, Adam K.
LAU, Kai K.
LEININGER, Donald E.
LOVELIGHT, George W.
LOWTHER, Arjuna C.
NIELSEN, Lars P.
OTA, Bradley A.F.
PARK, Todd A.K.
PULIDO, Thomas P.
QUINN, Daryl R.
RUDA, Sonny C.
SILVA, Mokihana K.
SILVA, Tony K.
TANAKA, Thomas M.
TENGAN, Craig A.
THOMPSON, Andrew S.
TUMALE, Larry P.
VALLEJO, Henry H.S. Jr.
VANCORE, Chad R.
VILLANUEVA, Fiel S.
WEBB, Ronald Gene
YOSHIMURA, Ross K.

YOUNG, Dennis Guy – Denied request for an examination waiver and reinstatement.

YUN, Darin R.

2. Supervising Electrician (“ES”) – Approved

BLANKE, Phillip E.

OSKINS, Melvin C. – Denied request for an examination waiver and reinstatement.

PRIOR, Steven A.

RHODES, Randall K.

3. Journey Worker Industrial Electrician (“EJI”) - Approved

JACINTO, Jason F.

YOSHIMOTO, Jordan K. - The Board felt the applicant qualifies for a EJI license and has approved the applicant to sit for the EJI examination; however, deferred the applicant’s application for a EJ license.

4. Supervising Industrial Electrician (“ESI”)

None.

5. Journey Worker Specialty Electrician (“EJS”) - Approved

BUTAC, Edward B.

CASTANARES, Alan S.

FARNWORTH, Tyler J.

HANDY, Adam D.

KING, Ryan H.

RYSER, Chris

6. Supervising Specialty Electrician (“ESS”) - Approved

SORRELL, John D.

7. Maintenance Electrician (“EM”) - Approved

LEUNG, Chunfai – Approved pending completion of EIMT program certificate.

b. PLUMBERS

1. Journey Worker Plumber (“PJ”) – Approved

BONOFIOLIO, Marc V.

COLLINS, Shawn R.

COLLEDGE, Aaron W.

DEGUILMO, Jonathan K.

DYER, John P.

FARIA, Shea K.
HASEGAWA, Stacy M.
HASHIMOTO, Gary Y. Jr.
HUR, Ben M.
JOSEPH, Chad M.
KON, Noah
MARCHANT, Robert
MCATEE, Steven A.
MICHAELS, John Raymond
NOBRIGA, Joseph D.
NUTTALL, Jordane C.L.
TAMAYOSHI, Sean K.
TANAKA, Kurt A.
TANIGUCHI, Jason R.T.
TANODRA, Isaac K.
VANNATTA, Ryan K.

2. Master Plumber ("PM") - Approved

BONDURANT, Keith R.
JACKSON, Woodrow D.
MEEK, Jeffrey E.
SACCA, Frederick T.

c. Deferred Applications

CABANIZAS, Modesto C. (PJ)
HEICHELBECH, Anthony R. (EJ)
HOWARD, Lani A. (EJ)
MAFOA, Bryon E. (EJ)
MEEK, Jeffrey E. (PM)
NIELSEN, Craig E. (EJ)
RABOY, Donovan B. (EJ)
SHACKELFORD, Peter R. (EJS)
SHACKELFORD, Roland R. (EJS)
SYLVA, Joseph D. (PJ)
VILLARIN, Jonathan (EJ)
VILLARIN, Jose A. Jr. (EJ)
YOSHIMOTO, Jordan K. (EJ)
ZELLER, Christopher A. (EJ)

d. Denials

OSKINS, Melvin C. – Request for an examination waiver and reinstatement of ES 4829.
YOUNG, Dennis Guy – Request for an examination waiver and reinstatement of EJ 6157.

e. Renewals

None.

f. Ratification

It was moved by Mr. Kaneshiro, seconded by Mr. Brady and unanimously carried to ratify the following **approved/deferred** applicants:

ALEXANDER, Stephen L. (EJ) – Approved
AMBELLAS, Shepard L. (EJ) – Approved
BARCO, James C. (EJ) – Deferred
BARNOFF, Harvey Richard (EJ) – Approved
BASKINS, Stephen Allen (EJ) – Approved
BUSH, Michael A. (EJ) – Deferred
EWALIKO, Kekona M. (EJ) – Approved
FIELDSOE, Derek J. (EJ) – Approved
GOLDMAN, Herman E. (EJ) – Approved
HARTSELL, James E. (EJ) – Approved
HOWARD, Patrick E. (EJ) – Approved
IKAWA, Brent N. (EJ) – Approved
JOTO, Kevin F. (EJ) – Approved
KAWACHI, Roy M. (EJ) – Approved
LAU, Kai K. (EJ) – Deferred
MALONEY, Michael J. IV (EJ) – Approved
TENGAN, Craig A. (EJ) – Deferred
TUZON, Antoni M. (EJ) – Approved
UYEDA, David C. (EJ) – Approved
VILLATORO, Jose I. (EJ) – Deferred
WILLIAMS, Cole B. (EJ) - Deferred
WOOD, David A. (EJ) – Approved
LEE, David K.O. (ES) – Approved
BROWN, Exavier A. (EJI) – Approved
RUIZ, Jose (EJI) – Approved
ASING, Daniel D. (EJS) – Approved
BALDONI, Leroy K. (EJS) – Approved
GERMAN, Mark J. (EJS) – Approved
RODRIGUEZ, Randy L. (EJS) – Approved
LEUNG, Chunfai (EM) – Deferred

Unfinished
Business:

a. Rule Revisions

1. Local 675/PAMCA Proposal to Amend HAR §§16-80-2 and 16-80-3

This issue was deferred to the next meeting.

b. Implementation of Act 35 Update

The Executive Officer informed members that the Honolulu Community College is still working to establish curriculums for

each electrician classification. Until curriculums are established, implementation strategies are on the back burner.

New Business:

a. County of Maui, Plumbing Enforcement

The Executive Officer informed members that Effective November 1, 2011, the County of Maui, Department of Public Works, Development Services Administration, Plumbing Section will assist with the enforcement of HRS §§444-9.5, 448E-9, HAR §§16-80-3, 1680-4 and check that all plumbing work is being performed by a licensed plumber or individuals under direct supervision of a license plumber. As part of this new policy, all plumbing permit applications must be signed by a licensed journey worker plumber.

This was distributed to the Board for their information.

b. Maui News Article

Copy of the Maui New Article was distributed to the Board for their information.

The article discussed Maui County's belated enforcement of the County and State regulations that require a contractor's license to pull the permit and a PJ or PM license holder to perform the plumbing work. While the laws/ordinance have been on the books for years, only now are they looking for licensed PJs and PMs.

The Executive Officer explained that she did participate in the telephone conference call, but was not aware a reporter was present. She noted however, that the article did depict the conversation and laws and rules accurately.

Correspondence:

a. RICO Electricians & Plumbers Advisory Committee and Addendum

It was moved by Mr. Akamu, seconded by Mr. Brady and unanimously carried to accept the RICO Electricians & Plumbers Advisory Committee list and the Addendum language as follows:

Robert M. Fernandez
Tracy M. Hayashi
Kenneth T. Higashi
Richard J. Jose
Damien T.K. Kim
Harold P. McDermott Jr.
Paul Y. Mikami
Alan M. Nakamura
Ray Y. Shimabuku
Steve T. Watanabe

The RICO Electricians & Plumbers Advisory Committee also includes any additional interim appointees that RICO deems necessary to aid in its investigations.

b. The Now Electricians, Valley Isle Electric

Members discussed and reviewed Mr. Donald Varni's inquiry regarding qualifying three (3) of his employees to take the journey worker electrician examination. According to his letter, he was (and continues to be) licensed as a C-13 electrical contractor in Hawaii in 1995, he was licensed as a supervising electrician on or about July 1, 2011, and he supervised his employees prior to July 1, 2011. Since he supervised his employees under his contractor's license, he is asking the Board to accept their experience.

After discussion, it was moved by Mr. Akamu, seconded by Vice Chair Torigoe and unanimously carried that all qualifying experience must be gained under the supervision of a licensed ES or EJ, and the Board does not have the discretion to waive any aspect of this requirement. Therefore, the Board cannot accept any experience that was gained only under a Hawaii contractor's license.

Scope:

a. Inquiry from Boyd Ready, Landscape Industry Council of Hawaii

Members discussed Mr. Boyd Ready's email inquiry regarding ten questions that the Landscape Council is asking.

After discussion, it was moved by Mr. Ta'a, seconded by Vice Chair Torigoe and unanimously carried to defer Mr. Ready's questions for the Executive Officer to draft and provide members at the next meeting.

b. Ready, Boyd "Getting Amped Up", Landscape Industry Council of Hawaii, October/November 2011

Copy of the Getting Amped Up Article was distributed to the Board for their information.

The Executive Officer explained that the article discussed the notice to all Contractors sent in collaboration with the Contractors License Board that all contractors performing electrical work must be in compliance with 448E, HRS.

Mr. Ready notes in the article that the HAR of the Board of Electricians & Plumbers states that a C-27 contractor can engage to do electrical work when it is a minor element in a landscape job. He further states that HAR, 16-80 provides an exemption for low voltage (less than 30 volts) and goes on to indicate that field wiring for irrigation work is used for signals and operates at less

than 30 volts, therefore, it is not an electrical equipment installation. Low voltage night lighting is a purpose using less than 30 volts as well, so it is not electrical equipment for the purposes of the Board's rules. It appears Mr. Ready interpreted the definition of "electrical equipment" which states: "Electrical equipment means any wire, appliance, fixture, apparatus, machinery, or material installed in, upon, or about any building or structure in the State for making use of electrical energy for light, heat, power, or any other purpose, except when used in central stations or substations, for the production or control of electrical energy for light or power or where used exclusively for telephone, call bells, signal systems, or other purposes in connection with which electromotive force does not exceed thirty volts."

The Board deferred further discussion of this matter to its next meeting.

Legislation: None.

Announcement: a. Next Applications Committee Meeting

Tuesday, December 13, 2011
9:30 a.m.
King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, HI 96813

b. Next Board Meeting

Tuesday, December 13, 2011
10:30 a.m.
King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, HI 96813

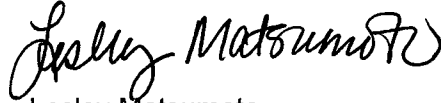
Adjournment: There being no further business to discuss, the meeting was adjourned at 12:33 p.m.

Review and approved by:



Charlene L.K. Tamanaha
Executive Officer

Taken and recorded by:



Lesley Matsumoto
Secretary

CLKT:lkm

11/14/11

- Minutes approved as is.
 Minutes approved with changes; see minutes of _____.