

MOTOR VEHICLE REPAIR INDUSTRY BOARD  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

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 ("HRS").

Date: Wednesday, March 21, 2012  
Time: 9:30 a.m.  
Place: Queen Liliuokalani Conference Room  
King Kalakaua Building, 1<sup>st</sup> Floor  
335 Merchant Street  
Honolulu, Hawaii 96813

Present: Steve J.T. Chow, Esq., Public Member, Chairperson  
Roy Sasuga, Public Member, Vice-Chairperson  
Swee Berkey, Public Member  
James Hirakawa, Industry Member  
Alan Nakamura, Industry Member

Christine Rutkowski, Executive Officer  
Rodney J. Tam, Deputy Attorney General

Excused: Warren Higa, Industry Member  
Benjamin Waiolama, Public Member

Guests: Marlo Duarte  
Ronald Woosley

Call to Order: With the presence of quorum, Chairperson Chow called the meeting to order at 9:35 a.m.

Agenda Additions/Revisions: Chairperson Chow stated that there were additional names for ratification under 7.a.

Minutes of Previous Meeting: Minutes of the January 11, 2012 Meeting  
It was moved by Mr. Sasuga, seconded by Mr. Hirakawa, and unanimously carried to approve the minutes as circulated.

Chair's Report: None.

Chairperson Chow announced that the agenda would be taken out of order.

Correspondence:     February 17, 2012 Email from Marlo Duarte Regarding ASE L1 and L2 Classifications

Chairperson Chow invited Marlo Duarte to the table where he could address the Board. Mr. Duarte introduced Ronald Woosley who is currently training under him. Mr. Duarte stated that he has been a licensed mechanic for 10 years and has been ASE certified for 15 years. As an experienced technician, Mr. Duarte stated that he is concerned about where the industry is going. He offered assistance to the Board so that it can make improvements to keep up with the changes and lift up his profession.

He related that technicians who train under him don't see the value in getting a state license; that after they get certified by ASE, he encourages them to get their licenses, but there is no interest. He said that technicians ask why they should get a license and that they see it only as an expense.

Mr. Duarte also stated that the Board should require technicians to be certified in L1 and L2 classifications and the electrical series and that having only the A and T classifications is not enough. He added that performing certain repair work without the proper knowledge can kill someone. Therefore, requiring the additional certifications would also protect the technicians.

In acknowledging Mr. Duarte's concerns, Member Nakamura stated that changes in the industry are dramatic; however, citing to washing machines, Member Nakamura said that the changes are not isolated to their industry. He further stated that requiring all technicians to have specialized/higher ASE certifications could have a chokehold effect on the profession.

Chairperson Chow asked Mr. Duarte what he was proposing. Mr. Duarte reiterated his earlier comments. Chairperson Chow stated that the Board will agree that the consumers' safety and protection is most important. He invited Mr. Duarte to submit his ideas in writing in order to give the Board an idea of what his concerns are. There was discussion about time constraints, budget, etc. that must be considered when a new program is developed.

Mr. Duarte stated that he would submit a written proposal.

Chairperson Chow announced that the Board would return to the order of the agenda.

Chair's Report:       None.

Executive Officer's Office of Information Practices – None.

Report:

Hawaii State Ethics Commission – The Executive Officer reminded the Board members that their financial disclosure statements are due by May 31, 2012. Any questions should be directed to the Ethics Commission.

Other

The Executive Officer stated that Mr. Higa reported that he was not available for today's meeting.

The Executive Officer related that there has been no word regarding the appointment of Mr. Waiolama's replacement. According to the Legislative calendar, the Governor's last day to submit nominations to the Senate is March 30, 2012.

Chapter 91, HRS.

Adjudicatory

Matters:

None.

Licensing:

Ratification

The Board members reviewed the ratification lists for motor vehicle repair dealer and motor vehicle mechanic licenses. Upon a motion by Mr. Sasuga, seconded by Mr. Nakamura, it was unanimously carried to ratify the lists (attached).

Applications: Josiah K. Miller - Mechanic

At 10:00 a.m., it was moved by Mr. Nakamura, seconded by Ms. Berkey, and unanimously carried to enter into Executive Session to consider and evaluate personal information relating to the individual applying for licensure in accordance with Chapter 92-5(a) (1), and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with Chapter 92-5(a) (4), Hawaii Revised Statutes.

EXECUTIVE SESSION

Josiah K. Miller - Mechanic

At 10:14 a.m., it was moved by Mr. Sasuga, seconded by Ms. Berkey, and unanimously carried to return to the Board's regular order of business.

Board members reviewed the application and the information submitted. After considerable discussion, it was moved by Mr. Sasuga, seconded by Mr. Nakamura, and unanimously carried that Mr. Miller be granted a conditional motor vehicle mechanic license.

New Business:            Sec. 437B-23, HRS Amendments

Board members continued discussions it previously held regarding the possibility of amending the law to delete the requirement for the Board to contract with UH for the motor vehicle certification program.

Board members agreed that reviewing the legislative intent would be a start. Ms. Berkey volunteered to do the legislative research and submit it in time for the Board's review at the next meeting.

Unfinished Business:            2012 Legislative Session

Chairperson Chow asked about the status of the military and military spouse bills. The Executive Officer reported that all four bills are moving through the legislature with amendments.

Other Organizations:

None.

Next Meeting:

Wednesday, May 16, 2012  
9:30 a.m.  
Queen Liliuokalani Conference Room  
King Kalakaua Building, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Adjournment:

The meeting adjourned at 10:41 a.m.

Taken and recorded by:

/s/ Christine Rutkowski

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Christine Rutkowski  
Executive Officer

CR:aw  
3/27/12

Minutes approved as is.

Minutes approved with changes; see minutes of \_\_\_\_\_.

VLI\_LICENSE\_VIEW

Wednesday March 14, 2012

LTYPE	LIC NUM	BP NAME PART 1
RD	4169	TNR PARTNERS LLC
RD	4170	RICHARD P <VILLACORTE< JR
RD	4171	SKULLYZ KUZTOM SKOOTS LIMITED LIABILITY COMPANY
RD	4172	HOKULANI KIGYO LLC
RD	4173	G'S AUTO CENTER LLC
RD	4174	FOREIGN & DOMESTIC AUTO REPAIR LLC
RD	4175	BRIGDESTONE RETAIL OPERATIONS LLC
RD	4176	NEW H AUTO INC
RD	4177	CERTIFIED SOUNDS LLC
RD	4178	THUNDER ALLEY AUTOMOTIVE LLC
RD	4179	THE <GOODYEAR< TIRE & RUBBER COMPANY

LTYPE	LIC NUM	BP NAME PART 1
MC	8463	LORIN M <GIMA<
MC	8464	STEVEN G <NEVLING<
MC	8465	ROGELIO A <BULSECO< JR
MC	8466	JONATHAN T <VERSOLA<
MC	8467	DEREK C <PACE<
MC	8468	KABEL B <GEBEKE<
MC	8469	ROBERT M <GEORGE<
MC	8470	GUI BING <LI<
MC	8471	MICHAEL F <ROGERSON<
MC	8472	JAY <AGAS<
MC	8473	DANIEL K <BATTY<