

PEST CONTROL BOARD
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF THE MEETING

Date: Monday, January 28, 2013

Time: 2:00 p.m.

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

Present: Alvin Fukuyama, Industry Member, Vice Chairperson
Lance Kobashigawa, Department of Agriculture, Ex-Officio
Lynn Nakasone, Department of Health, Ex-Officio
Walter Chun, Public Member
Rodney Ono, Industry Member
Ronald Weinberg, Public Member
Charlene L.K. Tamanaha, Executive Officer
Wilma Balon, Secretary

Members Excused: Robert Koide, Industry Member
Julian Yates, Ph.D., Department of Entomology, Ex-Officio, Chairperson

Guest: None

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

Call to Order: There being a quorum Vice Chairperson Fukuyama called the meeting to order at 2:11 p.m.

Additions to the Agenda: None

Approval of the Minutes: Vice Chairperson Fukuyama asked the Board members if there are any amendments to the minutes of November 19, 2012. Mr. Ono responded that on page 4, second paragraph, the minutes should reflect that he voted "yes". The Executive Officer apologized and stated that the September 17, 2012 minutes also requires an amendment to reflect Mr. Ono's attendance. It was moved by Mr. Ono, seconded by Mr. Kobashigawa, and unanimously carried to approve the minutes of the

November 19, 2012 meeting as amended and to amend the minutes of the September 17, 2012 meeting to reflect Mr. Ono's attendance.

Executive
Officer's Report:

The Executive Officer asked the Board for their comments and on the following bills before the legislature:

a. HB323/SB506 Relating to Professional and Vocational Licensing

The Executive Officer informed the Board that these bills assist transitioning service members obtain licensure by:

1. Clarifying that licensing authorities shall consider relevant education, training, or service;
2. Permitting licensure by endorsement;
3. Establishing procedures for service members to receive a license by endorsement;
4. Permitting temporary licenses of certain requirements are met, and
5. Requiring the licensing authority to expedite consideration of the application and issuance of a license or temporary license.

The language of the bill defines "service member" as an individual who is currently stationed in Hawaii or one who is honorably discharged within the previous 6 months and had been stationed in Hawaii. The bill further requires the licensing authority to expedite consideration of the application and issuance of a license by endorsement or a temporary license to the qualified service member.

The Executive Officer noted that although HRS Chapter 460J does not address licensing by endorsement or reciprocity, the Board has never precluded experience gained through military service.

Mr. Weinberg arrived at 2:15 p.m.

Mr. Fukuyama stated that the Board views verification of experience with similar pests and chemicals used in Hawaii as more important and is less concerned as to where an applicant receives his experience.

It was moved by Mr. Weinberg to oppose bills HB323 and SB506, however, with no second, the motion failed.

It was moved by Mr. Ono, seconded by Mr. Kobashigawa and unanimously carried to support the intent of HB323 and SB506. Although the Board does not have statutory authority for licensure by endorsement or reciprocity, the Board does accept experience gained in the military.

b. HB718/SB965 Relating to Professional and Vocational Licensing

The Executive Officer informed the Board that this bill establishes qualifications for "nonresident military spouses" to be eligible for expedited licensing by endorsement or reciprocity, and to maintain licenses requires reporting of changes in status or circumstances.

Mr. Fukuyama said that this bill would be difficult to enforce if notification of any change in status such as divorce or change in duty station of the military spouse is left up to the military spouse.

It was moved by Mr. Weinberg, seconded by Mr. Ono, and unanimously carried to support the intent of HB718/SB965; however, would oppose the language as drafted due to the difficulty in the enforcement of its provisions.

Ms. Nakasone asked if HRS Chapter 466J Radiologic Technology will be affected by this legislation. The Executive Officer responded that HRS Chapter 466J is not covered in HRS Chapter 436B which governs professional and vocational licenses under the Department of Commerce and Consumer Affairs.

c. HB1381 Relating to Professional and Vocational Licensing

The Executive Officer informed the Board that this bill requires the licensing authority to consider for licensure by endorsement or reciprocity military spouses or service members who have served in a combat zone after September 11, 2001 and who have been discharged within the last two years and who provide retirement, separation, or discharge documentation.

It was moved by Mr. Weinberg, seconded by Mr. Kobashigawa and unanimously carried to support the intent of HB1381; however, would oppose the language as drafted due to the difficulty in the enforcement of its provisions. The Board wanted the record to reflect that it does not have the statutory authority for licensure by endorsement or reciprocity.

Prometric fka
Thomson Prometric:

Examination Update

The Executive Officer informed the Board that there has been no response from Elizabeth Shamlala or Lauren Biddle at Prometric regarding the review of the item bank to update the Board's examinations.

The Executive Officer recommended the Board reestablish the Exam Review Committee in preparation of the review. Vice Chairperson Fukuyama appointed Mr. Ono, Dr. Yates, Mr. Kobashigawa and himself to the committee. A meeting of the Exam Review Committee will be scheduled when the exam questions are received from Prometric.

Applications:

a. Exam Ratification(s)

None.

b. Exam

It was moved by Mr. Weinberg, seconded by Mr. Kobashigawa, and unanimously carried to **approve/defer** the following applications for examination in the respective branches:

1. Edward K. Carter, RME BR-1
Veteran Termite & Pest Control, PCO-1242, BR-1, BR-2 & BR-3
Approve
2. Shawn Abayabay, PCFR BR-2
Ecolab, PCO-640 BR-2
Defer pending additional documentation to verify the requisite experience.
3. Christopher W. Hall, PCFR BR1, BR2 & BR3
Terminix, PCO-618 BR-1, BR-2 & BR-3
Approve
4. Jeffrey King, PCFR BR-2
Orkin LLC, PCO-1349 BR-1, BR-2 & BR-3
Approve
5. Wayne Look, PCFR BR-2
Terminix, PCO-618 BR-1, BR-2 & BR-3
Approve

6. David Maveni, PCFR BR-2
Ecolab, PCO-640 BR-2
Defer pending additional documentation to verify the requisite experience.
7. Clifford Nakamura, PCFR BR-2, BR-3
Orkin LLC, PCO-1349 BR-1, BR-2 & BR-3
Defer pending additional documentation to verify the requisite experience.
8. Duane Rosa, PCFR BR-2
Ecolab, PCO-640 BR-2
Approve
9. John Urushiyama, PCFR BR-1
Terminix, PCO-618 BR-1, BR-2 & BR-3
Approve
10. Cheryl Yoshimura, PCFR BR-3
Orkin LLC, PCO-1349 BR-1, BR-2 & BR-3
Approve

c. Without Exam Ratification(s)

None.

d. Without Exam

None

e. Reconsideration of Any Application

None

Unfinished
Business:

a. Rule Revisions

1. HAR §16-94-17

It was moved by Mr. Ono, seconded by Mr. Chun and unanimously carried to approve the 10/30/12 (PCP) and the 10/30/12 (PCFR) Drafts.

Correspondence:

a. Michael Miske Request to Remove Conditional Status

This item was deferred to the next Board meeting scheduled for March 18, 2013 as requested by the licensee in his February 9, 2012 letter.

Announcements: Next Meeting:

Monday, March 18, 2013
2:00 p.m.
King Kalakaua Conference Room
King Kalakaua Building, 1st Floor
335 Merchant Street
Honolulu, HI 96813

Adjournment: There being no further business to discuss, the meeting adjourned at
2:51 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ Charlene L.K. Tamanaha
Charlene L.K. Tamanaha
Executive Officer

/s/ Christine Hironaka
Christine Hironaka
Secretary

CLKT:cmh

2/26/13

- [] Minutes approved as is.
[X] Minutes approved with changes, see minutes of 3/18/13