

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

MINUTES OF THE MEETING

Date: Monday, September 19, 2011

Time: 2:00 p.m.

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

Present: Julian Yates, Ph.D., Department of Entomology, Ex-Officio, Chair  
Alvin Fukuyama, Industry Member, Vice - Chair  
Lance Kobashigawa, Department of Agriculture, Ex-Officio  
Robert Koide, Industry Member  
Randall Burnett, Industry Member  
Ronald Weinberg, Public Member  
Rod Tam, Esq., Deputy Attorney General  
Charlene L.K. Tamanaha, Executive Officer  
Wilma Balon, Secretary

Absent: Lynn Nakasone, Department of Health, Ex-Officio

Guest: Tim Lyons, Hawaii Pest Control Association  
Michael J. Botha, Sandwich Isle Pest Solutions

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 Chair Yates called the meeting to order at 2:06 p.m.

Additions to the Agenda: It was moved by Mr. Kobashigawa, seconded by Mr. Koide and unanimously carried to add the following agenda item:

12. Scope

a. Inquiry: Whether a license is required to solicit or secure pest control work

Adjudicatory Matter: None.

Approval of the Minutes: It was moved by Mr. Weinberg, seconded by Mr. Burnett, and unanimously carried to approve the minutes of the July 18, 2011 meeting as circulated.

Executive

Officer's Report:

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

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Thomson Prometric:

- a. Examination Update

The Executive Officer reported that Prometric is working on finalizing the exam item bank. Once completed, Prometric will bring it to the Board for review and approval.

Ms. Tamanaha reminded the Board that at the May 17, 2010 meeting, the Board appointed Julian Yates, Robert Koide and Carlton Agena to the examination committee to update and review the Board's examinations.

A new member to replace Mr. Agena is required. It was moved by Mr. Kobashigawa, seconded by Mr. Burnett, and unanimously carried to appoint Alvin Fukuyama to the Examination Committee.

- b. Reference Material

None.

Appearances:

None.

Applications:

- a. Exam Ratification(s)

None.

- b. Exam

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

1. Justin J. Dorser; PCO, BR-1  
Justice Fumigation LLC; PCO, BR-1 – Mr. Dorser's application was deferred pending verification of work experience.

2. Roy E. Piliere; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
3. Tyler E. Oto; PCFR, BR-2 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
4. Tyler Z. Mayekawa; PCFR, BR-2 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
5. Scott J. Murphy; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
6. James Snyder III; PCFR, BR-1, BR-2 & BR-3  
Terminix; PCO-618, BR-1, BR-2 & BR-3 - Mr. Snyder's  
Application was approved for BR-2 & BR-3;  
however, BR-1 was deferred pending  
clarification of work experience.
7. Jeffrey A. Zahratka; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
8. Randy A. Rippee; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
9. Jaeshardez Rosa; PCFR, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
10. Kevin A. Asuncion; PCFR, BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
11. Frank R. Paulson Jr.; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
12. Talia Lizama Smith; PCFR, BR-3 – Approved  
Expert Exterminators; PCO-701, BR-2 & BR-3
13. Robert Blok; PCFR, BR-2  
Orkin Inc; PCO-772, BR-1, BR-2 & BR-3 – Mr. Blok's  
application was deferred pending verification of  
work experience.
14. Steven L. Rose; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3
15. James D. Dunn; PCFR, BR-1, BR-2 & BR-3 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3

16. Kekona K. Orr; PCFR, BR-2 – Approved  
Terminix; PCO-618, BR-1, BR-2 & BR-3

c. Without Exam Ratification(s)

None.

d. Without Exam

It was moved by Mr. Kobashigawa, seconded by Mr. Weinberg, and unanimously carried to **approve/deferred** the following applications:

1. Golden Termite and Pest Control LLC;  
PCO, BR-1 & BR-3 - Approved  
RME – Fred Chang; PCO-725, BR-1 & BR-3
2. Justice Fumigation LLC; PCO, BR-1 – Deferred  
RME – Justin J. Dorser; PCO, BR-1

e. Reconsideration of Any Application

None.

Correspondence: None.

Department of  
Agriculture: None.

Unfinished  
Business:

a. Rules Committee

The Executive Officer indicated that the Rules Committee met today prior to the board meeting to continue discussions on developing standards for a TIR.

Ms. Tamanaha inquired with Mr. Lyons on the status of the HPCA's draft of recommended language on the standards to perform a TIR.

Mr. Lyons indicated that the Industry Improvement and Standards Committee is requesting to meet with Jo Ann Uchida of RICO to have a better understanding of what Ms. Uchida feels is legally required by RICO for prosecution.

The Committee feels the HPCA's booklet "Recommendations for Completing Termite Inspection Reports" is an industry standard and thus would like to discuss with Ms. Uchida what more may be required or how they can incorporate this or part of it into the rules.

Discussion followed. The Board advised Mr. Lyons that they are requesting HPCA's proposal by October 31, 2011 to enable a meeting of both the Industry Improvement and Standards Committee and the Rules Committee prior to the Boards November 21, 2011 meeting. Executive Officer will schedule a meeting during the first and second week of November.

Scope:

a. Inquiry: Whether a license is required to solicit or secure pest control work

Mr. Fukuyama explained that members of the industry asked him whether a licensed is required to secure pest control work.

The Executive Officer informed members that at the January 24, 2000 meeting the Board determined that a Pest Control Field Representative (PCFR) or Pest Control Operator (PCO) licensed is required to secure pest control work, identify infestations, make inspections, submit bids, or sign contracts. Therefore it is a violation to send an "unlicensed" employee to secure pest control work.

Mr. Burnett inquired whether a person passing a brochure door to door is in violation.

Executive Officer Tamanaha indicated that it is not a violation if they are not soliciting jobs.

Mr. Botha also inquired whether a licensed is required to advertise on the website.

Executive Officer Tamanaha indicated that any advertising requires a license. The Boards position has always been that a license is required to advertise.

After discussion, it was moved by Mr. Weinberg, seconded by Mr. Fukuyama and unanimously carried to affirm its prior decision of January 24, 2000 meeting that a Pest Control Field Representative (PCFR) or Pest Control Operator (PCO) licensed is required to secure pest control work, identify infestations, make inspections, submit bids, or sign contracts. Therefore it is a violation to send an "unlicensed" employee to secure pest control work.

New Business:

a. RICO Pest Control Advisory Committee and Addendum Language for 2012:

It was moved by Mr. Fukuyama, seconded by Mr. Weinberg and unanimously carried to approve the list of names provided by RICO and to add Michael J. Botha. Thus the following names were approved as Advisory Committee members effective January 1, 2012.

Bruce K. Bowman  
Kevin D. Davis  
Rodney N. Ono  
Wesley F. Otani  
Michael J. Botha

The Board also approved the following addendum language:

“The RICO Pest Control Advisory Committee also includes any additional interim appointees that RICO deems necessary to aid in its investigations.”

Legislation: None.

Announcements: Next Meeting:

November 21, 2011  
2:00 p.m.  
King Kalakaua Conference Room  
King Kalakaua Building, 1<sup>st</sup> Floor  
335 Merchant Street  
Honolulu, HI 96813

Adjournment: There being no further business to discuss, Chair Yates adjourned the meeting at 2:45 p.m.

Reviewed and approved by:

Taken and recorded by:



Charlene L.K. Tamanaha  
Executive Officer



Wilma Balon  
Secretary

CLKT:wb

10/10/11

[ ] Minutes approved as is.

[X] Minutes approved with changes, see minutes of January 23, 2012