

ELEVATOR MECHANICS LICENSING BOARD
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Monday, March 20, 2017

Time: 9:00 a.m.

Place: Princess Likelike Conference Room
King Kalakaua Building, 3rd Floor
335 Merchant Street
Honolulu, Hawaii 96813

Present: Lawrence T. Morinaga, Industry Member, Chairperson
James Wilburn, Jr., Industry Member, Vice Chairperson
Ronald H. Nakamine, Department of Labor and Industrial Relations ("DLIR")
Designee
Jammie Garcia-Paahana, Industry Member
Steve Tsunemoto, Industry Member
Constance Cabral, Executive Officer
Rodney J. Tam, Deputy Attorney General ("DAG")
Ronni-Ann Bumgarner, Secretary

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

Call to Order: There being a quorum present, the meeting was called to order at
9:09 a.m. by Chairperson Morinaga.

Approval of Minutes: It was moved by Mr. Tsunemoto, seconded by Vice Chairperson Wilburn,
and unanimously carried to approve the Board meeting minutes of the
February 17, 2017 meeting as circulated.

Applications: a. Ratifications

i. List

It was moved by Ms. Garcia-Paahana, seconded by Mr. Tsunemoto, and
unanimously carried to ratify the attached list of individuals for licensure for
Elevator Mechanic License, Apprentice Elevator Mechanic, and Elevator
Mechanic -Temporary Permit.

b. Apprentice Registration

i. Daniel Nobriga

Executive Session: At 9:12 a.m., it was moved by Vice Chairperson Wilburn, seconded by
Mr. Tsunemoto, and unanimously carried for the Board to move into Executive
Session pursuant to HRS § 92-5 to consider and evaluate personal information

relating to individuals applying for professional or vocational licenses cited in section HRS § 26-9 or both, and to consult with the Board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities, as provided in HRS § 92-5(a)(1) and (4).

At 9:19 a.m., it was moved by Vice Chairperson Wilburn, seconded by Mr. Tsunemoto, and unanimously carried for the Board to move out of Executive Session.

It was moved by Vice Chairperson Wilburn, seconded by Ms. Garcia-Paahana, and unanimously carried to defer the above Apprentice Registration pending receipt of additional information.

Legislation:

H.B. No. 1381, S.D.1 Relating to Elevator Mechanics

This bill expands or clarifies various aspects of statutes regarding elevator mechanic licensing and apprentice registration.

At 9:33 a.m., Mr. Nakamine arrived at the meeting.

The Executive Officer summarized the Board's February 17, 2017 discussion and called its attention to the proposed minimum qualifications for licensure, which the Board has yet to decide upon. She explained that while the bill would ensure that all applicants receive the same training in a formal program, it would eliminate one avenue of training which may prevent otherwise qualified individuals from being licensed and perhaps inadvertently exacerbating the shortage of licensed elevator mechanics in Hawaii.

When amending qualifications in such a way, there needs to be strong justification to do so, such as public safety. In her research of the last ten years, the Executive Officer did not find any disciplinary actions taken against licensees, including those who were trained by a licensed elevator mechanic.

In discussing the proposed qualifications for licensure, Mr. Tsunemoto was of the opinion that these qualifications ensure that licensees would be taught all aspects of an elevator mechanic's practice. He was not sure that licensees taught under a licensed elevator mechanic would obtain similar training, and asked how the Board could be assured that applicants are qualified, to which the Board's DAG responded that the test and experience would be two measures of qualification. However, Vice Chairperson Wilburn thought that there would be different experiences with different qualifications.

The Chair believed that the current avenues to licensure are broad and perhaps should be narrowed down. The International Union of Elevator Constructors has a training program; however, it would be problematic if non-union persons could not take the test or are charged more. If the licensing requirements are amended, they would need to be fair to everyone.

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The Board's DAG related that the Board might want to consider collaborating with Honolulu Community College to develop a training program, similar to what the Board of Electricians and Plumbers did for electrician training.

As the bill also proposes to amend the definition of "elevator mechanic, and clarify the scope of work for elevator mechanics, the Board concluded that further study and review is warranted. Whereupon, it was moved by Vice Chairperson Wilburn, seconded by Mr. Nakamine and unanimously carried to agree to some parts of the bill and to conduct further discussions with interested parties, on appropriate changes to the statute.

Next Meeting: Friday, April 7, 2017
2:00 p.m.
Queen Liliuokalani Conference Room
King Kalakaua Building, 1st Floor
335 Merchant Street
Honolulu, Hawaii 96813

Adjournment: There being no further business to discuss, the meeting was adjourned at 10:28 a.m.

Taken and recorded by,

/s/ Ronni-Ann Bumgarner

Ronni-Ann Bumgarner, Secretary

Reviewed and approved by:

/s/ Constance Cabral

Constance Cabral, Executive Officer

CC:rb

4/5/17

[X] Minutes approved as is.

[] Minutes approved with changes; see minutes of _____.