

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

MINUTES OF MEETING

Date: Tuesday, June 17, 2014

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, Chairperson
Peter Akamu, Industry Member, Vice Chairperson
Matt Brady, Industry Member
Morris Kaneshiro, Industry Member
Randall Kaya, Public Member
Vernon Ta'a, Public Member
Rodney J. Tam, Deputy Attorney General
Charlene L.K. Tamanaha, Executive Officer
Christine Rutkowski, Executive Officer
Christine Hironaka, Secretary

Excused: Randal Hiraki, Industry Member

Guests: Shannon Alivado – General Contractors Association
Jim Cahill – Solar City
Dustin Hoskins – Solar City
Peter H.M. Lee - Hawaii Laborers Employers Cooperation & Education
Trust (“LECET”)
Troy Silva – Hawaii Electricians Market Enhancement Program
 (“HEMEP”)
Ryan Takahashi – HEMEP
Jon Yoshimura – Solar City

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, Vice Chairperson Akamu called the
meeting to order at 10:44 a.m.

Additions/
Revisions to
the Agenda: It was moved by Mr. Kaya, seconded by Mr. Brady and unanimously
carried to approve the following additions and deletions to the agenda:

7. Applications

a) Electricians

Journey Worker Electrician
DASCOULIAS, Nicholas - Add

Supervising Electrician (ES)
CECCHETTO, Gino E. – Delete
MARTIN, Reginald – Delete

Journey Worker Specialty Electrician (EJS)
MARTIN, Reginald – Add

b) Plumbers

Journey Worker Plumber
JACOBS, Joshua – Add
OGATA, Reid – Add

g) Exam Waiver

Journey Worker Plumber
VINCENT, Christopher A. - Add

Approval of
the Minutes:

It was moved by Mr. Kaneshiro, seconded by Mr. Kaya and unanimously carried to approve the minutes of the April 15, 2014 Board meeting.

Executive Officer's
Report

Executive Officer Rutkowski reported that online renewals are now available until June 30, 2014.

Chairperson Kimura joined the meeting at 10:53 a.m.

Executive Officer Tamanaha informed everyone that this was the last meeting for Chairperson Kimura and Mr. Kaneshiro and thanked them for their eight (8) years of volunteer service and dedication to the Board.

Examinations:

No results.

Scope

- a. Electrical Contractors Association of Hawaii NECA Hawaii Chapter letter requesting clarification of the work that may be performed by a journey worker specialty electrician (EJS) on the installation of electrical conduits or electrical raceways for the systems listed in their scope of work. (Deferred from the April 15, 2014 meeting.)

Executive Officer Tamanaha stated that the electrician and plumber laws and rules do not specifically address electrical

conduits in low voltage work or work performed by journey worker specialty electricians. However, the contractor's laws and rules state that only a C-15 contractor can do conduit work.

Vice chairperson Akamu added that it is standard practice that conduits are installed by journey worker electricians, and journey worker specialty electricians install the wires and do the terminating. He also believed that journey worker specialty electrician employees of a C-13 contractor are able to install conduits, and employees of a C-15 contractor cannot install conduits. Also, a trainee meeting the one-to-one ratio can install conduits.

DAG Tam stated that the Board should only focus on HRS chapter 448 in answering the question. The Board should not consider the contractor's law because the Board does not have jurisdiction over that law.

Executive Session: It was moved by Mr. Brady, seconded by Mr. Kaneshiro, and unanimously carried to enter into executive session pursuant to HRS sections 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. Brady, seconded by Mr. Kaneshiro, and unanimously carried to reconvene to the Board's regular order of business at 11:34 a.m.

It was moved by Chairperson Kimura, seconded by Mr. Kaya, and unanimously carried that a journey worker specialty electrician (EJS) can install electrical conduits or electrical raceways within their scope of practice based on the definition of a "journey worker specialty electrician" in HRS chapter 448E.

The Board asked DAG Tam to further explain this decision. DAG Tam said that the definitions of "journey worker electrician", "journey worker industrial electrician", "journey worker specialty electrician", and "maintenance electrician" authorize these licensees to, among other things, perform "electrical work". HAR section 16-80-3 defines "electrical work" as "electrical wiring". That section then defines "electrical wiring" as "any electrical conductor, material, device, fitting apparatus, appliance, fixture, or equipment", and that electrical conduits and raceways seem to fall within this terminology. The Board members all concurred. Thus, it appears that each of the licensing categories above, including journey worker specialty electricians, can install conduits and raceways within their respective scopes of practice.

Chairperson Kimura announced he was taking the agenda out of order to address New Business.

New Business: a. HAR Title 16 Chapter 80, "Electrical Work" as pertains to Photovoltaic installations.

Executive Officer Rutkowski informed the Board that no additional rule amendment suggestions on solar PV systems have been received as of the last meeting.

Mr. Cahill wanted asked for an explanation of the rule amendment process. Executive Officer Rutkowski stated that the rule amendment process is a formal process that is governed by State law. The process involves the review and input by other government agencies such as the Department of the Attorney General, Legislative Reference Bureau, Small Business Regulatory Review Board, and the Governor's Office. The process culminates in a public hearing. During the process, the Board considers the comments and input from the public. The Board encourages the public to submit their recommendations and suggested language for consideration.

Mr. Yoshimura added that he will try to get more comments. He stated that the solar industry is interested in participating in the process. DAG Tam added that the Board's April 15, 2014 interpretation on solar photovoltaic systems should be used as the starting point to provide comments.

Ms. Alivado suggested that the agenda item should be listed as "Proposed Rule Revisions" for those individuals who would want to attend the meeting specifically for that item. DAG Tam suggested that the Board may want to name it "Solar Photovoltaic Systems Rule Amendments". The Board members concurred with this.

Chairperson Kimura announced he was resuming the order of the agenda.

Applications: It was moved by Mr. Brady, seconded by Mr. Kaneshiro, and unanimously carried to approve to **approve/defer** the following applications as noted.

a. ELECTRICIANS

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

BIDDLE, Steven A.
BLAKE, Kenneth
DELA CRUZ, Allan
DASCOULIAS, Nicholas
GERICH, Scott W.
GRACE, David

HATAYAMA, Sheydon K. K.
KOKI, Kealii M.
MAIELUA, Ronald W.
MARTIN, Roquito D.
MEDEIROS, Huakane
PHAN, Long
RAGASA, Jonathan U.
SCHOLTZ, Jon T.

2. Supervising Electrician (“ES”) – Approved

BIRTCH, Justin
HARRIS, Terrence L.
HOEFT JR., Henry W.
KEELY, Clint A.
MOWRY, Dace
RUNYON, Destry A.

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

None

4. Supervising Industrial Electrician (“ESI”) - Approved

None

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

BENZON, Denny P.
HUDDY, Donald E. L.
MARTIN, Reginald
ROUTON, John P. K.

6. Supervising Specialty Electrician (“ESS”)

None.

7. Maintenance Electrician (“EM”)

ARCANO, Anthony C.
LIANG, Chen

b. PLUMBERS

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

AGPOON, Johnson L.
ANAKALEA JR., Adam M.
BROWN, Harland P.
CHMOLACK, Jeffrey E.

FUJIMOTO, Kevin T.
FUKUDA, Jacob K. W.
JACOBS, Joshua
KLEIN, Arthur
LAPOT, Elson G.
OGATA, Reid
PADA, Alexander
SA'U, Omaha
TERUYA, Gregg T.
ZHANG, Song Lin

2. Master Plumber ("PM") – Approved

HIRAYAMA, Kyle Y.

c. DEFERRED APPLICATIONS

CABRAL, Jonathan S. (PJ)
LONG, Carl (EJ)
PLANAS, Billy (EJ)
RICHMOND, Rylie M. (PJ)

d. DENIALS

None.

e. RENEWALS

None

f. RATIFICATION

None

g. EXAM WAIVER

It was moved by Mr. Brady, seconded by Mr. Kaneshiro, and unanimously carried to approve the following request for exam waiver:

Journey Worker Plumber
VINCENT, Christopher A.

Unfinished
Business:

None.

Act 35, SLH 2010
University of Hawaii
Honolulu Community
College Approvals:

The following training programs have been approved by the University of Hawaii Community College:

- Connecticut State Apprenticeship Training Program (EJ 240 hrs.)

- Merced College's Electrical Degree Program (EJ 240 hrs.)
- North Shore Regional Vocational School District Program (EJ 240 hrs.)
- Red Rocks Community College Electricians Training Program (EJS 120 hrs.)
- Albany Technical College's Industrial Electrical Technology Program
- Griffin Electric Apprenticeship Training Program
- Puget Sound Electrical Apprenticeship & Training Trust Program

Executive Officer Rutkowski stated that the Honolulu Community College reported that it is having difficulty locating instructors due to the pay the college is offering.

Vice Chairperson Akamu informed the Board that the union will try to work with Honolulu Community College on offering classes to non-union applicants.

Announcement:

a. Next Applications Committee Meeting

Tuesday August 19, 2014
9:30 a.m.
King Kalakaua Conference Room
335 Merchant Street, 1st Floor
Honolulu, HI 96813

b. Next Board Meeting

Tuesday, August 19, 2014
10:30 a.m.
King Kalakaua Conference Room
335 Merchant Street, 1st Floor
Honolulu, HI 96813

Adjournment: There being no further business to discuss, the meeting was adjourned at 12:10 p.m.

Review and approved by:

Taken by:

/s/ Christine Rutkowski
Christine Rutkowski
Executive Officer

/s/ Christine Hironaka
Christine Hironaka
Secretary

CR:ch

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