

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: Thursday, January 18, 2018
- Time: 1:30 p.m.
- Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813
- Members Present: Marie Weite, Public Member, Chairperson
Robert Figaroa, Jr., Industry Member, Vice-Chairperson
Stuart Lau, Public Member
Michael Tetsutani, Industry Member
- Staff Present: Carol Kramer, Executive Officer
Mana Moriarty, Esq., Deputy Attorney General (“DAG”)
Ronni-Ann Bumgarner, Secretary
- Guest: Mr. David Rolf, Hawaii Automotive Dealers Association (“HADA”)
- Call to Order: There being a quorum present, Chairperson Weite called the meeting to order at 2:09 p.m.
- Approval of Minutes: It was moved by Mr. Tetsutani, seconded by Mr. Lau, and unanimously carried to approve the minutes of the November 16, 2017, meeting as circulated.
- Executive Officer’s Report: a. 2018 Legislative Session Delegate

Executive Officer Kramer asked for a volunteer who would represent the Board as legislative delegate. The delegate would testify on behalf of the Board should the need arise.

Chairperson Weite volunteered to be the legislative delegate.
- New Business: a. Inquiry Regarding Notice and Use of Third Party Parts

Executive Officer Kramer presented to the Board an inquiry from a customer regarding repair dealers using third-party parts.

A customer took her car to a repair dealer to have her starter assembly replaced. The mechanic used a third-party part to fix the

customer's car. After about 18 months and having problems starting her car, she took it back to the repair dealer and was then told that they used a third-party part.

The customer felt that she should have been informed before the mechanic used a third-party part. She would like to know if the Board can add this to the Board's laws.

Chapter 437B states that the customer must be notified if crash parts are used. "Crash parts" means motor vehicle replacement parts, either sheet metal or plastic, which constitute the visible exterior of the vehicle, including inner and outer panels, and which are repaired or replaced as the result of a collision.

Mr. Rolf of HADA states that there is proposed legislation from the Automotive Body and Painting Association ("ABPA") that would address the issue of third party parts.

Executive Officer Kramer stated that the use and notification of use of third-party parts are not addressed in the motor vehicle repair laws and rules.

Licensing:

a. Ratifications

The Board members reviewed the ratification list for Motor Vehicle Repair Dealers and Motor Vehicle Mechanic licenses.

It was moved by Vice-Chairperson Figaroa, seconded by Mr. Tetsutani, and unanimously carried to ratify the following lists:

RD Ratification List

RD 4380 HARBOR MOTORS INC

MC Ratification List

MC 8898 ROSS M YAMADA
MC 8899 ROBERT D ZLOCZEWSKI
MC 8900 BRANDON ALONZO
MC 8901 MARK H IMAN
MC 8902 JERYL M UMALI
MC 8903 FRANK EMPRON
MC 8904 MAURY W PACHECO
MC 8905 EIRWIN A SOTELO
MC 8906 JON-MICHAEL M KAWAMURA
MC 8907 DAVID C SCHULZ

b. Applications

Executive
Session:

At 2:40 p.m., it was moved by Mr. Tetsutani, seconded by Mr. Lau, and unanimously carried 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, as provided in HRS §92-5(a)(1).

EXECUTIVE SESSION

At 2:43 p.m., it was moved by Vice-Chairperson Figaroa, seconded by Mr. Lau, and unanimously carried to move out of executive session.

After some discussion, it was moved by Mr. Tetsutani, seconded by Vice-Chairperson Figaroa, and unanimously carried to approve the following for Repair Dealer's license.

1. Cutter Buick GMC, Inc.

Executive
Session:

At 2:44 p.m., it was moved by Mr. Tetsutani, seconded by Vice-Chairperson Figaroa, and unanimously carried 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, as provided in HRS §92-5(a)(1).

EXECUTIVE SESSION

At 2:47 p.m., it was moved by Mr. Tetsutani, seconded by Vice-Chairperson Figaroa, and unanimously carried to move out of executive session.

After some discussion, it was moved by Mr. Tetsutani, seconded by Vice-Chairperson Figaroa, and unanimously carried to approve the following for Repair Dealers' licenses and Mechanic license.

Repair Dealer

2. Kenworth Hawaii, LLC, dba Big Island Truck Parts
3. Kenworth Hawaii, LLC

Motor Vehicle Mechanic

1. Chris McLean Campbell

Chapter 91, HRS, Adjudicatory Matters: In the Matter of the Motor Vehicle Dealer's License of PACIFIC MOTOR WORKS, INC., Respondent; ARP 2007-44-L and ARP-2008-85-L – Affidavit of John T. Hassler

At 2:59 p.m., Chairperson Weite called a recess to discuss the adjudicatory matter, pursuant to Chapter 91, HRS.

At 3:17 p.m. Chairperson Weite reconvened the meeting.

Old Business: Reschedule July Board Meeting

Due to lack of quorum, the July 19, 2018 meeting will be moved to July 12, 2018 at 1:30 p.m.

Next Meeting: Thursday, March 15, 2018
1:30 p.m.
Queen Liliuokalani Conference Room
King Kalakaua Building, 1st Floor
Honolulu, Hawaii 96813

Adjournment: The meeting adjourned at 3:19 p.m.

Taken and recorded by:

/s/Ronni-Ann Bumgarner

Ronni-Ann Bumgarner, Secretary

Reviewed and approved by:

/s/Carol Kramer

Carol Kramer, Executive Officer

CK:rb
02/6/18

- [X] Minutes approved as is.
[] Minutes approved with changes. See Minutes of _____.