

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

MINUTES OF THE MEETING

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

Date: Monday, November 26, 2018

Time: 2:00 p.m.

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

Present: Rodney Ono, Industry Member, Chairperson
Terrance Manago, Industry Member, Vice Chairperson
Jonathan Montalbo, Industry Member
David Lau, Industry Member
Scott Ai, Public Member
Lynn Nakasone, Department of Health, Ex-Officio
Zhiqiang Cheng, Ph.D., Department of Plant & Environmental Protection Sciences, Ex-Officio
John McHugh, Ph.D., Department of Agriculture, Ex-Officio
May Ferrer, Executive Officer (“EO”)
James Kobashigawa, Executive Officer
Shari Wong, Esq., Deputy Attorney General (“DAG”)
Susan Reyes, Secretary

Member(s) Julian Yates, Ph.D., Public Member

Excused:

Guest(s): Patrick Costa – Wela Pest Control
Tim Lyons – Hawaii Pest Control Association (“HPCA”)
Steve Russo – Terminix International
Jim Troutman – Terminix International
Brent Speed – Kilauea Pest Control
John Speed – Kilauea Pest Control
Darcy Oishi – Department of Agriculture
Charlene Tamanaha – Acting Licensing Administrator (“ALA”)

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 present, the meeting was called to order by Chairperson Ono at 2:06 p.m.

Amendments to Agenda: None.

Approval of Minutes: It was moved by Mr. Montalbo, seconded by Mr. Lau, and unanimously carried to approve the minutes of the September 17, 2018 meeting as circulated.

Executive Officer's Report: a. Examination Report

**PROMETRIC
 HAWAII PEST CONTROL EXAMINATIONS
 EXAMINATIONS ADMINISTERED OCTOBER 2018**

<u>EXAM</u>	<u>ADMINISTERED</u>				
	<u>NO. EXAMS</u>	<u>NO. FAIL</u>	<u>NO. PASS</u>	<u>% FAIL</u>	<u>%PASS</u>
PART 1	2	0	2	0%	33%
FIELD REP BR 1	3	2	1	66%	34%
FIELD REP BR 2	3	0	3	0%	100%
FIELD REP BR 3	4	1	3	25%	75%
OPERATOR BR 1	1	0	1	0%	100%
OPERATOR BR 2	2	0	2	0%	100%
OPERATOR BR 3	2	0	2	0%	100%
TOTAL NO. EXAMS ADMINISTERED				17	
TOTAL NO. EXAMS PASSED				14	
TOTAL NO. EXAMS FAILED				3	
TOTAL PERCENT PASSED				82%	
TOTAL PERCENT FAILED				18%	

EO Ferrer announced that this will be her last meeting, as she will be moving to another opportunity within the DCCA department. EO Ferrer introduced her temporary replacement, Mr. James Kobashigawa. DAG Shari Wong will also be temporarily replacing DAG Krishna Jayaram.

Applications: a. Pest Control Operator ("PCO") / Responsible Managing Employee ("RME")

It was moved by Chairperson Manago, seconded by Mr. Montalbo, and unanimously carried to approve/defer the Pest Control Operator ("PCO") / Responsible Managing Employee ("RME") application as reflected in the attachment.

Lynn Nakasone arrived at the meeting at 2:21 p.m.

b. Pest Control Field Representative (“PCFR”)

It was moved by Chairperson Manago, seconded by Mr. Montalbo, and unanimously carried to approve/defer the Pest Control Field Representative (“PCFR”) license applications as reflected in the attachment.

Unfinished Business:

a. Rule Revisions

(i) HAR section 16-94

At its last meeting on September 17, 2018, the Board decided to suspend the rule making process due to the discussions on eliminating the job list and instead require certification from the Department of Agriculture. Acting Licensing Administrator (“ALA”) Tamanaha asked the Board if it would be okay with continuing with the rule making process without the proposed provisions on the job list. Subsequently, the Board could continue discussions on a job list or instead require certification.

ALA Tamanaha wanted to know if the Board was ready to move forward on the rule revision for this section.

After discussion, it was motioned by Mr. Montalbo, seconded by Mr. Lau, and unanimously carried to defer this until the next meeting, so that they have time to review it again thoroughly.

ALA Tamanaha left the meeting at 2:50 p.m.

The following agenda item was taken out of order:

Public Comment:

Comments from the public are accepted at this time on topics not specifically addressed elsewhere on the agenda. The public may comment by signing-in before speaking during the Public Comment section. The board is precluded from discussing or acting on items raised by Public Comment that are not already on the agenda. ***Public Comment will be limited to 5 minutes per person at the discretion of the Chairperson***

Mr. Jim Troutman with Terminix introduced himself and wanted to inform the Board that he was aware of the deficiencies of several of their submitted applications. He apologized for the additional work

for having to reprocess the applications, and said that he will help by having his staff trained to complete them properly.

Mr. John Speed with Kilauea Pest Control introduced himself and his brother Brent Speed. They are working with Kaulana Pest Control for dual ownership.

Mr. Darcy Oishi with the Hawaii Department of Agriculture (“HDOA”) introduced himself and said he has spoken with EO Ferrer several times regarding collection of bees; what is allowable if killing of the bees is involved and money is exchanged; how it should be going through a licensed pest control operator. The issue that the department has is that they are not able to respond in a timely fashion to swarm traps that have bees in them. He wanted clarification if they can have a bee keeper remove/kill the bees and submit it to them. Especially if it happens after hours or on the weekend. The department would like to run their analysis to ensure that the bees do not have any unwanted pests affecting them. Also, the department would like to respond to whether it is Africanized genetics, unwanted other strains, macro-parasite diseases and to handle them in the proper way. If this is an issue they can work out another solution.

Vice Chairperson Manago asked if the calls they receive, do they subcontract it out to a non-licensed bee keeper? Mr. Oishi said that they have not fully executed any model yet. Right now, details are being worked out between Department of Transportation (“DOT”) and HDOA. They had a series of traps that are placed, but there is also a loose form that is present. They want to make sure that when the bees are removed, they receive it to be analyzed to make sure that the bees are not endangering the public with Africanized genetics or the bee keeping industries; and whether the bees are diseased or anything else that we do not want here in Hawaii.

Mr. Montalbo asked if they are just going to kill the bees, couldn't they just call a pest control operator to do this and then collect it after? He also stated that they are not bee specialist and would refer calls to a bee specialist, because they would take them and not kill them. But, if the bees are being killed then the bee specialist will be breaking the law, according to the rules they are not allowed to kill pests. For this situation, the pest control industry will be able to take care of killing the bees and collect them, and then it would be within what the state requirements are.

Mr. Oishi said that they wanted to be clear that they are following all the rules. He stated that most of the time they would normally go out and take care of the bees themselves. But, sometimes they do not have enough staff and will call people to do what they need.

DOT has other arrangements. The swarming period before was between March and September, and now they are getting three calls per day through November. They have been doing the work in-house and it is excessive with the amount of staff that they have.

Mr. Steve Russo with Terminix International introduced himself. He wanted to get clarification from the Board on applications for PCFRs BR-1 license. He had asked if vault fumigation count towards the job list. The answer he received was no. He said that to sell the vault fumigation, it is required to have a BR-1 license, then why do they need a license to sell something, that by doing the fumigation, it does not qualify them to sell it. Chairperson Ono answered, because it is not a structure or house, and it is only fumigating furniture and miscellaneous items. Mr. Montalbo said if you are limited on the amount of jobs you provide; have 25-structure fumigations, where you're doing single-family homes, multi-family homes or commercial properties, it would be safe to assume that if you learn how to accomplish this, you can probably fumigate a 25-ft. steel container. The reverse argument to that is, if you do 25-steel container, and then went to do a house that has six families living in it, is your experience going to help you there? The answer would probably be no. Mr. Russo said that fundamentally you're doing the same thing, by measuring the structure, calculating the volume, determining the doses factor based on the pest and identifying the pest needed to do it. Mr. Montalbo said that there is a lot more involved in fumigation.

EO Kobashigawa and all the guests except Tim Lyons, left the meeting at 3:03 p.m.

Board Member Disaster/
Emergency Preparedness

- a. The Board will view the ***AVOID/DENY/DEFEND*** training video developed by ALERTT™: *The intuitive, easy-to-remember three step plan for survival in the event of an active shooter event or other public acts of violence*. The training video may be viewed at:
<https://youtu.be/j0It68YxLQQ>

The Board viewed the training video

There was no questions or comments from the Board.

- b. DCCA Board Member Procedures

Handouts were distributed to the Board members to add to their binders, as a reference to go to and familiarize themselves with the process and phone numbers listed in an event of an emergency.

Announcements:

a. Next Meeting:

Monday, January 28, 2019
2:00 p.m.
King Kalakaua Conference Room
King Kalakaua Building, 1st Floor
335 Merchant Street
Honolulu, Hawaii 96813

Adjournment:

There being no further business to discuss, the meeting adjourned at
3:15 p.m.

Taken and recorded by:

Taken and recorded by:

/s/ James Kobashigawa
James Kobashigawa
Executive Officer

/s/ Susan A. Reyes
Susan A. Reyes
Secretary

JK:sar

12/18

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