

AGENDA OF MEETING
FOR
CONTRACTORS LICENSE BOARD

Date: Friday, February 14, 2020

Time: 8:30 a.m.

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

Call to Order: 8:30 a.m.

Agenda: Filed with the Office of the Lieutenant Governor as required by HRS section 92-7(b).

Minutes: Approval of the Applications Committee Meeting and Executive Session Meeting Minutes of February 3, 2020, and the Board Meeting and Executive Session Meeting Minutes of January 17, 2020.

Amendments to Agenda:

Committee Reports:

1. Scope of Activity Committee:
Nathan Konishi and Leslie Isemoto, Co-Chairpersons

a. City and County of Honolulu

Requests a determination on which contractor's license is required to install polished concrete with non-slip sealer. The work includes repairing, grinding, polishing, sealing and dyeing concrete; and may include concrete overlay.

b. Prometheus Construction

Requests a waiver of a license requirement for highly specialized artists that sculpt and stain shotcrete to look like natural rock.

Appearances Before the Board:

a. Myung S. Park, RME
Royal Paint LLC
C-33 Painting & decorating

- b. Keolaalaki D. Danner RME
Revolusun LLC
C-13 Electrical
- c. Brant R. Hill, RME
Onpoint Builders LLC
"B" General building
- d. David R. Jones
C-15 Electronic systems
- e. Dom Joavanni O. Cueva, RME
Kaikor Construction Company Inc.
"A" General engineering
"B" General building
- f. Anthony C. Grano, RME
Retrofit Technology Inc.
C-4 Boiler, hot-water heating, hot water supply & steam fitting
C-52 Ventilating & air conditioning
- g. Natahsha L. Shinyama, RME
Kama'aina Flooring LLC
C-7 Carpet laying
C-21 Flooring

Chapter 91, HRS,
Adjudicatory
Matters:

- 1. Settlement Agreements
 - a. In the Matter of the Contractors' Licenses of Roofing & Building Construction, Inc., and Francis T. Robiniol; CLB 2019-376-L
 - b. In the Matter of the Contractors' Licenses of John Mingo, doing business as Emery Plumbing; CLB 2019-400-L
- 2. Board's Final Orders
 - a. In the Matter of the Application For a Contractors License of Steve C. Price, RME; CLB-LIC-2019-002

Reconvene
to Chapter 92
Meeting:

Committee
Reports:

- 2. Legislative Committee:
Neal Arita, Chairperson

Administration Bills

Relating to Professional and Vocational Licensing Trust Funds

- a. H.B. No. 2315 / S.B. No. 2871 (CCA-01 (20))

Allows the Contractors License Board and the Real Estate Commission to adjust, reduce, suspend, or cease collection of recovery fund and education fund fees when fund levels are adequate to carry out the statutory mandates for which the funds were created.

Relating to the Contractors Recovery Fund

- b. H.B. No. 2316 / S.B. No. 2872 (CCA-02 (20))

Increases the monetary amount an injured homeowner may recover from the Contractors Recovery Fund.

2020 Legislation Pertaining to Contractor Law

Relating to Contractors

- c. H.B. No. 1799

Requires a specialty contractor to obtain a C-48 specialty license (structural steel contractor) or sublicense if the performance of work on a contract requires a C-48 specialty license or sublicense and the specialty contractor does not have that specialty license or sublicense.

- d. S.B. No. 2482

Specifies that the performance of any new work in the craft or trade of structural steel contractors shall not be considered incidental and supplemental.

- e. S.B. 2483

Clarifies that a specialty contractor may perform work in crafts or trades other than in which the specialty contractor is licensed provided that, when measured by the time and expense in executing the contract, the work is substantially less than and only incidental and supplemental to the performance of work in the craft for which the specialty contractor is licensed.

f. H.B. 2513

Increases the minimum amount of the surety bond, from \$5,000 to \$25,000, that the contractors license board may require from a licensee or applicant seeking to become a specialty contractor or general contractor.

Relating to The Boiler and Elevator Safety Law

g. H.B. 2351 / S.B. 2907

Authorizes the Director of Labor and Industrial Relations to allow third-party inspectors and third-party inspection companies to conduct certain types of elevator inspections; effective July 1, 2020, repealed June 30, 2025.

Relating to Roofing Contractors

h. S.B. 2422

Prohibits roofing contractors from offering to pay, in any monetary form, an insured's insurance deductible as an incentive to encourage the insured to hire the contractor. Allows insureds to rescind contracts with roofing contractors within five business days of receiving notification from an insurer that all or any part of a claim or contract is not a covered loss under the insured's insurance policy.

Relating to Fire Protection

i. H.B. No. 1754, H.D.1 / S.B. No. 2128

Requires the builders of new dwellings to provide buyers with information on the benefits and costs associated with installing and maintaining a residential fire sprinkler system. Requires the Department of Commerce and Consumer Affairs Professional and Vocational Licensing Division to develop a standard form for this purpose.

Carry Over Bills

Relating to Contractors

j. House Bill No. 81, H.D. 1

Prohibits the performance of incidental and supplemental work outside the scope of licensure by a specialty contractor acting as a subcontractor on any project requiring the seal or stamp of a

licensed structural engineer; and specifies that the performance of work in certain crafts or trades shall not be considered incidental and supplemental.

k. House Bill No. 838, H.D.1, S.D.1

Exempts an eleemosynary organization that meets certain conditions and intends to engage in a public works project or operation involving the installation or maintenance of a mooring system for vessels under one hundred gross tons from licensure and other requirements of a contractor. Effective 7/1/2050.

Relating to the Contractors License Board

l. House Bill No. 156

Clarifies the qualifications for membership for the Contractors License Board. Specifies that the Contractors License Board must prioritize the protection of the public above all other considerations when exercising its functions.

m. Senate Bill No. 423, S.D.1

Prohibits incidental and supplemental work on any project requiring the seal or stamp of a professional engineer licensed to perform structural engineering.

Relating to Professional and Vocational Licensing

n. House Bill No. 73

Prohibits a licensing authority from using rules to supersede requirements set forth in licensing laws and adopting rules that authorize an unlicensed individual to perform duties, activities, or functions that, if performed by another professional, would require licensure of that professional.

Relating to Taxation

o. House Bill No. 112

Requires a tax clearance before a professional or vocational license may be issued or renewed. Applies to taxable years after 12/31/2020.

Relating to Commerce and Consumer Affairs

p. House Bill No. 1528, H.D.1

Repeals the existing statutory requirement that \$2,000,000 of certain taxes collected on bank and financial corporations be deposited to the compliance resolution fund. Requires adjustments to fees and assessments collected by the Division of Financial Institutions based on the amount of moneys credited to the division in the compliance resolution fund. Establishes criteria to determine the amounts to be assessed for fees and expenses regulated under title 25, HRS. Provides for the reduction or cessation of fees or interest paid into the mortgage loan recovery fund, contractors recovery fund, contractors education fund, real estate recovery fund, real estate education fund, and condominium education fund if the balance in the funds attain a certain dollar amount. Sets the annual fee assessed on cable operators at 4.5% of the income received from subscribers for cable services rendered during the preceding calendar year. Authorizes the Director of the Department of Commerce and Consumer Affairs to reduce the fee if the amount exceeds the amount necessary to administer chapter 440G, HRS.

Relating to Professional and Vocational Regulatory Programs

q. Senate Bill No. 202

Establishes repeal dates for all professional and vocational regulatory programs under the professional and vocational licensing division of the department of commerce and consumer affairs. Requires the auditor to perform an evaluation of each program prior to repeal.

Relating to the Owner-Builder Exemption

r. House Bill No. 1154, H.D

Requires owner-builders to provide proof of withholding taxes and workers' compensation insurance. Amends fines for failure to comply with statute.

Tracking

Relating to the State Building Code Council

s. H.B. No. 1933, H.D.1

Repeals the state building code Council. Takes effect on 7/1/2025.

Relating to Contracting

t. S.B. No. 2078

Requires contractors and subcontractors to submit tax clearances as a condition of obtaining building permits for private developments exceeding a certain value. Requires contractors and subcontractors to submit additional tax clearances before assignment of a contract for private developments exceeding a certain value. Authorizes the Department of Taxation to require that tax clearance applications be submitted electronically. Establishes penalties. Appropriates funds for grants-in-aid to the counties.

Relating to Wages

u. S.B. No. 2961

Makes general contractors entering into or under contracts in the State for work on buildings, structures, or other private works liable for debt incurred by subcontractors for wages due to claimants for performance of labor in the contract between the general contractor and owner.

Relating to Construction Waste

v. H.B. No. 2698 / S.B. No. 3129

Requires the Department of Health to convene a construction waste reuse and recycling working group to determine how to implement a requirement for the reuse, recycling, or donation of construction waste.

Relating to Fire Protection

w. H.B. No. 1757, H.D. 1

Establishes a tax credit of 30 per cent of the actual cost, including installation, materials, water and permitting fees, and any related charges, of an automatic fire sprinkler system in any one- and two-family dwelling in a structure used only for residential purposes. Effective 7/1/2050. Sunsets 6/30/2030.

x. S.B. No. 2131, S.D.1 (H.B. No. 1757 companion)

Establishes a tax credit for the installation of an automatic fire sprinkler system in any one- and two-family dwelling in a structure used only for residential purposes. Sunsets 6/30/2030.

Relating to the State Fire Code

- y. H.B. 1756, H.D.1

Amends the process for adoption of the state fire code to conform with other Hawaii state building codes. Effective 7/1/2050.

- z. S.B. 2130 (H.B. 1756 companion)

Amends the process for adoption of the state fire code to conform with other Hawaii state building codes.

Committee
Reports:

3. Examination Committee:
Kenneth Shimizu, Chairperson

- a. Contractors Examination Summary

4. Rules Committee:
Leonard Leong, Chairperson

Hawaii Administrative Rules Chapter 16-77

Proposed Amendments to the Specialty Contractor Classifications

C-5 Cabinet, millwork, and carpentry remodeling and repairs Contractor

C-5a Residential cabinet, millwork, and carpentry remodeling and repairs contractor

C-15 Electronic systems contractor

C-15a Fire and burglar alarm contractor

C-15b Telecommunications contractor

C-15c Security systems contractor

C-15d Audiovisual contractor

Deferred from January 17, 2020:

C-1 Acoustical and insulation contractor

C-2 Mechanical insulation contractor

C-20 Fire protection contractor

C-20a Fire repressant systems contractor

C-37 Plumbing contractor

C-37a Sewer and drain line contractor

C-37b Irrigation and lawn sprinkler systems contractor

C-37c Vacuum and air systems contractor

C-37d Water chlorination and sanitation contractor

C-37e Treatment and pumping facilities contractor

C-37f Fuel dispensing contractor

C-40 Refrigeration contractor
C-44 Sheet metal contractor
C-44a Gutters contractor
C-44b Awnings and patio cover contractor
C-52 Ventilating and air conditioning contractor
C-52a Ductless split system air conditioning contractor
Proposed C-20b Firestopping contractor

Investigative Committee of the Rules Committee Report presented amendments to the following classifications on January 17, 2020:

C-3 Asphalt paving and surfacing contractor
C-7 Carpet laying contractor
C-13 Electrical contractor
C-13a Cathodic protection contractor
C-22 Glazing and tinting contractor
C-30 Power station cooling tower contractor
C-33 Painting and decorating contractor
C-33c Surface treatment contractor
C-42 Roofing contractor
C-43 Sewer, sewage disposal, drain, and pipe laying contractor
C-45 Sewer and lift station contractor
C-60 Solar power systems contractor
HAR section 16-77-32(d)

Investigative Committee of the Rules Committee Report on the proposed amendments to the following classifications:

C-33 Painting and decorating contractor
C-43 Sewer, sewage disposal, drain, and pipe laying contractor
C-45 Sewer and lift station contractor
C-52a Ductless split system air conditioning contractor
C-55 Waterproofing contractor
C-62 Pole and line contractor

4. Conditional License Report:
Charlene Tamanaha, Executive Officer
 - a. Stephen J. Michaelson, RME
Arctic Star Contractors LLC
C-33 Painting & decorating
 - b. Edward J. Demattos (Individual)
"B" General building
C-33 Painting & decorating
C-44 Sheet metal
C-48 Structural steel

5. Applications Committee Report:
Charlene Tamanaha, Executive Officer

6. Applications Committee:
Nicholas W. Teves, Jr., Chairperson
Applications Committee Recommendations (list attached)
 - a. Request for Change in Business Status
 - b. Request for Waiver of Bond Requirement
 - c. Applications for Licensure

Owner-Builder Exemption Applications

- a. Kazimer & Margaret Czernicki
- b. Kenya Nobriga
- c. Steven Poulin
- d. Steven & Sarah Haas
- e. Robert & Tianhong Garnett
- f. Michael C. Meyer
- g. David & Ingrid Patnoi
- h. Ron Pearson

Contractor
Recovery
Fund:

Recovery Fund Report:
Zale T. Okazaki, Esquire

Contractor
Education
Fund:

- a. Education Outreach
Kent Matsuzaki

- b. DCCA Public Service Advertisements ("PSA")

Correspondence:

Other Business:

Open Forum: (Public comment on issues not on the Agenda, for consideration by the Board at a subsequent meeting)

Next Meeting: Friday, March 13, 2020

Adjournment:

2/7/20

If you need an auxiliary aid/service or other accommodation due to a disability, contact Candace Ito at (808) 586-2700/contractor@dcca.hawaii.gov as soon as possible, preferably within two (2) business days of the meeting. If a response is received after that date, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled.

Upon request this notice is available in alternate formats such as large print, Braille, or electronic copy.

2ND NATURE CONSTRUCTION LLC
A G S HOTEL RENOVATION CORPORATION
A&P SERVICES LLC
ACE GLASS TINTING LLC
ALLEN B ACOSTA
AES MECHANICAL SERVICES GROUP INC
AIR PERFECTION
LLC
ROYCE L AKIONA
HERK ALCARAZ
ALMEIDA HOME
LLC
JOSHUA L ALMEIDA
ALOHA AIR INC
ALOHA POOLS LLC
ALOHA SOLAR AND ELECTRICAL LLC
ALSTON CONSTRUCTION COMPANY INC
AOK ELECTRICAL SERVICES
LLC
JOHN APONTE
JOHN APONTE
AQUA ENGINEERS INC
BRITTANY M ARISUMI-RODRIGUES
B & MC CONSTRUCTION LLC
BACKYARD PARADISE LLC
JOSEPH S BAKOS
EDWIN L BARLONGO
BEDFORD CONSTRUCTION
LLC
LEIGHTON K BELL
BENCHMARK CONSTRUCTION INC
BETSILL BROTHER LLC
DWAYNE N BETSILL
BEYOND TILE AND STONE
LLC

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KALEB C BINKLEY
RICKEY E BISHOP
BLUCCO CONSTRUCTION LLC
CHARLY N BORCE
MARC B BOWSER
STEVEN C BRENESSEL
BRKS CONSTRUCTION LLC
JIM BRUNKHORST
VITALIY A BUBLIK
GILBERT T CASTRO
CHAMPION INSTALLS INC
TOR P CHANTARA
KEVIN J CHARLTON
JUNQI CHEN
GLEN E CHEN-SEE
DANIEL K Y F CHONG
CASEY L CHRISTENSEN
CJ'S ROOFING & RAINGUTTER LLC
MATTHEW B CLAFTON
MATTHEW T CLARK
CLOSET MAX HAWAII LLC
COCONUT WIRELESS LLC DBA COCONUT WIRELESS CONSTRUCTION
ROBERT J COTNAM
BRENT M COWAN
RUSSELL F CRABBE
CRABBE SERVICES LLC
DOM JOAVANNI O CUEVA
D S ELECTRICAL
LLC
LYNN D DANAHER
KEOLAALAKAI D DANNER
LAWRENCE B DELOS SANTOS
EDWARD J DEMATTOS
RODNEY S DICION
DIEBOLD NIXDORF INCORPORATED
DILLE HANDYMAN SERVICES LLC
JUSTIN D DILLE
TYLER M DILLON
EARVIN Y DOMINGO
DARRYL DUCHARME
BRYAN CHARLES B DUGAN
SANDRA L DUVAUCHELLE

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ROY A EBALAROZA
BRANDON K EBERHARDT
ELITECH SYSTEMS LLC
BARTON M ELLIS
ELLISDON HAWAII INFRASTRUCTURE LLC
ENABLE ENERGY
INC
ERICSSON INC
ZHE FANG
DEREK J FIELDSONE
FIRST CLASS ROOFING LLC
FIRST QUALITY BUILDING & DESIGN INC
CARLOS D FLORES GARCIA
CHARLES L FOERSTER
GA FLOORING LLC
GEK3 AUTO BODY AND PAINTING LLC
BENJAMIN S GOSNELL
GRANGER CUSTOM HOMES
LLC
THOMAS GRANGER
ANTHONY C GRANO
ZACHARY K GREGORY
RYAN R GREYER
GS MAUI LLC
H A BUILDERS INC
KAHALA A HALL
HANAI BROTHERS PLUMBING LLC
HANAPEPE CONSTRUCTION LLC
MARK S HARATI
HARTMAN ENTERPRISES INC
RICHARD F A HARTMAN
HAWAIIAN DREDGING-CBNA JOINT VENTURE
HAWAIIAN PARADISE BUILDERS INC
HBR BUILDERS
CORPORATION
RACINE L C F HEE
HI-CAL ELECTRIC LLC
BRANT R HILL
KYLE M HIRAKAWA
HIRED HANDS LLC
IGLOO AC LLC
INNOVATIVE PLUMBING SOLUTIONS LLC

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ERIC Y INOUYE
ION BUILDERS LLC
ISLAND OHANA TREE AND LANDSCAPING SERVICES LLC
ISLAND SIGNAL AND SOUND INC
ISLAND TOUCH DESIGNS INCORPORATED
JOSHUA J JACOBS
JNR ENVIRONMENTAL LLC
ABRAM L JOHNASSEN
DAVID R JONES
JONES LANG LASALLE AMERICAS INC
RUSSELL O JONES
JV AUDIO LLC
BEHROOZ KHOLOOCI
KHOLOOCI CONSTRUCTION GROUP INC
KIRILA FIRE TRAINING FACILITIES INC
FRANK J KISEL
KEITH K KISHI
KOKUA TREE SERVICE LLC
SEAN W KONISHI
ALVIN Y KURISU
KEVIN K S LABANG
JOHN LAING INVESTMENTS LIMITED
GHEORGHI LAZARENCO
THOMAS L LEBARON
THOMAS K M LEE
LEHUA BUILDERS INC
STEPHEN T LEIS
JUN N LIANG
BRADLEY K LITTLE
SCOTT M LONGWITH
TRAVIS J H LOUIE
RICHARD A LOWTHER
BRYAN J LUCARIELLO
EMERSON F MAGUSARA
MARKET CONTRACTORS LTD
CALVIN I MATSUOKA JR
MAUI SERVICES
INC
MAUI SERVICES
INC
MAUI'S PLUMBING CONNECTION LLC
ROBERT P MCCOLLUM

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JOHN D MCDONALD
MCKEON DOOR WEST INC
GEORGE V MICHAEL
JOHN R MILLER
MODERN FLOORING LLC
KELVIN J MOLINA SR
MONSTER AND BABY'S LLC
CLARENCE H MORELAND III
COREY S MORIHARA
SAMUEL R MORTON
KENNETH E MURPHY
BROOKS Y NAKAMURA
ELTON K NAKAMURA
BRIAN K NALEY
JEFFERY D NAPIER
NFR PLUMBING SERVICES
LLC
NICHOLSON LLC
WINTON H NICHOLSON
NK MANAGEMENT LLC
JACOB L NOBLE
N NOBRIGA FENCING INC
NOLAN A NOBRIGA
DANIEL A NORMAN
NORTHERN POWERLINE CONSTRUCTORS INC
OAHU METAL & GLAZING
LLC
OHANA MAINTENANCE & REPAIR LLC
ONPOINT BUILDERS LLC
OPUS PACIFIC CONTRACTING LLC
ORCHID ISLE SOLAR LLC
D ORIAL CONSTRUCTION LLC
DOVENNIE Y ORIAL
TRACIE N OSHIRO
SHAWN P OWENS
PACIFIC FOUNDATION INC DBA PFI DRILLING AND SHORING
PACIFIC WIDE BUILDERS INC
PACM HAWAII LLC
RICHARD M PALI
JIAFA PAN
MYUNG S PARK
PASO ROBLES TANK INC

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VIRGIL H PENA
LORENZO K PEREZ AMARAL
MARKUS P PETERS
KYLE M PICO
ELIAS A PITTMAN
PLACE SERVICES INCORPORATED
TROY S PLACE
PREMIER WOODCRAFT & STONE INC
PRIMORIS AEVENIA INC
PRO DESK HAWAII LLC
PROPAK SYSTEMS LTD
QUALIFIED SERVICES LLC
R & F ELECTRICAL SOLUTIONS LLC
R H I INC DBA MARYLAND
RHI
NIGEL F RAMOS
REFRIGERATION UNLIMITED LLC
RETROFIT TECHNOLOGY INC
BROCK A RHODES
RISEN CONSTRUCTION LLC
RIVCO CONSTRUCTION LLC
GENE-PAUL H RIVERA
ROBERTS CONSTRUCTION
LLC
JON W ROBERTS
RICHARD R ROOT
ROYAL PAINT LLC
ROMY M T RUABURO
CHAD M SANDEN
SANDEN CONSTRUCTION
INC
MICHAEL SANTIAGO
J MARTIN SCHMALTZ
ROGER D SEIBEL
SHELLEY AMMA SPRINGS
INC
NATAHSHA L SHINYAMA
STEWART SHIROMA PAINTING COMPANY LLC
SILVA'S CONSTRUCTION LLC
SIMON'S CONSTRUCTION
LLC
CHRISTOPHER C SMITH

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SORIANO'S ELECTRICAL SERVICE LLC
SPARKY JAKE LLC
DALE R STEVENS
STRONG SYSTEMS INTERNATIONAL INC
RYAN C SUDA
SUDA SHADES & DESIGN LLC
SUN ELECTRIC & AC SERVICES LLC
SY CONSTRUCTION INC
REYNALDO U TABURA
DICK S TAKARA
BENJAMIN R TEISINA
LESIELI TEISINA
TEPDB OPCO LLC
TESCO CONTROLS INC
SHAWN S THOMAS
J T THORPE & SON INC
SAMUEL K THRONAS CONSTRUCTION INC
STETSON K THRONAS
TOKUNAGA MASONRY INC
TOP-NOTCH DRYWALL SERVICES INC
KEVIN C TOWN
BILLY TRAN
ERIC R TRIPHAHN
TRUE LINE CONSTRUCTION SERVICES LLC
UILANI BUILDERS LLC
UNITED ROOFING AND RAIN GUTTERS LLC
CHRISTOPHER J VERCH
KRISTINE MARY A VICENTE
VINCENT CONSTRUCTION HAWAII LLC
VINTAGE CONTRACTORS INC
STEPHEN R WARD
CHRISTOPHER M WARNER
NICHOLAS D WATSON
WESTERN PACIFIC MECHANICAL & PLUMBING INC
RICHARD W WILLIAMS
GREGORY P WILSON
WILTON & SON
LLC
WILLIAM H WILTON
KEN S YAMAMOTO
TREVOR YEE
SUNG J YOON

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YOSHIMOTO CONSTRUCTION LLC
JONATHAN D YOUNG
ANDY J ZHENG