## **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 1, 2021
<u>Time:</u>	10:30 a.m.
<u>Place:</u>	Virtual Videoconference Meeting – Zoom Webinar (use link below) <u>https://dcca-hawaii-gov.zoom.us/j/95596456842</u>
<u>Present:</u>	Phillip Lucero, Industry Member, Chairperson Randal Hiraki, Industry Member, Vice Chairperson Charles Tanabe, Industry Member Sheung Wong, Industry Member Robert Barrett, Public Member Jason Takara, Public Member Christopher Leong, Deputy Attorney General ("DAG") Lei Ana Green, Executive Officer Kellie Teraoka, Secretary Marc Yoshimura, Secretary (training) Stephanie Karger, Office Assistant (technical support) Susan Reyes, Secretary (technical support) Kerrie Shahan, Executive Officer (training) James Skizewski, Executive Officer (training) Jenny Yam, Executive Officer (training) Rochelle Araki, Executive Officer (training)
<u>Guests:</u>	Ryan Takahashi, Hawaii Electricians Market Enhancement Program Nainoa Fujimura-Joseph Dkamakea Clarice Kam Call-in Attendee David Tsubata
<u>Agenda</u> :	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").
	A brief video regarding the virtual board meeting, including meeting procedures and helpful information regarding how members of the

public can participate and interact with the board during the meeting, was played.

<u>Call to Order</u>: There being a quorum present, Chair Lucero called the meeting to order at 10:37 a.m.

Chair Lucero, Vice Chair Hiraki, Mr. Tanabe, Mr. Takara, Mr. Wong, and Mr. Barrett confirmed that they were present.

Chair Lucero provided verbal instructions to attendees on how to connect to the meeting via internet or through phone access. He reminded attendees that all microphones will be muted. If anyone would like to speak, they should raise their hand and when called upon they will be limited to five minutes of testimony per agenda item.

<u>Approval of</u> <u>Minutes:</u> Chair Lucero asked if any members of the public would like to provide oral testimony on this agenda item. There were none.

> It was moved by Mr. Barrett, seconded by Mr. Takara, and unanimously carried to approve the minutes of the open session and the minutes of the executive session of the April 6, 2021, Board meeting as distributed.

<u>Chapter 91</u> <u>HRS Adjudicatory</u> <u>Matters</u> Chair Lucero called for a recess from the meeting at 10:40 a.m. to discuss and deliberate on the following adjudicatory matter pursuant to Chapter 91, HRS:

a) In the Matter of the Journeyman Electrician's License of Christian M.K. Rabang, ENP 2020-18-L

After discussion, it was moved by Vice Chair Hiraki, seconded by Mr. Wong, and unanimously carried to approve the Settlement Prior to Filing a Petition for Disciplinary Action and Board's Final Order.

The Board reconvened at 10:56 a.m.

<u>Executive</u> Chair Lucero asked if any members of the public would like to provide oral testimony on this agenda item. There were none.

a) Exam Results for Electricians and Plumbers:

Ms. Green reviewed the following results of the Electricians' and Plumbers' examinations:

Plumbers' Exam (administered May 2021)

	PJ	РМ
Exams Administered	22	3
Successful	18	2
Unsuccessful	4	1

Electricians' Exam (administered May 2021)

	EJ	ES	ΕM	EJI	EJS	ESS	ESI
Exams Administered	21	2	1	0	1	0	0
Successful	17	2	0	0	1	0	0
Unsuccessful	4	0	1	0	0	0	0

b) 2021 Financial Disclosures Reminder

Ms. Green reminded Board members to file their 2021 financial disclosures with the Hawaii State Ethics Commission, if they have not yet done so.

Ms. Green announced that this was Vice Chair Hiraki's last meeting, as his term ends on June 30, 2021. She thanked Vice Chair Hiraki for his 8 years of service and for his invaluable contribution to the Board.

- <u>Applications</u>: Chair Lucero asked if any members of the public would like to provide oral testimony on this agenda item. There were none.
  - a) Plumbing applicant experience with work performed under a plumbing code other than the UPC.

The Board continued their discussion from the April 6, 2021 meeting, whether they would accept plumbing experience with work performed under a plumbing code other than the Uniform Plumbing Code ("UPC"). Mr. Wong stated that he reviewed the Wisconsin Uniform Plumbing Code ("WUPC") and noted that the WUPC appears to be a hybrid between the UPC and the International Plumbing Code ("IPC"). There are similarities between the codes, as well as differences, such as allowing an admittance device for venting, which is not allowed by UPC. The WUPC also allows a device that would eliminate penetrating the vent through the roof, but instead through a side wall ventilating through the side of a structure.

Vice Chair Hiraki agreed that the two codes are different, and the applicant may not be qualified since he previously followed the WUPC.

Mr. Wong stated that he would give the applicant partial credit for the years of experience and hours worked, but he would need additional UPC hours and training combined with the WUPC to equal at least 10,000 hours and 5 years of experience. Mr. Wong is willing to accept up to 3 years and 6,000 hours of work performed under the WUPC, provided that the applicant completes at least 2 years and 4,000 hours under the UPC. In addition, he still would need to pass the required journeyman plumber test.

Vice Chair Hiraki suggested approving a 60/40 percentage since the applicant has field work experience but has been following a different plumbing code.

Mr. Takara asked if this is the first time this type of inquiry has come before the Board.

Ms. Green responded that historically the Board has only accepted the UPC for plumber experience. However, the Board has made exceptions to the National Electric Code ("NEC") for electrician experience, as discussed during the last meeting. It should be noted though that the NEC is standard across the country, unlike the UPC, which is not a national standard.

Mr. Barrett asked if the Board's determination would apply to this individual applicant or if it will set a precedent moving forward.

DAG Leong clarified that Board could either apply the determination to the general board decisions and policies moving forward or they could approve for this individual applicant and not be binding for everyone. However, either way this could set a precedent to reference in the future.

Mr. Wong felt that similar applicants should be approved on a case by case basis. The WUPC parameters could change and would need to be revisited in the future.

Vice Chair Hiraki felt that the Board should set a precedent for the future, rather than review on a case by case basis, and the policy should continue, to prevent discrimination.

> Ms. Green agreed that the plumbing codes change and will need to be revisited in the future, especially if the code under review is less stringent than the UPC, which the Board recognizes as the minimum standard of performing plumbing work.

> DAG Leong suggested that the Board could make a decision on this applicant, which could set a precedent, but can be revisited at a later time.

Vice Chair Hiraki stated that because the applicant has been operating under different code, once he is licensed, he may unknowingly follow the wrong procedures which could create a bigger problem.

Ms. Green reiterated that Mr. Wong stated he felt that this applicant's prior experience in WUPC combined with UPC experience is sufficient, and that he will also need to pass the UPC examination.

Vice Chair Hiraki and Mr. Wong both agreed that the applicant would qualify under the current WUPC criteria, if combined with the additional training and experience under the UPC.

Mr. Takara asked if the Board would make future determinations on a case by case basis depending on the applicant's prior experience.

Ms. Green responded that, as DAG Leong noted, the Board could make a decision on this applicant, but it can be revisited at a later time. Applicants can be reviewed on case by case basis and the Board can make determinations.

After discussion, it was moved by Vice Chair Hiraki, seconded by Mr. Wong, and unanimously carried for this applicant in question to approve accepting up to 3 years and 6,000 hours of work performed under the current WUPC standards, provided that the applicant also completes at least 2 years and 4,000 hours under the UPC.

Executive<br/>Session:At 11:26 a.m., it was moved by Mr. Wong, seconded by Mr. Barrett,<br/>and unanimously carried to move into Executive Session to<br/>consider and evaluate personal information relating to individuals<br/>applying for licensure in accordance with HRS section 92-5(a)(1),<br/>and to consult with the Board's attorney on questions and issues

pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with HRS section 92-5(a)(4).

At 11:42 a.m., it was moved by Mr. Wong, seconded by Vice Chair Hiraki, and unanimously carried to return to the Board's order of business.

It was moved by Mr. Wong, seconded by Vice Chair Hiraki, and carried by the majority, to approve/defer the following applications as noted, with the exception of Vice Chair Hiraki who recused himself from Mr. McCleary's application.

b) <u>Electricians</u>

Journey Worker Electrician (EJ) ADRIANO, FERNANDO - APPROVED **BODLEY, CLINTON - APPROVED BOSCO, DANIEL - APPROVED** CALPITO, RAYMOND - APPROVED CHOE, JUSON - APPROVED CORCORAN, MICHAEL - APPROVED CHAD, DOMINGO - APPROVED ESTABILLO, BRYSON - APPROVED FUJIMURA-JOSEPH, NAINOA - APPROVED JAECKEL, CHRISTOPHER - APPROVED KALOI, LEYTON - APPROVED **KAWAMURA, ALVIN - APPROVED** KEALOHA, CONRAD - DEFERRED **KEMFORT. STORM - APPROVED** KIM, DONG - APPROVED LITTLE, SHAWN - APPROVED LUM, DAYTON - DEFERRED MASTERS, SHAE - APPROVED **OLIVER, ANDREW - APPROVED RICKARD, DAVID - DEFERRED** SANTIAGO, GLENN - APPROVED SAO. BRYSON - APPROVED TORRES, WINLOVE - APPROVED **TSUBATA. DAVID - APPROVED** WEBB, MICHAEL - APPROVED WILLETT, JUSTIN - APPROVED

Journey Worker Industrial Electrician (EJI) NONE

> Journey Worker Specialty Electrician (EJS) COPPOLA, STEPHEN - APPROVED YANO, BRYCEN – APPROVED

Supervising Electrician (ES) BLACK, CHRISTOPHER - APPROVED TACKITT, JASON - APPROVED

Supervising Industrial Electrician (ESI) NONE

Supervising Specialty Electrician (ESS) NONE

<u>Maintenance Electrician (EM)</u> TUZON, RADLEY - APPROVED

c) <u>Plumbers</u>

Journey Worker Plumber (PJ) ANDRADE, SAMUEL - APPROVED **BENJAMIN, SHELLIE - APPROVED** CHEN, WANG - APPROVED FEHOKO, WHITLEY - DEFERRED **KAUFFMAN, SCOTT - APPROVED** KEAWE-AIKO, DARYL - DEFERRED **KEOHUHU JR., HANK - APPROVED** LIN, QIHUI - APPROVED LUCY. ADDISON - APPROVED LUM III, NELSON - APPROVED PACHECO, CAMERON - APPROVED MCCLEARY, JESSE-LEE - DEFERRED MILLER, COLIN - APPROVED MORALES, MICAH - APPROVED MORIMOTO, CHRISTIAN - APPROVED NAKAYAMA, JEREMY - APPROVED SILVA SR., LYLE - APPROVED **UINA, JAMES – APPROVED** 

Master Plumber (PM) BARACK, CORY - APPROVED BRIGHT, CODY - DEFERRED GIBSON, PAUL - DEFERRED KLEBS, MATTHEW - APPROVED LOPES, GLENN - APPROVED

RAMOS, NICHOLAS - APPROVED

Act 35, SLH 2010 Update Regarding Electrical Academic Coursework:	a)	Chair Lucero asked if any members of the public would like to provide oral testimony on this agenda item. There were none.				
<u>ooursework</u> .		University of Hawaii Approved Curricula	i Honolulu Community College			
		Alliance - EJ				
Announcement:	a)	Next Board Meeting				
		Tuesday, August 3, 10:30 a.m. Location: To Be Det				
Adjournment:	There being no further business to discuss, the meeting adjourned at 11:52 a.m.					
Reviewed and appr	oved b	y:	Taken by:			
/s/ Lei Ana Green			/s/ Kellie Teraoka			
Lei Ana Green Executive Officer			Kellie Teraoka Secretary			
LG:kt						
6/22/21						
[X] Minutes appr	roved a	s is.				

[ ] Minutes approved as is.
[ ] Minutes approved with changes; see minutes of \_\_\_\_\_\_