ELEVATOR MECHANICS LICENSING BOARD

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

MINUTES OF MEETING

<u>Date:</u>	April 28, 2023
<u>Time:</u>	1:00 p.m.
In-Person Meeting Location:	PVL Exam Room King Kalakaua Building 335 Merchant Street, Third Floor Honolulu, Hawaii 96813
<u>Members Present</u> :	Robert Greig, Industry Member, Chairperson Evan Fong, Industry Member, Vice-Chairperson Mark S. Baker, Industry Member Jammie Garcia-Paahana, Industry Member Allen Martin, Public Member
Excused:	All Members were present.
<u>Staff Present</u> :	James R. Skizewski, Executive Officer ("EO" Skizewski) Christopher J.I. Leong, Esq., Deputy Attorney General ("DAG") Lausei Taua, Secretary
<u>Guests</u> :	Randy Luavasa, Otis Elevator Aileen Myers, Otis Elevator Casey Myers, Otis Elevator Keith Gomes, Otis Elevator Robert Wills, TK Elevator Michael Chimienti, TK Elevator Chris Trujillo, Otis Elevator Shannon Kāneakua, Otis Elevator Robert Kamikawa, Otis Elevator
<u>Agenda:</u>	The agenda for this meeting was posted on the State electronic calendar as required by HRS section 92-7(b).
<u>Call to Order:</u>	Chairperson Greig welcomed everyone to the meeting and proceeded with roll call to establish quorum. Chairperson Greig, Vice-Chairperson Fong, Ms. Garcia-Paahana, Mr. Baker and Mr. Martin were present in- person. There being a quorum present, the meeting was called to order at 1:00 p.m.
Approval of Minutes:	Chairperson Greig asked if there were any corrections to the February 23, 2023, open session minutes and executive session minutes.

It was moved by Ms. Garcia-Paahana, seconded by Mr. Martin, and
unanimously carried to approve the open session and executive session
minutes of the February 23, 2023, Board meeting.

<u>Licensing:</u> Chairperson Greig asked if any members of the public would like to provide oral testimony on this agenda item.

Staff reported that no one raised their hand.

Executive Session: At 1:03 p.m., upon a motion by Chairperson Greig, seconded by Ms. Garcia-Paahana, it was voted on and unanimously carried to move into Executive Session in accordance with HRS, 92-4 and 92-5(a) (1) and (4), to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both, and, to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities."

At 1:13 p.m., upon a motion by Ms. Garcia-Paahana, seconded by Mr. Martin, it was voted on and unanimously carried to move out of executive session.

Applications:

Ratification List

Α.

It was moved by Ms. Garcia-Paahana, seconded by Mr. Martin, and unanimously carried to accept the ratification list to ratify the approval of the Elevator Mechanic Employees assigned registration numbers: EVM-605 and T-604. (See attached list).

B. Applications for Elevator Mechanic Examination and Licensure

After discussion, it was moved by Ms. Garcia-Paahana, seconded by Mr. Martin, and unanimously carried to approve the following applicant to sit for the State examination.

- i. Adrian, Michael
- ii. Burns, Patrick

After discussion, it was moved by Ms. Garcia-Paahana, seconded by Mr. Martin, and unanimously carried to approve the following applicant to sit for the State examination upon completion of apprenticeship on May 28, 2023.

- iii. Badua, Paul
- C. Application for Registration Elevator Mechanic Apprentice

> It was moved by Ms. Garcia-Paahana, seconded by Mr. Martin, and unanimously carried to approve the following list of issued apprentice registration, temporary permit, and licenses.

- i. Kaui, Sean
- ii. Kokualani, Marius
- iii. Luavasa, Randy
- iv. Tashima, Davin
- v. Van, John
- vi. Sugui, Elias
- D. Application for Temporary Permit Elevator Mechanic

It was moved by Ms. Garcia-Paahana, seconded by Mr. Martin, and unanimously carried to approve the following list of issued temporary permit:

- i. Brunner, Michael Daniel
- ii. Gibson, Steve

<u>Executive</u> <u>Officer's</u> <u>Report:</u>	There was none.
<u>Open Forum:</u>	At 1:14 p.m., Chairperson Greig asked if any members of the public would like to present any essential business to the Board.
	Keith Gomes started the open forum by providing testimony on his 15 years of experience as an elevator mechanic. Mr. Gomes noted he was in attendance to submit his application, a personal statement and indictment history for review.
	Further, Mr. Gomes expressed to the Board concerns regarding his indictment history and how it may have a negative impact on his application.
	EO Skizewski accepted Mr. Gomes's application. EO Skizewski agreed to review all the paperwork submitted by Mr. Gomes and explained that charges that were acquitted may not need to be included in the application.
	DAG Leong explained that submittal of these records is circumstantial.
	Under HRS §436B-12 Criminal conviction , when an applicant has been convicted of a penal crime directly related to the profession, vocation, or occupation for which licensure is sought, and it is determined that the conviction may be considered under section 831-3.1, the department, executive secretary, or the licensing authority's designee may request the following documents from the applicant:

- 1. Copies of any court records, orders, or other documents that state the facts and statutes upon which the applicant was convicted, the verdict of the court with regard to that conviction, the sentence imposed, and the actual terms of the sentence; and
- 2. Affidavits from any parole officer, employer, or other persons who can attest to a firm belief that the applicant has been sufficiently rehabilitated to warrant public trust. [L 1991, c 111, pt of §2]

DAG Leong explained that an indictment does not guarantee that an applicant would be denied a license.

There was no further discussion on Mr. Gomes's application.

<u>Open Forum:</u> At 1:19 p.m., Randy Luavasa provided testimony on his application. Mr. Luavasa applied to take the exam but was unable to register due to no record of his apprentice number.

Mr. Luavasa provided his apprentice number that was issued by the union in 2014.

EO Skizewski stated that an applicant must use a state apprentice number to register for the exam. An apprentice number provided by the union does not meet the requirements.

Mr. Luavasa asked if out-of-state applicants are required to undergo the same training requirements when applying for a Temporary License. EO Skizewski explained licensure through reciprocity.

Under HRS §436B-14.7 (2B), Licensure by endorsement or licensure by reciprocity; initial acceptance by affidavit; temporary license; military spouse:

(2) Either holds a license in another jurisdiction of the United States:

(A) As an acupuncturist, behavior analyst, dentist, dispensing optician, hearing aid dealer and fitter, marriage and family therapist, mental health counselor, certified nurse aide, licensed practical nurse, registered nurse, nursing home administrator, occupational therapist, optometrist, pharmacist, naturopathic physician, osteopathic physician, physician, physician assistant, podiatrist, psychologist, respiratory therapist, social worker, speech pathologist, audiologist, or veterinary technician; or

(B) Is in a profession or vocation not included in subparagraph (A) for which the licensing authority of this State has determined that the

licensure requirements of the other jurisdiction are equivalent to or exceed those of this State;

There was no further discussion on Mr. Luavasa's application.

At 1:22 p.m. Chris Trujillo provided testimony on his application. After completing his application, Mr. Trujillo stated that he waited a year to submit it because he was uncertain if he was going to pass his probation. Once Mr. Trujillo completed his probation, he submitted his application and was denied.

Mr. Trujillo's application was then deferred, and he continued to submit documentation of his completed sentencing. In 2020, Mr. Trujillo became eligible to take the exam. Mr. Trujillo says that he did not receive notification in the mail or was issued an apprenticeship number.

<u>Open Forum:</u> Chairperson Greig confirmed with Mr. Trujillo that he was not in receipt of an apprenticeship number. Chairperson Greig asked Mr. Trujillo if he can provide proof that he submitted payment for fees. Mr. Trujillo was unable to provide proof of payment.

Vice-Chairperson Fong asked Mr. Trujillo if he applied to sit for the exam. Mr. Trujillo confirmed that he did not. EO Skizewski stated that he will review his application after initial processing from the Licensing Branch.

There was no further discussion on Mr. Trujillo's application.

At 1:25 p.m. Shannon Kāneakua provided testimony on his application. Mr. Kāneakua re-applied to take the exam in May of 2022 due to not having an apprenticeship number. Mr. Kāneakua stated that he did not receive his apprenticeship card until the current month.

Chairperson Greig asked if there was a registered date on the apprentice card, but there was not.

There was no further discussion on Mr. Kāneakua application.

At 1:28 p.m., Robert Kamikawa provided testimony on his application. Mr. Kamikawa stated that his license expired in 2020 while he was executing military orders overseas. Mr. Kamikawa informed the Board that he plans to submit a new application to reinstate his license. EO Skizewski informed Mr. Kamikawa that he will review the application once it is submitted to the Licensing Branch.

There was no further discussion on Mr. Kamikawa's application.

At 1:29 p.m. Casey Myers requested information regarding the effective dates on apprenticeship cards. Mr. Meyers inquired if the dates are determined by the date payment is processed.

EO Skizewski explained that application fees are non-refundable. Applying and paying the application fee does determine that all requirements for apprenticeship or licensure are met. Start dates are determined once the application has been reviewed and approved by the Board.

Mr. Meyers asked how applicants can keep better track of their documents once it has been submitted to the Licensing Branch.

Chairperson Greig advised the public to follow-up on their applications by periodically calling the Licensing Branch or visiting in person. Chairperson Greig also advised that applicants should make copies of all documents submitted and to ensure their documents are date stamped.

EO Skizewski informed the public that they may also submit applications online, where a confirmation receipt is given.

Mr. Gomes asked if they may be given more time to complete the exam requirement.

EO Skizewski explained that through the new testing provider PSI, applicants are given more time to schedule and complete their exams. Chairperson Greig also informed the public where they may access study material. EO Skizewski added that any questions or concerns regarding exams, applicants may also contact the Exam Branch.

<u>Next</u>	July 28, 2023
Meeting:	1:00 p.m.
In-Person:	PVL Exam Room
	King Kalakaua Building, 3rd Floor.
	335 Merchant Street
	Honolulu, Hawaii 96813

<u>Adjournment</u>: There being no further business to discuss, the meeting was adjourned at 1:39 p.m.

Reviewed and approved by:

Taken and recorded by:

<u>/s/: James R. Skizewski</u> James R. Skizewski, Executive Officer <u>/s/: Lausei Taua</u> Lausei Taua, Secretary

JRS:lt 4/29/23

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

Elevator Mechanics Licensing Board – Ratification List April 28, 2023

Elevator Mechanic (EVM)

EVM-605-0	David S Kaleleiki Jr JR
T-604-0	Clifford T Summers