

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

AGENDA

Date: March 21, 2025

Time: 9:00 a.m.

Place: In-Person Meeting Location: King Kalakaua Conference Room
HRH King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

Agenda: The agenda was posted on the State electronic calendar as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

If you wish to submit written testimony on any agenda item, please email your testimony to contractor@dcca.hawaii.gov or by hard copy mail to: Attn: Contractors License Board, P.O. Box 3469, Honolulu, HI 96801. We request submission of testimony at least 24 hours prior to the meeting to ensure that it can be distributed to the Board members.

Call to Order:

Minutes: Approval of the Applications Committee Meeting Minutes of March 3, 2025 and the Board Meeting Minutes of January 24, 2025 and February 21, 2025.

Reconvene
to Chapter 92

Meeting: The Board may enter into Executive Session to consider and evaluate personal information relating to individuals applying for professional or vocational licenses in accordance with Hawaii Revised Statutes section 92-5(a)(1), and to consult with the board's attorney on questions and issues pertaining to the Board's powers, duties, immunities, and liabilities in accordance with Hawaii Revised Statutes section 92-5(a)(4).

Appearances
Before the Board:

- a. Kevin Thompson RME
Bellingham Marine Industries Inc
"A" General engineering
- b. Elite Plus Real Estate – Orem A Professional Limited Liability
Company
Michael K Matsuzaki RME
"A" General engineering
"B" General building

- c. National Interior Solutions LLC
Naz Senaldi, RME
C-40 Refrigeration
- d. WY Construction Inc
Wilson Yu RME
"B" General building

Committee
Reports:

1. Applications Committee Report
Candace Ito, Executive Officer
 - a. Dome Technology LLC
Mitchell Cade South RME
"B" General building
 - b. Stellex Power Line Opco LLC
Fred Kauhane RME
2. Conditional License Report
Lei Ana Green, Executive Officer
 - a. Echo Construction LLC
Gregory Sado RME
"A" General engineering
 - b. Vaifoou Construction LLC
Siaosi Vaifoou RME
C-31 Masonry
3. Applications Committee
Applications Committee Recommendations (list attached)
 - a. Request for Change in Business Status
 - b. Request for Waiver of Bond Requirement
 - c. Applications for Licensure
4. Owner-Builder Exemption Applications
 - a. Mark and Holly Ihrig

Contractor
Consumer
Education Fund:

Media on Hiring Licensed Contractors

Follow-up discussion and decision making regarding new media for consumers on hiring licensed contractors

Hawaii

Administrative Rules: Proposed Amendment to HAR section 16-77-34
Definition of "Incidental and Supplemental" Work

5. Examination Committee
Jerry Nishek, Chairperson

Contractors Examination Summary

2025 Legislation

Relating to Contractors

- a. H.B. 421, H.D.1

Repeals the leasing restriction on owner-builders who obtain an owner-builder exemption to act as their own contractor and who build or improve residential or farm buildings or structures on property they own or lease and do not offer the buildings or structures for sale. Requires an owner or lessee to provide signed written notice that the structure for lease or sublease was built or improved by an individual who is not a licensed contractor. Effective 7/1/3000.

- b. H.B. 846

Raises the threshold exemption under the contractor licensing law's handyman exemption from \$1,500 to \$2,500.

- c. S.B. 417, S.D.1

Establishes as a class B felony the unlicensed performance of contractor work, during or within 5 years following a national emergency, state of emergency, or disaster proclamation, in an affected political subdivision. Effective 7/1/2050.

Relating to Renewable Energy

- a. S.B. 588, S.D.2

Authorizes certain government entities to establish a self-certification process for behind-the-meter, customer-sited solar distributed energy resource systems and exempt the systems from the Federal Emergency Management Agency No-Rise/No-Impact declaration requirements under certain circumstances. Effective 7/1/2050.

Relating to Building Permits

- H.B. 367, H.D.2

Allows for county permit exemptions for certain kinds of activities, including maintenance activities, installing group U structures, and interior

remodeling work, when located outside a special management area.
Effective 1/1/3000.

Relating to Remedies

a. H.B. 420, H.D.3

Clarifies the applicability of the statute of repose for actions arising from construction defects. Repeals the two-year limitation for actions arising from construction defects. Clarifies the required contents of a notice of claim of construction defect served on a contractor. Specifies that claimants must comply with the Contractor Repair Act and bars persons from joining a class for failure to comply with the Contractor Repair Act. Amends the process and time frame for a claimant to accept a contractor's offer to settle or inspect. Limits the amount a claimant can recover if the claimant rejects a contractor's reasonable proposal for inspection or a reasonable offer to remedy. Clarifies the consequences of rejecting an offer of settlement. Effective 7/1/3000.

b. S.B. 179, S.D.1

Clarifies the applicability of the statute of repose for actions arising from construction defects. Clarifies the required contents of a notice of claim of construction defect served on a contractor. Amends the process and time frame for a claimant to accept a contractor's offer to settle or inspect and authorize the contractor to proceed with repairs. Limits the amount a claimant can recover if the claimant rejects a contractor's reasonable proposal for inspection or a reasonable offer to remedy. Clarifies the consequences of rejecting an offer of settlement. Effective 7/1/2050.

Recovery
Fund:

Recovery Fund Report
Zale T. Okazaki, Esquire

Next Meeting:

April 25, 2025

Adjournment

3/14/25

If you need an auxiliary aid/service or other accommodation due to a disability, contact Candace Ito at (808) 586-2700 or contractor@dcca.hawaii.gov as soon as possible, preferably by March 19, 2025. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this notice is available in alternate/accessibile formats.

4N SERVICES LLC
5 STAR FLOORING INC
A.T.D POWER SOLUTIONS LLC
AARON E P SMITH
ABSOLUTE ELECTRIC & CONTROLS LLC
ADAM L FRISCH
AFO PRO QUALITY ROOFING LLC
AIDEN W WRIGHT
AKAMAI HVAC LLC
ALBERT H KIM
ALBERT K LEEDY
ALBERTO JONAH K DAYOAN
ALDEN D VIENNEAU
ALEKSANDR SARANCHUK
ALEXANDRIN PATRON
ALIGN INDUSTRIES LLC
ALL STARS CORP
ALLEN D GADUS
ALLEN R LAU
ALOHA BATH & FLOORING LLC
ALOHA ISLAND ENTERPRISE LLC
ALPHA-OMEGA PLUMBING INC
Alpine Roofing Co., Inc.
AMEDEO J MARKOFF
AMERICAN EQUIPMENT SYSTEMS LLC
AMPED ELECTRIC LLC
AMY N ST PIERRE
ANACLETO PIO ALCANTARA III
ANALU MECHANICAL LLC
Andres F Restrepo
ANDREW D DIAS
ANDREW J CARDIN
ANDREW JAMES
ANDREW R THOMAS
ANGEL BRIONES
APEX TELECOM LLC
APOZPAINTING LLC
AQUEOS MARINE INC
ARA PETROSYAN

ARNIE F ORTEGA
ARTHER J CLAYTON JR
ARTHUR MOULTON HEMENWAY III
ARTHUR PAUL MOONEY MILLER
A'S CONSTRUCTION INC
B & B ISLAND SERVICES LLC
BABCOCK & WILCOX CONSTRUCTION CO LLC
BAY ALARM COMPANY
BENJAMIN RIEHM
BIG ISLAND CUSTOM FLOORING INC
BIG WAVE CONSTRUCTION LLC
BLACK BELT ELECTRIC LLC
BLACKSTONE PACIFIC LLC
BRADLEY J GAUL
BRADLEY R DUGGAN
BRAGDON BUILT LLC
BRANDON A DENNIS
BRANDON MANEFAIGA
BRANDON N FERNANDEZ
BRANDON R FERREIRA
BRANT L BROWN
BRENT JOHNSON
BRENT S SHIGETA
BRIAN A VIKNER
BRIAN K MITSUNAGA
BRIAN M LEARY
BRIAN PYON
BRIAN VOLK
Brock Services, LLC
BRONKSSTEEL LLC
BROWN DEVELOPMENT LLC
BUILD ZONE LLC
BYRON L KEAHI
CABLE INSTALLERS OF AMERICA LLC
CAMACHO CONSTRUCTION INC.
CARLA LYNN STROUD
CARLOS A JIMENEZ
CARLOS A PAEZ CAMELO
CASEY J WOOD
CHANG SONG LIN
CHON BUILDERS INC

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CHRISTIAN R MASSEY
CHRISTOPHER G MORALES
CHRISTOPHER JAMES BARR
CHRISTOPHER S BURGESS
CHRISTOPHER W CAMPBELL
CLAYTON N JOHNSON
CLEAR WATER MECHANICAL PLUMBING & UNDERGROUND LLC
CMC HI BUILT LLC
CODY J M NAVARRO
COLBY L AYONON
COLD WAR REFRIGERATION INC
COLLIN R SAXBY
COLT GENERAL CONTRACTING LLC
CONCRETE OAHU LLC
CONOR HELFRICH
CONSTRUCTION INNOVATIONS GROUP LLC
CONTROLTOUCH SYSTEMS LLC
Craig Allan Hart
CRAIG M DORN
CRAIG R AKINA
CREATIVE WOODWORKING LLC
CS BUILDER LLC
CUSTOM TILE & STONE INC
D.A.R.C. BUILDERS LLC
DALE J M GAPUSAN
Daniel Diaz Theo Gonzalez
DANIEL E TEFFERA
DANIEL H JUDGE
DANIEL P MCKEARAN
DANIEL R LOGUE
DANTE K BUSH
DARREL J J SIGMAN
DAVID C WILLI
DAVID E BELL
DAVID HAROLD SHAHNAZARIAN
DAVID J CAMACHO
DAVID J HIBBITT
DAVID J MCCLOSKEY JR
DAVID K BRANCO
DAVID M WHITE
DCSK PLUMBING LLC

DDTG CONSTRUCTION INC
DENNIS ELVENIA
DENNIS MILLIKAN ELBERT
DHARMA CONSTRUCTION LLC
DIGITAL PATH INC
DJW CONSTRUCTION LLC
DKB ELECTRIC LLC
DM PACIFIC INC
DOME TECHNOLOGY LLC
DONAVON S MINNIS
Douglas P Back
DRAGADOS USA INC
DUCKY RECOVERY LLC
DUGGAN CONTRACTING CORPORATION
DUNG T TON
DWIGHT D BURDICK
Dylan John Clark
Dynamic Group, LLC
EATON CORPORATION
ECHO CONSTRUCTION LLC
ECO TECH HAWAII LLC
ECOSTRUCTION INC
ED DANG MACHINE WORKS INC
EDISON POWER CONSTRUCTORS INC
EDWARD J WIRTZ IV
EDWARD J WIRTZ IV
ELIAS D CANTU
ELITE PLUS REAL ESTATE - OREM A PROFESSIONAL LIMITED LIABILITY
COMPANY
ELLIOTT B PETRI
ELVENIA BUILDERS LLC
ELVIS R LANDFORD
ENCLOS TENSILE STRUCTURES INC
ENGAGE CONTRACTING INC
ERIC Y NAKAMURA
ERIK J NELSON
ERIK M JARVIE
ERNEST J M PONTES
ERNESTO MEZA JR
ESAU VAKAMEILALO JR
ET CONSTRUCTION LLC

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EUROCRAFT HARDWOOD FLOORS LLC.

Evan W L Cheng

EVERETT G FLANDERS

FINEFEUIAKI MOLIA

FLEXGROUND LLC

FRANCIS I KUAILANI

FRANKLIN THURMAN

FREDERICK JOHN KASSEBEER

FULLER GLASS COMPANY INC

GALLAGHER CONSTRUCTION INC

GANESAN P PITCHAYMUTHU

Garric A McLean

GARY M BRENNAN

GAVIN VAUGHAN

GEORGE DAVID HRUNKA

GGG Demolition, Inc

GILBERT A DASALLA

GO WITH THE FLOW PLUMBING LLC

GOLD MEDAL CONSTRUCTION CORP

GONZALO PLANAS JR

GORDON O AIHARA

GREEN HORIZONS KAUAI LLC

GREGG ANDREW MILLER

GREGORY D BALLARD

GREGORY E GUERRA

GREGORY J HEINZ

GREGORY SADO

HARENDRA M PANALAL

HART CONSTRUCTION HAWAII LLC

HAWAII COOLING LLC

HAWAII HOME CREATIONS, LLC

HAWAII ISLAND POWER SOLUTIONS LLC

HAWAII PRECISION PLASTERING LLC

HAWAIIAN MILLWORKS LLC

HEINZ PLUMBING LLC

HELFRICH BROS. BOILER WORKS, INC.

HERITAGE CONSTRUCTION INC

HI CURRENT ELECTRIC LLC

HITACHI ENERGY USA INC

HORSLEY SPECIALTIES INC

HUTTON CONSTRUCTION LLC

I CON CONSTRUCTION INC
IBBUILDERS HAWAII LLC
INFINITY GROUP LLC
INTEGRATED DEMOLITION AND REMEDIATION INCORPORATED
INTELLIGRATED SYSTEMS LLC
INTERSTATES INC
IOAN DUCIUC
IRV H LIPSCHUTZ
ISAIAH I SCHENK
ISILELI T KAHO
ISLAND CONTRACTORS LLC
ISRAEL A WAFER
ISRAEL MIRELES
J GAG FARM SERVICES LLC
J&A CONSTRUCTION LLC
J. LYNE ROBERTS & SONS INC
JACK FOSTER
JAMES ANDREW LAVARO
JAMES CHRISTY
JAMES D COVINGTON
JAMES D GRACEY
JAMES D WALTERS III
JAMES J CLIFFORD
JAMES M BLACKBURN
JAMES MITCHELL KUHLMANN JR
JAMES P HAMILTON
JAMES W KOAPAKA HERRAS
JAMES Y KANESHIRO
JAMIE C HOWARD
JANEL M HARADA
JANUS INTERNATIONAL GROUP LLC
JARED-MICHAEL CRISOLOGO
JASON H ARQUITOLA
JASON K C FROST
JASON MURAKAMI
JASON P SOUTH
JEFFREY A JENKINS
JEFFREY J SCALISI
JEFFREY JOHN WIRTZ
JENSEN POOL SERVICE HAWAII LLC
JEREMIAH W JOHNSON

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JEROME W HEDER
JERZY BOGDAN MASZNICZ
JESS B YENTER
JESSE TAYLOR
JFG COMPASSIONATE CRAFTSMAN LLC
JIA SOLUTION LLC
JINPENG HE
JOEL KAHO'OHANO HANO
JOEMEL F GALLEGO
JOHANSEN CONTRACTING INC
JOHN A KANG
JOHN CUMMINS
JOHN E PORTER
JOHN M CUSTODIO
JOHN P THOMPSON
JOHN R WOODS JR
JOHNSON AND WOOD CONSTRUCTION INC
JON M MOLLISON
JONATHAN D DIODATO
JONATHAN H DELAHOYDE
Joseph Coyne
JOSEPH E GAGLIONE
JOSEPH ETINGER
JOSEPH JOHANSEN
JOSEPH M HISLOP
JOSEPH MICHAEL POERIO
JOSH MESCALL
JOSHUA I ADKINS
JOSHUA M BRAGDON
JOURDAN KRANTZ
JUDGE NETTING INC
JUDSON K MCCANDLESS
JUNCAI LIANG
JUSTIN A TERPENING
JUSTIN J AGSALUD
JUSTIN R LOPES
KA LANAKILA A'A LLC
KAENA ASING
KAIDIO LLC
KANANI M K POWELL
KANE'S ELECTRIC LLC

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KAUAI CONCRETE DESIGN LLC
KAUAI MECHANICAL INC
KAULUMAIIKA H MUKAWA
KAY L TANTOG
KEEP IT COOL & HANDY SERVICES LLC
KENNETH CORBEN
KENNETH K Y PARK
KENNETH R SLEZAK
KERRY M RICE
KEVIN S FUKUMOTO
KEVIN S WEBB
KEVIN THOMPSON
KIEL R MUELLER
KIMBERLY NAKASATO
KINGDOM FLOORING LLC
KINLEY CONSTRUCTION GROUP, LTD.
KINNAN ENGINEERING INC
KOAPAKA ELECTRIC LLC
KOKUA TECHNOLOGIES LLC
KOLANI B BROWN
KOLI M TONGA
KSTONE PLUMBING CORPORATION
KUNG FU AIR SERVICE LLC
KURT A RAPOZO
KURT J MALLEY
KWONG Y KWAN
KYLE M KAMAE
LA SOLAR GROUP INC
LAHAINA ROOFING LLC
LARRY A DEVORE
LEANDRO GRANDO
LEE W HEWITT
LEMUEL P SILVA
LEROY E NICOLAS III
LEVI B SPERL
LIGHTNING PROTECTION SYSTEMS LLC
LOREN K KANESHIRO
LOWELL G REITH
LUKE A SHOUP
M & J RENOVATIONS INC
M E I CORPORATION

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Maikai Ka Hana Construction LLC
MAMMOET USA NORTH INC
MANU ALOHA WOODWORKS INC
MARK G KUWAHARA
MARK L ZHANG
MARTIN LESSARD
MATAROZZI/PELSINGER BUILDERS, INC
MATTHEW B BARBERI
MATTHEW G SCHMIDT
MATTHEW R K PAN
MAUI COMMERCIAL LANDSCAPING INC
MAUI CONSTRUCTION TEAM LLC
MAUI HOME WORX LLC
MAUI SOLAR PROS INC
MAX J MURRAY
MAX K BEHRENS
MCCLOSKEY MECHANICAL CONTRACTORS INC
MEGILL CONTRACTING & CONSTRUCTION SERVICES LLC
MELVIN H MOISA
MERLYN S K FERREIRA
MERMEL ENTERPRISES LLC
MICHAEL A SMITH
MICHAEL A VELAZQUEZ
MICHAEL C WEBER
MICHAEL D COOPER
MICHAEL D MOORE
MICHAEL JOSEPH KERCHNER
MICHAEL K MATSUZAKI
MICHAEL LEE STRASSER
MICHAEL T MONIZ
MICHAEL W GOMLICKER
MICHAEL G MINNICH
MIKAEL A MAATTA
MILTON D MCGILL
MIRISSA M MCCANDLESS
MITCHEL W SLADE
MITCHELL CADE SOUTH
MLS ELECTRIC LLC
MLZ CONTRACTORS INC
MOCON CORPORATION
MOKU AIR LLC

MOMONA TRIMMING LLC
MR CONSTRUCTION LLC
MURAKAMI ROOFING LLC
NAKASATO CONTRACTING LLC
NATHAN C RAYCROFT
NATHAN E LEE
NATHAN M TRAHERN
NATIONAL INTERIOR SOLUTIONS LLC
NATIONWIDE LIFTS OF HAWAII INC
NAZ SENALDI
NCM HI INC
NEIL H EDWARDS
NELSON L GAGNON
NEXT LEVEL CUSTOM BUILDERS, INC
NICHOLAS A RODRIGUES
Nicholas William Jeffries
NING'S CONSTRUCTION INC
NOAH S CHONG
NORTHSHORE EXTERIORS INC
OAHU PLUMBING AND REPAIRS LLC
OCEANIC HOME SOLAR LLC
OCI CONTRACTING INC
OLI HOME SOLUTIONS AND REPAIR LLC
OMAR CHAVIRA
OMAR M ABNEY
ON POINT CONSTRUCTION LLC
ONE SILVER SERVE LLC
ONESTA LLC
OSHKOSH AEROTECH LLC
P.A. LEWIS CONSTRUCTION INC
PACIFIC DECORATIVE CONCRETE INC
PACIFIC PLAYSCAPES INC
PACIFIC REPAIRS LLC
PACIFIC STRIPING LLC
PAINTING SOLUTIONS MAUI LLC
PALMSITE LLC
PARADISE HOME INSPECTIONS LLC
PARKER AND ASSOCIATES LLC
PARMIS LANDSCAPING & MAINTENANCE LLC
Patrick J Pasamonte
PAUL A LEWIS

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PAUL J MARHOFER

PAUL L FREITAS

PC CONSTRUCTION LLC

PEAK PERFORMANCE ENERGY LLC

PERITIA STONE LLC

PETER Y LEE

PIEZOELECTRIC LLC

PLACE OF REFUGE LLC

PLACE SERVICES INCORPORATED

POERIO INCORPORATED

PRESTON L SINENCI JR

PRIME TRUCKING AND EXCAVATING LLC

PRIMECORE ENTERPRISES LLC

PRO ISLAND DRAIN CLEANING & SERVICE LLC

PROSET LLC

PROVIDENCE BY DESIGN CONSTRUCTION AND DEVELOPMENT LLC

PUGET SOUND ABATEMENT SERVICES LLC

QUALITY CONSTRUCTION LLC

QUALITY RESTORATION INC

QUTM CORP

R & F POWER SOLUTIONS LLC

R & R EQUIPMENT RENTALS LLC

R HIRANO PAINTING LLC

RGM CONSTRUCTION LLC

RACQUEL ANN L C TOYOZAKI

RADAN STANKOVIC

RADEGUNDIS N AGSALUD JR

RALPH D COSTANZO

RALPH P CALDER

RANDY J ANDERLE

RANDY R PIERCE

RANGELINE UTILITY SERVICES LLC

REFAEL R ZILBER

RENDY V GISMUNDO

REUBEN LOMBARDO

RHOMBUS SERVICES LLC

RICHARD E NUESSEN

RICK G MCCORMICK

RLT SYSTEMS LLC

ROBERT C MURAOKA

ROBERT J HUTTON

ROBERT J NABALATAN
ROBERT J TOMAS
ROBERT K HAMILI
ROBERT KISS
ROBERT L TURNER
ROBERT P MARTIN
ROBERT V ROSS
ROBERT W GODDARD
Ronald Louis Brandt Jr
RONNIE AKAI
ROY P HIRANO
ROYAL ELECTRIC LLC
RTJM DESIGN LLC
RVG CONSTRUCTION COMPANY
RYAN K PAIK
RYAN M DILLON
RYAN SHAHEEN JAHANSOOZ
S & K PLUMBING SERVICES LLC DBA S & K PLUMBING
SALT BUILDERS LLC
SAMUEL J RICHARD
SAN DIEGO ELECTRIC SIGN INC
SAND AND SAWDUST LLC
SANDY MICHAEL WATSON
SANTIAGO MONTONE
SBGC INC
SCHMIDT GENERAL CONTRACTING INC
SCOTT G ROBERTS
Scott N Aoki
SEAMUS N GALLAGHER
SEAN C COMBS
SEAN K MEDEIROS
SEAN R WARNET
SECURADYNE SYSTEMS INTERMEDIATE LLC
SELSO GUERRA
SHANE K RUTLEDGE
SHANE M CLARY
SHANNON KRAKOVER
SHAWN E KELLEY
SHAWN J BROWN
SHAWN J LITTLE
SHRENIK VORA

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SIAOSI U VAIFOOU
SIDNEY KING
SIGNAL USA LLC
SKY BASKI
SMFCC LLC
SMITH ELECTRICAL SERVICES LLC
SOK HUAN TENG
SOUND SOLUTION GROUP LLC
SPECTRA COMPANY
STELLEX POWER LINE OPCO LLC
STETSON C LINDSEY
STEVE H HOEGGER
STEVE HOEGGER & ASSOCIATES INC
STEVEN J NAKANISHI
STEVEN T GUIDO
STEVEN T WILLIAMS
STEVEN T WOOD
STORAGE BUILDING COMPANY LLC
STRATOS DEVELOPMENT INC
SUMMIT INNOVATIONS DEVELOPMENT CORP
SUNNY DAYS WORKSPACE, INC.
SUNNY J REED
SUPERIOR CONSTRUCTION SERVICES LLC
TAI K GIBSON
THE HWA GROUP INC
THE PETERSON COMPANY LLC
THOMAS BARTLEY ABBOTT
THOMAS M YAMASAKI
TIANHONG FU
TIMOTHY J MILLER
TITAN SPECIALIZED SERVICES INC
TOP SHAPE MASONRY LLC
TR_ELECTRIC_LL_C_
TRACIE R BINGO
TRADES CONSTRUCTION COMPANY LLC
TRAVIS CABALAR
TRAVIS V LEINONEN
TROY S PLACE
TYSON G K FERREIRA
UAKEA K K M O STREET
UNITY TILE DESIGN LLC

URBAN STACK
UTILITIES ONE INC
VAIFOOU CONSTRUCTION LLC
VERSATILE FABRICATION HAWAII LLC
VINCENT A PIAZZA III
VINCENT L BAROLDI
VOLK PACIFIC BUILDERS INC
VOLTA SYSTEMS GROUP LLC
W R MEYERS EQUIPMENT & SUPPLY LLC
WAYNE PERRY INC
WAYNE S SHERRILL
WB LLC
WEBER MAKAI CONSTRUCTION LLC
WEN PING WENG
WENDELL C DANG
WHITEWATER WEST INDUSTRIES LTD.
WILD STALLION EXCAVATION LLC
WILLIAM L STONE
WILSON YU
WOODS OHANA LLC
WY CONSTRUCTION INC
WYATT W K BUTTERBAUGH
XAVIER ALVAREZ
XEC INC
XIANDE CAO
XIAOLING YU GUAN
X-QUIZIT MARBLE & TILE LLC
YA HUA CHEN
ZACHARY A MERMEL
ZACHARY L DEBRUYNE
ZACKARY G HORSLEY
ZHENGYAO ZENG

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

Minutes of the Applications Committee Meeting

Date: March 3, 2025

In-Person Meeting Location: Queen Liliuokalani Conference Room
HRH King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

Virtual Participation: Virtual Videoconference Meeting – Zoom Meeting

<https://dcca-hawaii-gov.zoom.us/j/86188418175?pwd=ft60G4s3tRDp3qVodr7RPGalfeR5S8.1>

Phone number: (669) 900 6833
Meeting ID: 861 8841 8175
Passcode: 743629

Present: Paul Alejado, Chairperson
Maurice Torigoe, Member
Randy Lau, Member
John Polischeck Jr., Member
Russell Inouye, Member
Candace Ito, Executive Officer
Lei Ana E. Green, Executive Officer
Kerrie Shahan, Executive Officer
Julie Halapio, Secretary
Amber Nakamura, Office Assistant

Excused: Daryl Suehiro, Member

Guests: Mark K Matsuo, CPA
Lisa Melonas
Sudagar
Clayton Johnson
F-22 Raptor
Michael Kerchner
Monique Kelsey
Amy St Pierre
Dan Schenbeck
Ryan
Call In User 2
Bryan Leary
CUDZ iphone
Kika Bukowski IBEW Local1260
Jerica
Elsie iphone
Call-In-User-3

Guest 09
iPhone
Jason South, Dome Technology
Mitchell South, Dome Technology
Cori Vaughn, Big Wave Construction LLC

Agenda: The agenda for this meeting was posted on the State electronic calendar, as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

A short video was played to explain procedures for this virtual meeting and how members of the public can participate and interact with the Board during the meeting.

Call to Order: Chairperson Alejado called the meeting to order at 2:14 p.m.

Amendments to the Agenda: The following amendments to the agenda is to correct inadvertent errors:

1. Add: Analu Mechanical LLC
Harendra M Panalal, RME
C-37 Plumbing
C-52 Ventilating and air conditioning
C-61 Solar energy systems
2. Add: Eric Y Nakamura, RME
Kiewit Building Group
"A" General engineering
"B" General building
3. Add: RGM Construction LLC
Rick G McCormick, RME
"B" General building

It was moved by Mr. Lau, seconded by Mr. Torigoe, and unanimously carried to approve the amendment to the agenda.

Review of License Applications and Recommendations to the Contractors License Board

Chairperson Alejado, Executive Officer Shahan, Executive Officer Green, and Executive Officer Ito read the Applications Committee's recommendations to the Contractors License Board ("Board") for the applications on the meeting agenda.

Cori Vaughn, Big Wave Construction LLC was present and requested assistance with understanding Big Wave Construction LLC and Gavin Vaughn's deferral letter.

Jason South and Mitchell South (RME), Dome Technology LLC was present and inquired if they are applying for the right classifications. Dome Technology LLC and Mitchell South, RME were already scheduled to be on the March 21, 2025 Board meeting agenda to discuss this matter.

It was moved by Mr. Polischek, seconded by Mr. Torigoe, and unanimously carried to approve the attached Applications Committee Recommendations.

Next Applications

Committee Meeting: April 7, 2025

Adjournment: There being no further business to discuss, the meeting was adjourned at 3:16 p.m.

Taken and recorded by:

/s/ Candace Ito

Candace Ito
Executive Officer

03/17/25

[] Minutes approved as is.

[] Minutes approved with changes. See minutes of _____.

APPLICATIONS COMMITTEE RECOMMENDATIONS

3.a. **Request for Change in Business Status**

3.b. **Request for Waiver of Bond Requirement**

WB-1 Heritage Construction Inc
Samuel K Hinchcliff, RME
Licensed:
"B" General building
C-1 Acoustical and insulation
C-12 Drywall
C-33 Painting and decorating
C-36 Plastering
Request: Waiver of \$164,000.00 bond
Recommend: Approve

WB-2 Pacific Concrete Works Inc
Eric W Potter, RME
Licensed:
"B" General building
C-31 Masonry
C-41 Reinforcing Steel
Request: Waiver of \$15,000.00 bond
Recommend: Defer

3.c.

Applications
A:

Approve applications, subject to all requirements except examinations.

1. A's Construction Inc
Radegundis N Agsalud Jr, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
2. Camacho Construction Inc
David J Camacho, RME
"A" General engineering
3. DJW Construction LLC
Kevin Ding, RME
"B" General building
4. Manu Aloha Woodworks Inc
Nolan K Kauwelo, RME
"B" General building
5. Oceanic Home Solar LLC
Erik J Nelson, RME
C-13 Electrical (Dual Status – Sunshine Solar LLC)
6. Palmsite LLC
Everett G Flanders, RME
"B" General building
C-1 Acoustical and insulation (Dual status – Consolidated Builders Inc)
7. The HWA Group Inc
Dane Y Moon, RME
C-37 Plumbing
8. Esau Vakameilalo Jr, Individual
C-31 Masonry

Applications
B:

Approve applications; subject to all requirements including examinations in Parts I and II, except as otherwise noted.

1. Black Belt Electric LLC
Leandro Grando, RME
C-13 Electrical
2. Ya Hua Chen (Individual)
"B" General building
3. Noah S Chong, RME
Helix Electric Inc
C-13 Electrical
C-63 High voltage electrical (**defer 3/25**)

4. Eco Tech Hawaii LLC
Jerzy Bogdan Masznicz, RME
C-51 Tile
 5. Eurocraft Hardwood Floors LLC
Ioan Duciuc, RME
C-21 Flooring
 6. HI Current Electric LLC
Brian M Leary, RME
C-13 Electrical
 7. Horsley Specialties Inc
Zackary G Horsley, RME
C-19 Asbestos
 8. Hutton Construction LLC
Robert J Hutton, RME
"B" General building
 9. Kane's Electric LLC
Loren K Kaneshiro, RME
C-13 Electrical
 10. Michael Joseph Kerchner, RME
Tutor Perini Corporation
"A" General engineering
 11. Quality Construction LLC
Joshua I Adkins, RME
"B" General building
 12. R & R Equipment Rentals LLC
Ryan K Paik, RME
"A" General engineering (**deny 03/25**)
"B" General building
 13. Securadyne Systems Intermediate LLC
James D Gracey, RME
C-15a Fire and burglar alarm
 14. Stratos Development Inc
Clayton N Johnson, RME
"B" General building
 15. Jesse Taylor, RME
Zel-Tec Inc
C-31a Cement concrete
- (Additional classification)

Applications

C:

Withdraw applications.

1. AFO Pro Quality Roofing LLC
Arnie F Ortega, RME
C-42 Roofing (**defer 03/25**)
C-55 Waterproofing
2. Maikai Ka Hana Construction LLC
James Mitchell Kuhlmann, Jr, RME
"B" General building (**withdraw 02/25**)
C-1 Acoustical and insulation (**defer 03/25**)
C-6 Carpentry framing (**defer 03/25**)
C-12 Drywall (**defer 03/25**)
C-36 Plastering

Applications

D:

Deny applications; failure to show requisite experience and/or failure to show good reputation for honesty, truthfulness, financial integrity, and fair dealing.

1. Shawn E Kelley, RME
Trane U S Inc
"B" General building
2. R & R Equipment Rentals LLC
Ryan K Paik, RME
"A" General engineering
"B" General building (**approve 03/25**)
3. WY Construction Inc
Wilson Yu, RME
"B" General building
4. XEC Inc
James J Clifford, RME
"B" General building

Applications

E:

Defer applications; for further investigation or request for additional documentation.

1. 5 Star Flooring Inc
Aleksandr Saranchuk, RME
"B" General building
(Additional classification)
2. 4N Services LLC
Richard Nuessen, RME
C-13 Electrical
C-37 Plumbing
C-57a Pumps installation

3. A&D Consulting LLC
Damon M V Cabel, RME
C-32 Ornamental, guardrail, and fencing
(approve 05/24)
C-48 Structural steel
C-56 Welding **(approve 05/24)**
4. AFO Pro Quality Roofing LLC
Arnie F Ortega, RME
C-42 Roofing
C-55 Waterproofing **(withdraw 03/25)**
5. A.T.D. Power Solutions LLC
Lee W Hewitt, RME
"B" General building
C-13 Electrical
C-63 High voltage electrical
6. Absolute Electric & Controls LLC
Brent S Shigeta, RME
C-13 Electrical
7. Gordon O Aihara (Individual) (Additional classification)
C-13 Electrical (Reactivation)
C-62 Pole and Line **(approve 1/24)**
8. Akamai HVAC LLC
Kaena Asing, RME
C-52 Ventilating and air conditioning
9. Align Industries LLC (Additional classification)
Alden D Vienneau, RME
"B" General building
10. All Stars Corp
James D Walters III, RME
"B" General building
11. Aloha Bath & Flooring LLC (Additional classification)
James D Covington, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-7 Carpet laying
12. Aloha Island Enterprise LLC
Francis I Kuailani, RME
C-27 Landscaping
C-37b Irrigation and lawn sprinkler systems
(withdrawn 02/25)

13. Alpha-Omega Plumbing Inc
Neil H Edwards, RME
C-37 Plumbing
14. Alpine Roofing Co, Inc
Joseph Coyne
C-42 Roofing
15. American Equipment Systems LLC
Vincent L Baroldi, RME
C-68 Classified Specialist
16. Peter R P Amerino (Individual)
C-27 Landscaping
17. Amped Electric LLC
Patrick J Pasamonte, RME
C-13 Electrical
18. Anacleto Joey Boy S. Alcantara VI, RME
Group Builders Inc
"A" General engineering
"B" General building (**approve 1/24**)
C-1 Acoustical and insulation
C-5 Cabinet, millwork, and carpentry
remodeling and repairs (**withdraw 1/25**)
C-12 Drywall (**withdraw 1/25**)
C-33b Taping (**withdraw 1/25**)
C-36 Plastering
19. Anacleto Pio Alcantara, RME
A H Construction LLC
"B" General Building
20. Analu Mechanical LLC
Harendra M Panalal, RME
C-37 Plumbing
C-52 Ventilating and air conditioning
C-61 Solar Energy systems
21. Jason Grant Anderholm (Individual)
C-13 Electrical
22. Apex Telecom LLC
Dung T Ton, RME
C-15b Telecommunications
23. Apozpainting LLC
Arthur Moulton Hemenway III, RME
C-33 Painting and decorating

24. Aqueos Marine Inc
David E Bell, RME
"A" General engineering
25. Jason H Arquitola, RME
Terraformation Inc
C-27 Landscaping
26. B7 Hawaii LLC
James D Arthur, RME
"A" General engineering
"B" General building
27. B & B Island Services LLC
Byron L Keahi, RME
C-17 Excavating, grading, and trenching
C-37a Sewer and drain line
28. Babcock & Wilcox Construction Co LLC
Randy R Pierce, RME
C-4 Boiler, hot-water heating, and steam fitting
29. Matthew B Barberi (Individual)
"B" General building
C-42 Roofing
30. Alissa E Bautista, RME
Rosendin Electric Inc
C-13 Electrical
31. Bay Alarm Company
Shane M Clary, RME
C-15a Fire and burglar alarm
32. Big Island Custom Flooring Inc
Travis Cabalar, RME
C-7 Carpet laying
C-21 Flooring
33. Big Island Plumbing and Solar LLC
Jeremy W Varize, RME
C-37 Plumbing
34. Big Island Renovation Inc
Michael L Strasser, RME
"B" General building
35. Big River Building LLC
Adam C Wilson, RME
"B" General building

36. Big Wave Construction LLC
Gavin Vaughan, RME
"B" General building
C-17 Excavating, grading, and trenching
37. James M Blackburn (Individual)
"A" General engineering
"B" General building
38. Blackstone Pacific LLC
Peter V Walburn, RME
"A" General engineering
"B" General building
39. Bragdon Built LLC
Joshua M Bragdon, RME
"B" General building
40. Brock Services LLC (Additional classification)
Omar Chavira, RME
C-33 Painting and decorating
41. Timothy W Broersma, RME
Elements of Hospitality Inc
"B" General building
42. Bronksteel LLC
David K Bronco, RME
C-48 Structural steel
43. Brant L Brown, RME
Hapa Landscaping, LLC
C-27 Landscaping
44. Brown Development LLC (Additional classification)
Randy J Anderle, RME
"A" General engineering
45. Kolani B Brown (Individual) (Additional classification)
"A" General engineering (**withdraw 4/24**)
"B" General building
46. Build Zone LLC
Mun-Won Chang, RME
"A" General engineering
"B" General building
C-13 Electrical
C-15 Electronic systems
C-31 Masonry
C-48 Structural steel

47. Dwight D Burdick (Individual) (Additional classification)
"A" General engineering
48. Christopher S Burgess, RME
Stellar Group Incorporated
"B" General building
49. C & C North America Inc
Matt G Klein, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
50. CMC HI Built LLC
Christian Ritchard Massey, RME
"B" General building
51. CS Builder LLC (Additional classification)
Xian De Cao, RME
C-13 Electrical
52. Cable Installers of America LLC
Carlos A Paez Camelo, RME
C-13 Electrical
C-15 Electronic systems
53. Ralph P Calder, RME
W W Clyde & Co
"A" General engineering
"B" General building
54. Elias D Cantu, RME
Roto-Rooter Services Company
C-37 Plumbing
55. Chon Builders Inc
Sam Su Chon, RME
"B" General building
56. Noah S Chong, RME
Helix Electric Inc
C-13 Electrical (**approve 03/25**)
C-63 High voltage electrical
57. James Christy, RME
Ahtna Infrastructure & Technologies LLC
"B" General building
58. Arther J Clayton Jr. RME
Island Demo Inc
C-19 Asbestos

59. Clear Water Mechanical Plumbing &
Underground LLC
Selso Guerra, RME
C-37 Plumbing
60. Dylan John Clark, RME
Glas Inc
C-22 Glazing and tinting
61. Colburn Construction LLC (Dual status – Lee A Colburn)
Lee A Colburn, RME
“B” General building
62. Cold War Refrigeration Inc
Andrew James, RME
C-40 Refrigeration
63. Colt General Contracting LLC
Jamie C Howard, RME
“B” General building
64. Sean C Combs (Individual)
“B” General building
65. Commercial Painting LLC (Dual status – Wesley M Tamanaha)
Wesley M. Tamanaha, RME
C-33 Painting and decorating
66. Community Creators LLC (Robert S McGarvey – Dual
Christopher A McGarvey, RME Status – Northwest Playground
Robert S McGarvey, RME Equipment Inc)
“B” General building (**withdraw 4/24**)
C-3b Play court surfacing (**approve 8/24**)
C-25 Institutional and commercial equipment
(**approve 8/24**)
C-68MI Prefabricated metal buildings
67. Concreate Oahu LLC
Jourdan Krantz, RME
C-33 Painting and decorating
68. Construction Innovations Group LLC
Larry A Devore, RME
C-13 Electrical
C-63 High voltage electrical
69. Contract Décor Inc.
David M. Stewart, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs

70. ControlTouch Systems LLC
Kiel R Mueller, RME
"B" General building
71. Ralph D Costanzo (Individual)
"B" General building (**withdraw 10/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
72. Crabbe Services LLC (Additional classification)
Russell F Crabbe, RME
C-17 Excavating, grading, and trenching
C-24 Building moving and wrecking
C-31 Masonry
73. Creative Woodworking LLC
Justin A Terpening, RME
"B" General business
74. Jared-Michael Crisologo, RME
Protech Roofing LLC
C-1 Acoustical and insulation
75. John M Custodio, RME
Sky Climber of Hawaii LLC
C-10 Scaffolding
76. Custom Tile & Stone Inc (Dual status – Hilo Tile & Stone Inc)
Albert K Leedy, RME
C-51 Tile
77. D.A.R.C. Builders LLC
Ernesto Meza Jr, RME
"B" General building
78. DCSK Plumbing LLC
Sky Baski, RME
C-37 Plumbing
79. DDTG Construction Inc
Daniel Diaz Theo Gonzalez, RME
C-12 Drywall (**withdraw 2/25**)
C-21 Flooring
C-32 Ornamental, guardrail, and fencing
C-32a Wood and vinyl fencing (**withdraw 2/25**)
C-33 Painting and decorating
80. DKB Electric LLC
Dante K Bush, RME
C-13 Electrical

81. DM Pacific Inc (Additional classification)
Brian K Mitsunaga, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
82. Gilbert A Dasalla (Individual)
C-37 Plumbing
83. Jonathan H Delahoyde, RME
Hawaiian Telcom Inc
C-15b Telecommunications
84. Brandon A Dennis (Individual)
C-37 Plumbing
85. Heath J Devery (Individual)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
86. Dharma Construction LLC
Thomas Bartley Abbott, RME
"B" General building
87. Andrew D Dias, RME
A-1 Budget Plumbing Inc
C-37 Plumbing
88. Digital Path Inc
Andrew J Cardin, RME
"B" General building
C-15b Telecommunications
89. Dome Technology LLC
Mitchell Cade South, RME
"B" General building
90. Craig M Dorn (Individual)
C-16 Elevator
91. Dragados USA Inc
Martin Lessard, RME
"A" General engineering
92. Ducky Recovery LLC
Daniel P McKearan, RME
"B" General building
93. Duggan Contracting Corporation
Bradley R. Duggan, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs

94. Dynamic Group LLC
Fredrick A Gerdes, RME
"B" General building
95. ET Construction LLC
Edward J Wirtz IV, RME
"B" General building
(Dual Status – Ed's Plumbing
Repair & Remodel LLC)
(Additional classification –
Edward J Wirtz IV)
96. Eaton Corporation
Gonzalo Planas Jr, RME
"B" General building
C-13 Electrical
97. Eaton Corporation
Steven T Guido, RME
C-13 Electrical
C-63 High voltage electrical
98. Eaton Corporation
Jess Yenter, RME
"A" General engineering
99. Echo Construction LLC
Gregory Sado, RME
"A" General engineering
100. Ecostruction Inc
Mitchel W Slade, RME
"B" General building
101. Ed Dang Machine Works Inc
Wendell Dang, RME
C-56 Welding
102. Edison Power Constructors Inc
Wayne S Sherrill, RME
C-13 Electrical
C-63 High voltage electrical
103. Dennis Millikan Elbert, RME
Northshore Exteriors Inc
"B" General building
C-42 Roofing
C-44 Sheet metal

104. Elite Plus Real Estate - Orem A Professional
Limited Liability Company
Michael K Matsuzaki, RME
"A" General engineering
"B" General building (**withdraw 9/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-68MI Prefabricated metal buildings
105. Elvenia Builders LLC (Additional classification)
Dennis Elvenia, RME
"B" General building
106. Enclos Tensile Structures Inc
Allen Gadus, RME
C-44b Awnings and patio cover
107. Engage Contracting Inc
Donavon S Minnis, RME
"B" General building
108. Essential Cabinet Refacing Inc
Ringo J Pauly, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
109. Joseph Etinger, RME (Additional classification)
Cornerstone Detention Products Inc
C-25 Institutional and commercial
equipment
110. Merlyn S K Ferreira, RME
TSM Enterprises Inc
C-13 Electrical
111. Flexground LLC
Michael W Gomlicker, RME
"A" General engineering
C-68 Classified specialist
112. Jack Foster, RME
Dave Foster Builders Inc
"B" General building
113. Paul L Freitas (Individual) (Additional classification)
"B" General building
114. Tianhong Fu (Individual)
"B" General building

115. Kevin S Fukumoto (Individual)
C-37 Plumbing
116. GGG Demolition Inc
Gregg Andrew Miller, RME
C-19 Asbestos
C-24 Building moving and wrecking
117. Nelson L Gagnon (Individual)
C-37 Plumbing
118. Gallagher Construction Inc
Seamus Gallagher, RME
"B" General building
119. Kanale K George, RME
K & S Welding Inc
C-32 Ornamental, guardrail, and fencing
C-48 Structural steel
C-56 Welding
120. Get Er Done Contracting LLC
David J Van der Walle, RME
"B" General building
121. Go With The Flow Plumbing LLC
Nicholas A Rodrigues, RME
C-37 Plumbing
122. Robert W Goddard (Individual)
"B" General building
123. Gold Medal Construction Corp
George David Hrunka
C-68 Classified specialist
124. Green Horizons Kauai LLC
Samuel J Richard, RME
C-27 Landscaping
125. Ground Zero Landscape & Construction LLC
Carla Lynn Stroud
C-27 Landscaping
126. Xiaoling Yu Guan (Individual)
C-33 Painting and decorating
127. Gutter Ninjas LLC
Cody T Matsuda, RME
C-44a Gutters

- 128. HI Landscaping LLC
Kirill Vekhov, RME
C-27 Landscaping
- 129. HOA Construction Consulting
Ryan L Eck, RME
"B" General building
- 130. Hanale Builders LLC (Additional classification)
Henry James Correa, RME
C-12 Drywall
C-42 Roofing
- 131. Janel M Harada, RME
Na Alii Consulting & Sales LLC
"A" General engineering
- 132. Harmon Inc
Kevin J Mannen, RME
C-22 Glazing and tinting
- 133. Hart Construction Hawa LLC
Craig Allan Hart, RME
"B" General building
- 134. Hawaii Cooling LLC
Kaulumaika H Mukawa, RME
C-52 Ventilating and air conditioning
- 135. Hawaii Design & Development LLC
Matthew S Azouz, RME
"B" General building
- 136. Hawaii Home Creations LLC
Refael R Zilber, RME
"B" General building
- 137. Hawaii Island Power Solutions LLC
Brock J Labenne, RME
C-13 Electrical
- 138. Hawaii Precision Plastering LLC
Justin R Lopes, RME
C-36 Plastering
- 139. Hawaiian Millworks LLC
Jonathan C Clayton, RME
"B" General building

140. Jinpeng He (Individual)
"B" General building
141. Jerome W Heder, RME
JDH Construction Limited
C-1 Acoustical and insulation
C-6 Carpentry framing
C-12 Drywall
142. Heinz Plumbing LLC
Gregory J Heinz, RME
C-37 Plumbing
143. Helfrich Bros Boiler Works Inc
Conor Helfrich, RME
C-31c Refractory
144. Hitachi Energy USA Inc (Additional classification)
Paul J Marhofer, RME
"B" General building
145. Home Remodel and Design LLC
Glenn J Fortune, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
146. I Con Construction Inc
Aiden W Wright, RME
"B" General building (**withdraw 1/25**)
C-6 Carpentry framing
147. IBBUILDERS Hawaii LLC
Nathan E Lee, RME
"B" General building
148. Ian M Ichimura, RME
Pural Water Specialty Co Inc
C-4 Boiler, hot-water heating, hot water
supply, and steam fitting
C-37 Plumbing
149. Infinity Group LLC
Craig R Akina, RME
"B" General building
150. Integrated Demolition and Remediation
Incorporated
Shrenik Vora, RME
C-19 Asbestos
C-24 Building moving and wrecking

151. Intelligrated Systems LLC
Israel Mireles, RME
C-16a Conveyer systems
152. Intercool USA LLC
Kory Frederick Johnston, RME
C-40 Refrigeration
153. Interstates Inc
Lowell G Reith, RME
C-13 Electrical
154. Island Cabinets LLC
Greg Blue Crump, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
155. Island Residential Services LLC (Additional Classification)
Sean R Warnet, RME
"B" General building
156. J Gag Farm Services LLC
Joseph E Gaglione, RME
"B" General building
C-17 Excavating, grading, and trenching
157. J. Lyne Roberts & Sons Inc
Scott G Roberts, RME
"B" General building
158. J&A Construction LLC
Justin J Agsalud, RME
"B" General building
159. J & L Construction Inc
Wuneng Chen, RME
"B" General building
160. JDE Construction Inc
John D. Edwards, RME
"B" General building
161. JFG Compassionate Craftsman LLC
Joemel F Gallego, RME
"B" General building
162. JIA Solution LLC
Evan W L Cheng, RME
"B" General building

163. JND Rankin Construction Inc
Donald V Rankin, RME
"B" General building **(withdraw 8/23)**
C-48 Structural steel
164. Ryan Shaheen Jahansooz, RME
Sepideh Inc
C-40 Refrigeration
165. Janus International Group LLC
Benjamin Riehm, RME
"B" General building
166. Nicholas William Jeffries, RME
SG Builder LLC
"B" General building
167. Jensen Pool Service Hawaii LLC
Kasper Stege Jensen, RME
"B" General building **(withdraw 9/24)**
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
168. Johansen Contracting Inc
Joseph Johansen, RME
"A" General engineering
"B" General building
169. Brent Johnson, RME
Northern Powerline Constructors Inc
C-13 Electrical
170. Johnson And Wood Construction Inc
Steven T Wood, RME
"B" General building
171. Johnson Controls Security Solutions LLC
Ryan W Knowles, RME
C-15 Electronic systems
172. Judge Netting Inc
Daniel H Judge, RME
C-17 Excavating, grading, and trenching
C-35 Pile driving, pile and caisson drilling
and foundation
C-62a Pole
- (Additional classification)

173. Ka Lanakila A'a LLC
John A Kang, RME
C-1 Acoustical and insulation
C-12 Drywall
C-36 Plastering
174. Kaidio LLC
Jonathan D Diodato, RME
"A" General engineering
"B" General building
C-16 Elevator
175. Frederick John Kassebeer, RME
Rosendin Electric Inc
C-13 Electrical
176. Kauai Concrete Design LLC
David J Hibbit, RME
"B" General building
177. Kauai Mechanical Inc
Colby L Ayonon, RME
C-37 Plumbing
178. Keep It Cool & Handy Services LLC
Dale J M Gapusan, RME
C-52 Ventilating and air conditioning
179. Albert H Kim, RME
Smalt & Company Inc
C-27 Landscaping
180. King Rock Masonry LLC
Faiva L Amone, RME
C-31 Masonry
181. Kingdom Flooring LLC
Franklin Thurman, RME
"B" General building (**withdraw 11/23**)
C-7 Carpet laying (**withdraw 11/23**)
C-21 Flooring
C-51 Tile
182. Kinley Construction Group Ltd
Adam L Frisch, RME
"A" General engineering
"B" General building
C-37f Fuel dispensing
C-43a Reconditioning and repairing pipeline

183. Kinnan Engineering Inc
Israel A Wafer, RME
"A" General engineering
184. Robert Kiss (Individual)
"B" General building
185. Koapaka Electric LLC
James W Koapaka Herras, RME
C-13 Electrical
186. Kokua Technologies LLC
Lawrence W Aldrich, RME
C-15b Telecommunications
187. KStone Plumbing Corporation
Keith K Ishitani, RME
C-37 Plumbing
188. Kung Fu Air Service LLC
Christopher James Barr, RME
C-52 Ventilating and air conditioning
189. Mark G Kuwahara, RME
David M Kuwahara (Individual)
C-33 Painting and decorating
190. Kwong Y Kwan (Individual)
"B" General building
191. LA Solar Group Inc
Ara Petrosyan, RME
C-13 Electrical
192. Lahaina Roofing LLC
Ronald Louis Brandt Jr, RME
C-42 Roofing
193. Allen R. Lau, RME
ASIX Plumbing LLC
C-37 Plumbing
194. James Andrew Lavarro, Individual
"B" General building
195. Christopher B H Lee, RME
AKYO Group LLC
"B" General building
(Additional classification)
196. Juncai Liang (Individual)
"B" General building

197. Lightning Protection Systems LLC
William L Stone, RME
C-13 Electrical
198. Chang Song Lin (Individual)
"B" General building
199. Stetson C Lindsey (Individual)
"B" General building
200. Shawn J Little, RME
Sunnova Energy Corporation
C-13 Electrical
201. Daniel Logue, RME
Na Alii Consulting & Sales LLC
"A" General engineering
202. M & J Renovations Inc
Omar M Abney, RME
C-7 Carpet laying
C-33 Painting and decorating
203. M E I Corporation (Additional classification)
Ariel A Daguio, RME
C-1 Acoustical and insulation
C-12 Drywall
C-36 Plastering
204. MLS Electric LLC
Salvador Clemente, RME
C-13 Electrical
205. MLZ Contractors Inc
Mark L Zhang, RME
"A" General engineering
206. MR Construction LLC
Maxim E Rachkovskiy, RME
"B" General building
207. Mikael A Maatta, RME
Fuller Glass Company Inc
"B" General building (**deny 10/24**)
C-22 Glazing and tinting
208. Seluini S Mafi (Individual)
C-31 Masonry

209. Maikai Ka Hana Construction LLC
James Mitchell Kuhlmann, Jr, RME
"B" General building (**withdraw 2/25**)
C-1 Acoustical and insulation
C-6 Carpentry framing
C-12 Drywall
C-36 Plastering (**withdraw 03/25**)
210. Mainz Builders Hawaii Inc
Morgan Mainz, RME
"B" General building
211. Kurt J Malley, RME
Northwest Exteriors Inc
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
212. Mammoet USA North Inc
Jeffrey A Jenkins, RME
"A" General engineering
213. Mammoet USA North Inc
Sidney King, RME
"A" General engineering
214. Brandon Maneafaiga (Individual)
C-17 Excavating, grading, and trenching
215. Amedeo J Markoff (Individual)
"B" General building
216. Matarozzi/Pelsinger Builders Inc
Carlos A Jimenez, RME
"B" General building
217. Maui Commercial Landscaping Inc
Christopher G Morales, RME
C-27 Landscaping
C-27b Tree trimming and removal
218. Maui Construction Team LLC
Joel Kaho'ohanohano, RME
"B" General building
219. Maui Home Worx LLC
Andrew R Thomas, RME
"B" General building (**withdraw 8/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repair

- 220. Maui Solar Pros Inc
Preston L Sinenci Jr, RME
C-13 Electrical
- 221. Judson K McCandless, RME
Rojac Construction Inc
"A" General engineering
- 222. Mirissa M McCandless, RME
Rojac Construction Inc
"A" General engineering
- 223. McCloskey Mechanical Contractors Inc
David J McCloskey Jr, RME
C-52 Ventilating and air conditioning
- 224. Garric A McLean, RME
Stellar Group Incorporated
"B" General building
- 225. Sean K Mederios, RME
Cool Air Systems Hawaii LLC
C-52 Ventilating and air conditioning
- 226. Megill Contracting & Construction Services
LLC
Michael L Garrett, RME
"B" General building
- 227. Mermel Enterprises LLC
Zachary A Mermel, RME
C-27 Landscaping
- 228. Darren E Mertz (Individual)
C-49a Hot tub and pool
C-51a Cultured marble
- 229. Timothy J Miller RME
Covanta Projects LLC
"A" General engineering
- 230. Michael G Minnich, RME
Siemens Energy Inc
"A" General engineeringPro Island
- 231. Myles M Mizokami, RME
Grace Pacific LLC
"B" General building
"A" General engineering (**approve 4/23**)

232. Mocon Corporation (Additional classification)
Angel Briones, RME
C-23 Gunite
233. Mocon Pacific Inc
Darin R. Fogg, RME
"A" General engineering
234. Modbox LLC
Craig S Smollen, RME
"B" General building
235. Melvin H Moisa (Individual)
"B" General building
236. Moku Air LLC
Brandon N Fernandez, RME
C-40 Refrigeration
237. Finefeuiaki Molia (Individual)
C-31 Masonry
238. Jon M Mollison, RME
Na Alii Consulting & Sales LLC
"A" General engineering
239. Momona Trimming LLC (Reactivation – Elvis R
Elvis R Landford, RME Landford, RME)
C-27b Tree trimming and removal
240. Michael T Moniz, RME
Hawaii Electrical Solutions LLC
C-13 Electrical
241. Santiago Montone, RME
Hapa Landscaping LLC
C-27 Landscaping
242. Michael D Moore, RME (Additional Classification)
Penhall Company
"A" General engineering
243. Murakami Roofing LLC (Additional classification)
Jason Murakami, RME
"B" General building
244. Robert Muraoka, Individual
C-42 Roofing
245. NCM HI Inc
Gregory E Guerra, RME
"B" General building

246. Robert J Nabalatan, RME
Brandsafway Services LLC
C-2 Mechanical insulation
247. Eric Y Nakamura, RME
Kiewitt Building Group
"A" General engineering
"B" General building
248. Steven J Nakanishi, RME
State Wide Plumbing Inc
C-37 Plumbing
249. Nakasato Contracting LLC
Kimberly Nakasato, RME
"A" General engineering
(Additional Classification)
250. National Interior Solutions LLC
Naz Senaldi, RME
C-40 Refrigeration
251. Nationwide Lifts of Hawaii Inc
Max J Murray, RME
C-16 Elevator
252. Cody J M Navarro, RME
Video Warehouse Inc
C-15 Electronic systems
253. George Christopher Newman, RME
Curt Faus Corporation
"B" General building (**withdraw 10/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-6 Carpentry framing
254. Newpark Group LLC
Caleb J Lawson, RME
"B" General building
255. Next Level Custom Builders Inc
Josh Mescall, RME
"B" General building
256. Next Level Solutions LLC
Neal M Tamashiro, RME
C-13 Electrical
257. Leroy E Nicolas III, RME
Pan-Pacific Mechanical LLC
C-44 Sheet metal
(Additional classification)

258. Stephen T Nieman, RME (Additional classification)
Porter Construction Inc
C-55 Waterproofing
259. Ning's Construction Inc
Jiafa Pan, RME
"B" General building
260. Nohealani Masonry Contractor Corporation
Kepueli Tupou, RME
C-31 Masonry
261. Nolans Big Island Masonry Inc
Keakuahanae K Nolan, RME
C-31 Masonry
262. Northshore Exteriors Inc (Additional classification)
Dennis Millikan Elbert, RME
"B" General building
C-42 Roofing
263. Northstar Broadcast Contractors Inc
Jason E Kardokus, RME
"B" General building
264. OCI Contracting Inc
"B" General building
265. Oahu Plumbing and Repairs LLC
Colton J Nascimento, RME
C-37 Plumbing
266. Ohana Air Conditioning LLC
Jeffrey R Esposito, RME
267. C-52 Ventilating and air conditioning
Oli Home Solutions and Repair LLC
Tai K Gibson, RME
"B" General building
268. On Point Construction LLC
Darrel J J Sigman, REM
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
269. One Silver Serve LLC
Alan F Reed, RME
"B" General building
270. Onesta LLC
Tyson G K Ferreira, RME
"B" General building

271. Joseph E Orr (Individual)
"B" General building
272. Oshkosh Aerotech LLC
John P Thompson, RME
"B" General building
273. Oxford Electronics Inc (Additional classification)
Jay D Rossi, RME
C-16a Conveyor systems
C-48a Steel door (**approve 1/24**)
C-48 Structural steel (**withdraw 10/20**)
274. P.A. Lewis Construction Inc
Paul A Lewis, RME
"B" General building
275. PC Construction LLC (Additional classification)
Collin R Saxby, RME
C-3 Asphalt paving and surfacing
276. Pacific Concrete Works Inc (Bond Waiver)
Eric W Potter, RME
"B" General building
C-31 Masonry
C-41 Reinforcing Steel
277. Pacific Decorative Concrete Inc. (Additional classification)
Douglas C Back, RME
C-21 Flooring
278. Pacific Industrial Coatings LLC
Randall R Belmonte, RME
C-42 Roofing
279. Pacific Mobile Welding and Fabrication LLC
Riley T Mansell, RME
C-56 Welding
280. Pacific Playscapes Inc (Additional classification)
Zachary L Debruyne, RME
C-3b Play court surfacing
281. Pacific Repairs LLC
Arthur Paul Mooney Miller, RME
"B" General building
C-52 Ventilating and air conditioning
282. Pacific Striping LLC (Additional classification)
Kyle M Kamae
C-31 Masonry

283. Painting Solutions Maui LLC
Alberto Jonah K Dayoan, RME
C-33 Painting and decorating
284. Matthew R K Pan, RME
Sunrun Installation Services Inc
C-13 Electrical
285. Paradise Home Inspections LLC (Dual status – Stanley Access Technologies LLC)
Peter Y Lee, RME
“B” General building
C-13 Electrical
286. Kenneth K Y Park Individual (Reactivation)
“B” General building
287. Parker and Associates LLC
Stephen J Parker, RME
“B” General building
288. Parmis Landscaping & Maintenance LLC (Additional classification)
Ganesan P Paitchaymuthu, RME
“B” General building
C-17 Excavating, grading, and trenching
C-19 Asbestos
C-24 Building moving and wrecking
C-31b Stone masonry
C-43a Reconditioning and repairing pipeline
(withdraw 1/24)
289. Peak Performance Energy LLC
Michael D Cooper, RME
C-13 Electrical
290. Peritia Stone LLC
Jeffrey John Wirtz, RME
C-51 Tile
291. Korey M Peters, RME
Certified Construction Inc
C-42 Roofing
292. Scott H Peterson (Individual)
C-31a Cement concrete
C-33 Painting and decorating
293. Elliott B Petri, RME
Na Alii Consulting & Sales LLC
“A” General engineering

294. Vincent A Piazza III (Individual)
C-51 Tile
295. Piezoelectric LLC
Jeremiah W Johnson, RME
C-13 Electrical
296. Place of Refuge LLC
Travis V Leinonen, RME
"B" General building
297. Place Services Incorporated
Troy S Place, RME
"B" General building
298. Roger A Plante, RME
Sunnova Energy Corporation
C-13 Electrical
299. Poerio Incorporated
Joseph Michael Poerio, RME
"B" General building
300. Ernest J M Pontes (Individual)
C-51 Tile
301. John E Porter, RME
Porter Construction Inc
"B" General building
302. Kanani M K Powell, RME
Sunrun Installation Services Inc
C-13 Electrical
303. Premier Logistics & Transportations
Andranik Mikayelyan, RME
"B" General building
C-37 Plumbing
304. Prime Trucking and Excavation LLC (Additional classification)
Max K Behrens, RME
C-17 Excavating, grading, and trenching
305. Primecore Enterprises LLC
David C Willi, RME
C-17 Excavating, grading, and trenching
C-37a Sewer and drain line **(withdraw 2/25)**
C-43 Sewer, sewage disposal, drain, and pile
laying

306. Pro Island Drain Cleaning & Service LLC
Brandon R Ferreira, RME
C-37 Plumbing
307. Proset LLC
James P Hamilton, RME
"B" General building
308. Prospiant Inc
Ananda Bethea, RME
C-22 Glazing and tinting
309. Providence By Design Construction and
Development LLC
Gary M Brennan, RME
"B" General building
C-37 Plumbing
310. Puget Sound Abatement Services LLC
Joseph M Hislop, RME
C-19 Asbestos
311. Puu Malu LLC
Evan S Porges, RME
C-13 Electrical
312. Brian Pyon, RME
Mastec Network Solutions LLC
C-13 Electrical
313. QUTM CORP
Kenneth Corben, RME
"B" General building
C-13 Electrical
C-37 Plumbing
314. Quality Restoration Inc
Earl E Shook Jr, RME
C-1 Acoustical and insulation
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-19 Asbestos
315. R&C Enterprises LLC
Robert K Pilato, RME
"B" General building
316. R & F Power Solutions LLC
Andres F Restrepo, RME
C-13 Electrical
- (Additional classification)

317. RLT Systems LLC
Robert L Turner, RME
C-13 Electrical
318. RGM Construction LLC
Rick G McCormick, RME
"B" General building
319. RTJM Design LLC
Ronnie Akai, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
320. RVG Construction Company
Rendy V Gismundo, RME
"B" General building
321. R Hirano Painting LLC (Additional classification)
Roy P Hirano, RME
C-42e Urethane foam
322. Rangeline Utility Services LLC
Christopher W Campbell, RME
C-17 Excavating, grading, and trenching
323. Kurt A Rapozo, Individual
C-27 Landscaping
324. Nathan C Raycroft, RME
Caddell Construction CO (DE) LLC
"B" General building
325. Sunny J Reed, RME
Directv LLC
C-15b Telecommunications
326. Rhombus Services LLC
Amy N St Pierre, RME
"B" General building
327. Robert V Ross, RME
Home Depot USA Inc
C-53 Miscellaneous retail products
328. Royal Electric LLC
James Y Kaneshiro, RME
C-13 Electrical
329. Shane K Rutledge, RME
DirectTV LLC
C-15b Telecommunications

330. S & K Plumbing Services LLC
DBA S & K Plumbing
Sandy Michael Watson
C-37 Plumbing
331. SBGC Inc
Shawn J Brown, RME
"B" General building
332. SMFCC LLC
Scott N Aoki, RME
"B" General building
333. SRT Electrical Services LLC
Troy M R Y Kageyama, RME
C-13 Electrical
334. SST Construction LLC
Jesse Lee Park, RME
C-13 Electrical
335. Salt Builders LLC
Bradley J Gaul, RME
"B" General building
336. San Diego Electric Sign Inc
Gregory D Ballard, RME
C-14 Sign
337. Sand and Sawdust LLC
Shannon Krakover, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
338. Jeffrey J Scalisi, RME
Architectural Glass & Aluminum Co Inc
C-22 Glazing and tinting
339. Isaiah I Schenk, RME
Sunrun Installation Services Inc
C-13 Electrical
340. Schmidt General Contracting Inc
Matthew G Schmidt, RME
"B" General building
341. David H Shahnazarian, RME
American Marine Corporation
"A" General engineering
- (Dual status – Pacific
Environmental Corporation)

342. Luke A Shoup, RME
MEV LLC
C-19 Asbestos
C-24 Building moving and wrecking
343. Signal USA LLC
Irv H Lipschutz, RME
"B" General building
344. Lemuel P Silva (Individual)
C-33 Painting and decorating
345. Smith Electrical Services LLC
Aaron E P Smith, RME
C-13 Electrical
346. Sound Solution Group LLC
Steven T Williams, RME
C-1 Acoustical and insulation
C-15 Electronic systems
347. Spectra Company
Reuben Lombardo, RME
C-31b Stone masonry
348. Levi B Sperl, RME
Steve's Plumbing, Heating, Cooling &
Electrical LLC
C-52 Ventilating and air conditioning
349. Radan Stankovic (Individual)
C-68 Classified specialist
350. Stellex Power Line Opco LLC
Fred K Kauhane, RME
C-62 Pole and line
351. Steve Hoegger & Associates Inc (Additional classification)
Steve H Hoegger, RME
C-12 Drywall
352. Storage Building Company LLC
Kenneth R Slezak, RME
C-48 Structural steel
353. Summit Innovations Development Corp
Kevin S Webb, RME
"B" General building
354. Sunny Days Workspace Inc (Additional classification)
Michael A Smith, RME
"B" General building

355. Superior Construction Services LLC
Kevin K Mashino, RME
"B" General building
356. TR_Electric_LLC_
Tracie R Bingo, RME
C-13 Electrical
357. Marc Masao Taga, RME
Quality General Inc
"A" General engineering (**approve 05/24**)
"B" General building
C-31 Masonry
358. Tai Sheng Electrician and Plumbing LLC (Dual status – SL Construction LLC)
Song Lin Zhang, RME
"B" General building
C-13 Electrical
C-33 Painting and decorating
C-37 Plumbing
359. Kay L Tantog, RME
NS Air Conditioning Inc
C-52 Ventilating and air conditioning
360. Technical Rfg Solutions Inc
Vernol L Leandro, RME
"B" General building
361. Daniel E Teffera, RME
Pacific Islands Group LLC
C-42 Roofing
C-55 Waterproofing
362. Sok Huan Teng (Individual)
"B" General building
363. The Peterson Company LLC
John Cummins, RME
"B" General building
364. Kevin Thompson, RME
Bellingham Marine Industries Inc
"A" General engineering
365. Titan Specialized Services Inc
David M White, RME
C-13 Electrical

- 366. Robert J Tomas, RME
Moss & Associates LLC
"A" General engineering
"B" General building
- 367. Koli M Tonga (Individual)
"B" General building
- 368. Top Rank Construction LLC
Kanakalele J Silva, RME
"B" General building
- 369. Top Shape Masonry LLC
Ryan M Dillon, RME
C-49 Swimming pool
- 370. Top Shelf Cabinet Solutions LLC
Mark Short RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
- 371. Raquel Ann L C Toyozaki (Individual)
"B" General business
- 372. Trades Construction Company
Uakea Kealohi Kukui Malamalama O'Wakea
Street, RME
"B" General building
- 373. Nathan M Trahern, RME
Eric F Anderson Inc
"B" General building
- 374. Trilink Enterprises Inc
Mark J Strachan, RME
"B" General building
- 375. Unique Homes of Hawaii LLC
Jason K C Frost, RME
"B" General building
- 376. United Irrigation Inc
Anthony J Cunzio, RME
C-27 Landscaping
- 377. Unity Tile Design LLC
Kerry M Rice, RME
C-51 Tile

378. Urban Stack
Thomas A Stoddard Jr, RME
C-17 Excavating, grading, and trenching
C-23 Gunite
C-27 Landscaping
C-31 Masonry
C-37a Sewer and drain line
C-43 Sewer, sewage disposal, drain, and
pipe laying
C-49 Swimming pool
379. Utilities One Inc
Alexandrin Patron, RME
"A" General engineering
380. Vaifoou Construction LLC
Siaosi U Vaifoou, RME
"B" General building (**withdraw 1/25**)
C-31 Masonry
381. Versatile Fabrication Hawaii LLC
Robert K Hamili, RME
C-32 Ornamental, guardrail, and fencing
382. Volk Pacific Builders Inc (Additional classification)
Brian Volk, RME
C-22 Glazing and tinting
383. Volta Systems Group LLC
Michael A Velazquez, RME
C-15 Electronic systems
384. WB LLC
Wyatt W K Butterbaugh, RME
"B" General building
385. WR Meyers Equipment & Supply LLC
William R Meyers, RME
C-68TN Communication tower
386. Richard K Wa'alani Jr, RME
Waalani Enterprises LLC
"A" General engineering
387. Wayne Perry Inc
Milton D McGill, RME
"B" General building
388. Weber Makai Construction LLC
Michael C Weber, RME
C-37 Plumbing

389. Wen Ping Weng (Individual)
"B" General building
390. Whitewater West Industries Ltd
Brian A Vikner, RME **(withdraw 9/24)**
"B" General building **(withdraw 1/24)**
C-25 Institutional and commercial equipment
391. Wild Stallion Excavation LLC
Isileli T Kaho, RME
C-17 Excavating, grading, and trenching
392. Casey J Wood, RME
Electrical Contractors Hawaii Inc
C-13 Electrical
C-62 Pole and line
393. Woods Ohana LLC
John R Woods, RME
"A" General Engineering
"B" General Building
C-48 Structural steel
394. Cleve K Woosley Jr, RME
CSI Electric Inc
C-13 Electrical
395. Yamane Construction Group LLC
Reid K Yamane, RME
"B" General building
C-13 Electrical **(approve 11/23)**
396. Thomas M Yamasaki, RME
Alert Holdings Group LLC
C-20 Fire protection
397. Zhengyao Zeng (Individual)
"B" General building

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

Minutes of Meeting

Date: Friday, January 24, 2025

Time: 9:00 a.m.

Place: King Kalakaua Conference Room, King Kalakaua Building
Department of Commerce and Consumer Affairs
335 Merchant Street, 1st Floor, Honolulu, Hawaii 96813

Present: Jerry Nishek, Chairperson
John Polischeck Jr., Vice-Chairperson
Paul Alejado, Member
Clyde T. Hayashi, Member
Eric Higashihara, Member
Russell Inouye, Member
Randall B.C. Lau, Member
Joseph O'Donnell, Member
Alan Shintani, Member
Daryl Suehiro, Member
Maurice Torigoe, Member
Candace Ito, Executive Officer
Lei Ana Green, Executive Officer
Kerrie Shahan, Executive Officer
James Paige, Deputy Attorney General

Guests: Lucrecia Cauilan, WJ Hale Construction
Jim Markiewicz, Homeowner
Joe Kindrich, TAL Builders
Cameron Knoles, Knoles Electric LLC
Paul Marhofer, Hitachi Energy
Joey Boy Alcantara, Group Builders Inc
Maxim Rachkovskiy, MR Construction
Michael Matsuzaki, AK3 Construction
Keaka Kaahui, Kahe Construction
Veniamin Paliyev, Pacific Build LLC
Joel Johnson, Sunshine Build
Ryan Takahashi, Hawaii Electricians Market Enhancement Program Fund
Mel Kahele, Local 625 Iron Workers Stabilization Fund
Scott Batterman, Place Services
Tim Lyons, Subcontractors Association of Hawaii (SAH)
Gregg Serikaku, Plumbing & Mechanical Contractors Association Hawaii
Gary Kurokawa, Local 625 Iron Workers Stabilization Fund
Cliff Laboy, Local 625

Call to Order: There being a quorum present, Chairperson Nishek called the meeting to order at 9:10 a.m.

Agenda: The agenda was posted on the State electronic calendar as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

Amendments to the Agenda: The following amendments to the agenda are to correct inadvertent errors:

Move:

Pacific Tree Services LLC

Jamil I Lani, RME

C-27b Tree trimming and removal

From: Agenda item "Conditional License Report"

To: Agenda item "Applications Committee Report"

Add: H.B. 846 to agenda item "2025 Legislation, Relating to Contractors"

Add: S.B. 1650 to agenda item "2025 Legislation, Relating to Renewable Energy"

Amend agenda item "2025 Legislation, Relating to Renewable Energy"
c. S.B. 352 to H.B. 352

Minutes: It was moved by Mr. Alejado, seconded by Mr. Suehiro, and unanimously carried to approve the Applications Committee Meeting Minutes of January 6, 2025 and the Board meeting minutes of October 25, 2024 and November 22, 2024.

Committee Reports:

1. Scope of Activity Committee:

Paul Alejado and John Polischeck, Co-Chairpersons

James S. Markiewicz

Requests a determination on: (1) Whether Hawaii Revised Statutes 444-17(5) is applicable to the Markiewicz Residence Kaupulehu Lot 22 Project factual situation; i.e., contractor required to provide all work, including specified 110v in-line Smoke Detectors with battery back-up, in accordance with County Approved Permitted Plans and Specifications; and (2) Whether Hawaii Revised Statutes 444-17(6) is applicable to the Markiewicz Residence Kaupulehu Lot 22 Project factual situation; i.e., contractor required to provide all work, including specified 110v in-line Smoke Detectors with battery back-up, in accordance with all applicable laws of the State or any County; including Hawaii County Construction Administrative Code Chapter 5, building Code 5A and Electrical Code 5D.

Mr. Markiewicz read HRS sections 444-17(1), (5), (6), and (13); 444-4(4) and (9),

Hawaii Administrative Rules section 16-77-2, 16-201-48; Hawaii County Code sections 5-1-1, 5-1-5 (definition of "construction code")

Mr. Markiewicz stated that failure to comply with the Hawaii County Code is a violation of HRS section 444-17(6).

Mr. Markiewicz stated that the following is the factual situation:

1. The County approved building permit drawings for Markiewicz residence specify 110v in-line Smoke Detectors with battery backup.
2. The electrical permit drawings for Markiewicz Residence specify 110v in-line smoke detectors with battery back-up.
3. Independent general contractor Tinguely Development, Inc. ("Tinguely"), per contract, was required to permit, furnish, and install a reporting security and fire alarm system with 110v in-line smoke detectors with battery back-up.
4. Ali'i Alarm Systems LLC subcontracted by Tinguely was required to furnish and install 110v in-line smoke detectors with battery back-up per contract drawings, specifications, code, and direction of Tinguely.
5. Honeywell Corporation confirmed the system sensor model installed at Markiewicz residence is a 4WTA-B meant for 12 or 24V systems and operates at 35mA.
6. Photo of Tinguely/Ali'i Alarm System panel documents no battery back-up.
7. RICO determined that the contractor was responsible to permit the system and the contractor failed to obtain a permit. RICO referenced HRS section 444-17(6). To date the work has not been inspected.

Mr. Markiewicz stated that in the public interest, house fires pose a very serious risk in Hawaii. Per the U.S. Fire Administration statistics, there were 31 civilian home fire fatalities reported in Hawaii from January 1, 2017 through December 31, 2023. It is in the public interest that work be done in accordance with permitted plans and specifications pursuant to HRS section 444-17(5); and in accordance all applicable laws of the State or any county, related to building, which includes Hawaii Construction Code Chapter 5, Building Code 5A, and Electrical Code 5D pursuant to HRS section 444-17(6).

Mr. Alejado stated as the Board noted previously, HRS sections 444-17(5) and (6) applies to all licensed contractors. By acknowledging that these rules apply to all licensed contractors, the Board is not making a determination whether a violation under HRS sections 444-17(5) and (6) occurred.

Mr. Markiewicz acknowledged that he is not requesting a determination of any wrongdoing; he is requesting that the Board determine that HRS sections 444-17(5) and (6) apply to the factual situation pertaining to the Markiewicz Residence, Kaupulehu Lot 22 Project.

Mr. Alejado stated that HRS sections 444-17(5) and (6) applies to all licensed contractors. DAG Paige clarified that HRS section 444-17 allows discipline against licensed contractors for a variety of things that they may do wrong. This section applies to any project involving licensed contractors. If Mr. Markiewicz's representation is his project involved a licensed contractor, the Board is confirming that the rules would apply like it would apply to every other case. The Board is not making a determination that there was a violation of any of the laws he enumerated in his testimony.

Recommendation: HRS sections 444-17(5) and (6) applies to all licensed contractors and the Board is not making a determination whether a violation under HRS sections 444-17(5) and (6) occurred.

It was moved by Mr. Alejado, seconded by Mr. Polischeck, and unanimously carried to approve the above scope recommendation.

Chapter 91, HRS,
Adjudicatory
Matters:

Chairperson Nishek called for a recess from the Board's meeting at 9:29 a.m. to discuss and deliberate on the following adjudicatory matters pursuant to HRS chapter 91.

1. Settlement Agreement

- a. In the Matter of the Contractors Licenses of Pacific Decorative Concrete, Inc., and David C. Stratton; CLB 2023-627-L; CLB 2024-447-L; CLB 2024-478-L

RICO received a complaint alleging that Pacific Decorative Concrete, Inc., and David C. Stratton ("Respondents") contracted for and performed polished concrete work outside the scope of their C-33c specialty contractors' licenses at the new Amazon Warehouse on Oahu.

RICO alleges that Respondents contracted for and performed polished concrete work outside the scope of their C-33c specialty contractors' licenses at two other projects on Oahu and RME Stratton did not sign or initial the contracts for the projects.

If proven at an administrative hearing, the foregoing allegations would constitute violations of the following statutes and/or rules:

Hawaii Revised Statutes ("HRS") § 444-9 (license required to perform specialty contractor work); and Hawaii Administrative Rules ("HAR") §§ 16-77-33(c) (specialty contractor shall not act as a contractor in any classification other than those held by the licensee), 16-77-33(d) (out-of-scope work is unlicensed activity), 16-77-71(a)(1) (RME shall secure full compliance with the laws governing contractors), 16-77-71(a)(2) (RME shall sign or initial all contracts), and 16-77-71(a)(5) (RME held responsible for any violation of HAR Title 16, chapter 77 and HRS chapter 444).

Respondents agree to pay an administrative fine in the amount of five thousand and no/100 U.S. dollars (\$5,000.00).

After discussion, it was moved by Mr. Polischek, seconded by Mr. Suehiro, and unanimously carried to approve the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order in the above case.

- b. In the Matter of the Contractors' Licenses of Beyond Builders, LLC, and Rene A. Figueredo, RME; CLB 2024-0156-L

Between on or about August 2023, to on or about July 11, 2024,

Beyond Builders LLC ("Respondent Beyond Builders") entered forty-three (43) Home Improvement Contracts.

Between on or about August 2023, to on or about July 11, 2024, Rene A Figueredo ("Respondent Figueredo") failed to be in residence in the State of Hawai'i.

Between on or about August 2023, Respondent Figueredo failed to sign or initial all Home Improvement Contracts entered by Respondent Beyond Builders.

On or about September 1, 2023, Respondent Beyond Builders entered into a Home Improvement Contract ("Contract") with a homeowner to perform home improvements on her home for a contract amount of THIRTY THOUSAND AND NO/100 U.S. DOLLARS (\$30,000.00) ("the Project"). The Project included demolition work; installation of flooring, doors, cabinets, countertops, and appliances; plumbing work; and electrical work. Respondents do not possess a C-21 (flooring) specialty classification.

If proven at an administrative hearing, the foregoing allegations would constitute violations of the following statutes and/or rules as to Respondent Beyond Builders:

Hawaii Administrative Rules ("HAR") §§ 16-77-33(a) (a licensee classified as an "A" General engineering contractor or as a "B" General building contractor shall not act, assume to act, or advertise as a specialty contractor except in the specialty classifications which the licensee holds); 16-77-71(a)(4) (RME shall be in residence in the State during the time the license of the contracting entity is in effect or during the period a project is under construction); and/or Hawaii Revised Statutes ("HRS") § 436B-19(17) (violating HRS Chapter 436B, the applicable licensing laws, or any rule or order of the licensing authority).

If proven at an administrative hearing, the foregoing allegations would constitute violations of the following statutes and/or rules as to Respondent Figueredo:

HRS§ 444-17(12) (wilful failure in any material respect to comply with HRS Chapter 444 or HAR Title 16, Chapter 77); and HAR§§ 16-77-71(a)(4) (RME shall be in residence in the State during the time the license of the contracting entity is in effect or during the period a project is under construction); and/or 16-77-71(a)(5) (RME held responsible for violations of HRS Chapter 444 and HAR Title 16, Chapter 77).

Respondents agree jointly and severally, to pay an administrative fine in the amount of one hundred thousand and no/100 U.S. dollars (\$100,000.00) as follows:

- 1) \$40,000.00 due at the time this Settlement Agreement is returned to RICO;
- 2) \$10,000.00 by January 3, 2025;
- 3) \$10,000.00 by February 7, 2025;
- 4) \$10,000.00 by March 7, 2025;
- 5) \$10,000.00 by April 4, 2025; and
- 6) \$10,000.00 by May 2, 2025; and
- 7) \$10,000.00 by June 6, 2025

After discussion, it was moved by Mr. Polischek, seconded by Mr. Suehiro, and unanimously carried to approve the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order in the above case.

2. Board's Final Order

In the Matter of the Petition of James S. Markiewicz, Trustee, Joanne C. Markiewicz, Trustee for Declaratory Relief; CLB-DR-2024-001

DAG Paige presented the Hearings Officer's Findings of Fact, Conclusions of Law, and Recommended Decision.

James S. Markiewicz, Trustee and Joanne C. Markiewicz, Trustee ("Petitioners") filed a Petition for Declaratory Relief requesting: "Declaratory Relief in the form of a binding opinion confirming the Contractors License Board's ("Board") 1-26-24 determination; Based solely on the information provided, the Board determined that a C-48 Structural steel contractor license is required for the Markiewicz Residence, Kaupulehu Lot 22, project."

On May 20, 2024, a hearing was conducted. The Hearings Officer recommends that the Board's January 26, 2024 interpretation - "Based solely on the information provided, a C-48 Structural steel license is required for the Markiewicz residence" - be determined to be a formal, official opinion binding on the Board and, accordingly, that the Petition be GRANTED.

After discussion, it was moved by Mr. Lau, seconded by Mr. Suehiro, and unanimously carried to adopt the Hearing Officer's recommended decision as to the Board's Final Order.

Following the Board's review, deliberation and decisions in these matters, pursuant to HRS chapter 91, Chairperson Nishek announced that the Board was reconvening to its open meeting at 9:38 a.m.

Executive
Session:

At 9:39 a.m., it was moved by Mr. Polischek, seconded by Mr. Lau, and unanimously carried to enter into executive session pursuant to HRS section 92-5(a)(1), to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9, and to consult with James Paige, Deputy Attorney General, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 2:11 p.m., it was moved by Mr. Polischeck, seconded by Mr. Alejado and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Appearances

Before the Board:

- a. Lucrecia T Cauilan, RME
W J Hale Construction Inc
"A" General engineering
"B" General building (approved 11/24)

After discussion Lucrecia T Cauilan withdrew her RME application for licensure in the "A" General engineering classification.

- b. Anacleto Joey Boy S. Alcantara VI, RME
Group Builders Inc
"A" General engineering
"B" General building (approve 1/24)
C-1 Acoustical and insulation
C-5 Cabinet, millwork, and carpentry remodeling and repairs
C-12 Drywall
C-33b Taping
C-36 Plastering

After discussion Anacleto Joey Boy S. Alcantara VI withdrew his RME applications for licensure in the C-5 Cabinet, millwork, and carpentry remodeling and repairs, C-12 Drywall, and C-33b Taping classifications. It was moved by Mr. Higashihara, seconded by Mr. Alejado and unanimously carried to defer Mr. Alcantara's applications in the "A" General engineering, C-1 Acoustical and insulation, and C-36 Plastering classifications pending the submittal of a revised: (1) Experience Statement; (2) project list verifying forty-eight months of his on-site supervision and direction of his employees performing projects in the broad scope of the "A" General engineering classification (e.g., mass excavation, public utilities, road work, building bridges, etc.) stating the trades performed in house and the work or trades subcontracted to other licensed contractors; (3) revised project list verifying forty-eight months of his on-site supervision and direction of his employees performing projects in the broad scope of the C-1 Acoustical and insulation classification specifying the work performed in house and the work or trades subcontracted to other licensed contractors, including a detailed description of the project and a detailed description of the C-1 Acoustical and insulation work his employees performed under his direct, on-site supervision

(including but not limited to the square footage); (4) revised project list verifying forty-eight months of his on-site supervision and direction of his employees performing projects in the broad scope of the C-36 Plastering classification specifying the work performed in house and the work or trades subcontracted to other licensed contractors, including a detailed description of the project, and a detailed description of the C-36 Plastering work his employees performed under his direct, on-site supervision (including but not limited to the square footage); and (5) for all project lists, the Amount of Supervisory Experience should only include the actual amount of time spent on-site supervising his own crew; do not include the time spent for design, ordering materials, scheduling, downtime for rain-outs, or waiting for delivery of materials.

- c. Hitachi Energy USA Inc
Paul J Marhofer, RME
"B" General building

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejado and unanimously carried to defer Hitachi Energy USA Inc and Paul Marhofer's applications for licensure in the "B" General building classification pending the submittal of: (1) a revised project list (on the Board's form) verifying forty-eight months of his on-site supervision and direction of his own employees constructing buildings from the "ground-up", specifying which trades were performed in-house by his own employees and the work or trades subcontracted to other licensed contractors, including additional projects supervising his own employees constructing buildings from the ground-up and performing the work in the broad scope of the "B" General building classification. Mr. Marhofer may document projects where he was on-site directing and supervising his own crew performing work in the broad scope of the "B" classification from more than ten years ago; and (2) financial documents requested by the Board.

- d. Kahe Construction LLC
Keaka K Kaahui, RME
C-27 Landscaping

After discussion Keaka K Kaahui withdrew his RME and Kahe Construction LLC's applications for licensure in the C-27 Landscaping classification.

- e. Ohana Custom Homes Inc
Bruce M Parisi, RME
"A" General engineering

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejado, and unanimously carried to defer discussion of Ohana Custom Homes Inc and Bruce M Parisi's applications.

- f. TAL Builders LLC
Joseph S Kindrich II, RME
"B" General building
C-33 Painting and decorating
C-42 Roofing

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejado, and unanimously carried to approve Joseph S Kindrich II's RME and TAL Builders LLC applications for licensure in the "B" General building classification subject to semi-annual reports on Mr. Kindrich's financial matters in accordance with HRS section 444-4(1) and HAR section 16-77-24.

- g. Knoles Electric LLC
Cameron Knoles, RME
C-13 Electrical

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejado, and unanimously carried to approve Knoles Electric LLC and Cameron Knoles' applications for licensure in the C-13 Electrical classification subject to the submittal of annual Hawaii Criminal History Record Check for three years in accordance with HRS section 444-4(1) and HAR section 16-77-24, pending the submittal of (1) three letters of recommendation; (2) a revised project list (on the Board's form) verifying forty-eight months of his on-site supervision and direction of his own employees performing work in the broad scope of the C-13 Electrical classification.

- h. Sunshine Design Build LLC
Joel A Johnson, RME
"B" General building

After discussion, Joel A Johnson withdrew his RME and Sunshine Design Build LLC's applications for licensure in the "B" General building classification and amended his applications to apply for licensure in the C-5 Cabinet, millwork, and

carpentry remodeling and repairs classification. It was moved by Mr. Higashihara, seconded by Mr. Alejado and unanimously carried to approve Sunshine Design Build LLC and Mr. Johnson's applications in the C-5 Cabinet, millwork, and carpentry remodeling and repairs classification.

- i. Ross & Sons Refrigeration & Construction Inc
Rick L Ross, RME
"B" General building

Rick L Ross requested to defer his applications to the February 2025 meeting. It was moved by Mr. Higashihara, seconded by Mr. Alejado, and unanimously carried to defer Inc Ross & Sons Refrigeration & Construction Inc and Rick L Ross' applications for licensure in the "B" General building classification to the February 2025 meeting.

- j. Pacific Build LLC
Veniamin Y Paliyev, RME
"B" General building

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejado and unanimously carried to defer Pacific Build LLC and Veniamin Y Paliyev's applications for licensure in the "B" General building classification pending the submittal of additional projects that he was on-site supervising and directing his employees constructing buildings from the "ground-up", stating specifically which work was performed in house by his own employees and the work or trades subcontracted to other licensed contractors and include the skill set of his employees on each project.

- k. MR Construction LLC
Maxim E Rachkovskiy, RME
"B" General building

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejado and unanimously carried to defer MR Construction LLC and Maxim E Rachkovskiy's applications for licensure in the "B" General building classification pending the submittal of a revised project list (on the Board's form) verifying forty-eight months of his on-site supervision and direction of his own employees constructing buildings from the "ground-up", stating specifically in detail which work was performed in house by his own employees and the work or trades

subcontracted to other licensed contractors.

Committee
Reports:

1. Applications Committee Report
Candace Ito, Executive Officer

- a. Pacific Tree Services LLC
Jamil I Lani, RME
C-27b Tree trimming and removal

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejandro, and unanimously carried to approve Pacific Tree Services LLC and Jamil I Lani's applications for licensure in the C-27 Tree trimming and removal classification subject to semi-annual reports on financial matters in accordance with HRS section 444-4(1) and HAR section 16-77-24, pending the submittal of financial documents.

2. Conditional License Report
Lei Ana Green, Executive Officer

- a. Life Safety Solutions LLC
Daniel J Schenbeck, RME
C-15a Fire and burglar alarm
C-20 Fire protection

After discussion, it was moved by Mr. Higashihara, seconded by Mr. Alejandro, and unanimously carried to approve Life Safety Solutions LLC and Daniel J Schenbeck's applications for licensure in the C-15a Fire and burglar alarm and C-20 Fire protection classifications subject to semi-annual reports on financial matters in accordance with HRS section 444-4(1) and HAR section 16-77-24.

3. Applications Committee

Applications Committee Recommendations

- a. Request for Change in Business Status
- b. Request for Waiver of Bond Requirement
- c. Applications for Licensure

It was moved by Mr. Higashihara, seconded by Mr. Alejado, and unanimously carried to approve, defer, deny, or withdraw the license applications on the Applications Committee Attachment in the above categories as attached to the meeting minutes.

5. Examination Committee
Jerry Nishek, Chairperson

Contractors Examination Summary

The Contractors Examination Summary for November and December 2024 was distributed to the Board for their information.

2025 Legislation

Relating to Contractors

a. H.B. 421

Repeals the leasing restriction on owner-builders who obtain an owner-builder exemption to act as their own contractor and who build or improve residential or farm buildings or structures on property they own or lease and do not offer the buildings or structures for sale. Requires an owner or lessee to provide signed written notice that the structure for lease or sublease was built or improved by an individual who is not a licensed contractor.

This bill is similar to H.B. 1633 from the 2024 session. H.B. 421 contains a new provision on page 7, lines 5 through 10 which requires the owner to provide a signed, written notice that the structure was built or improved by an individual who is not a licensed contractor.

Last session, the Board submitted testimony in strong opposition to H.B. 1633 (2024) because in 1974, the Legislature amended HRS section 444-2.5(a) by adding that structures built by owner-builders must only be for their own use to control and abate unlicensed activity. Lifting these restrictions conflicts with the Board's objective to protect the health, safety and welfare of consumers.

The Board stated that they should oppose this bill because speculators will use the owner-builder exemption to circumvent using licensed contractors to build houses to lease to the public. It appears that the one year restriction may be related to the one year warranty offered by general contractors for construction defects that may appear within that time period.

The Board also noted that the fines for violating HRS section 444-2.5 are different in section 444-9.3 and 444-23(e). DAG Paige stated that when there is a conflict in the statutes, generally the court would take the statute that was enacted later in time as the controlling statute as that shows legislative intent. HRS section 444-23(e) is the statute enacted most recently and states, "Any person who violates section 444-2.5 shall be fined: (1) Up to \$5,000 or fifty per cent of the value of the construction or improvement as indicated on the building permit application, whichever is greater, and as determined based on a review of the circumstances of each case, for the first offense; and (2) \$10,000 or sixty per cent of the value of the construction or improvement as indicated on the building permit application, whichever is greater, for any subsequent offenses." The Board prefers the fine amount in HRS section 444-9.3.

Board position: Oppose for the reasons stated above.

H.B. 846

Raises the threshold exemption under the contractor licensing law's Handyman exemption from \$1,500 to \$2,500.

The Board previously testified in strong opposition to bills that proposed to raise the exemption for the following reasons:

- raising the exemption will increase the likelihood of consumer harm and contribute to the problem of unlicensed activity;
- unlicensed individuals who have not met the Board's experience, examination, and insurance requirements will legally be able to perform much more work than is currently allowed;
- negatively impacts small contractors, particularly in the specialty contractor classifications, as they will have difficulty competing with unlicensed

individuals who do not have to pay license fees and maintain liability insurance; and

- consumers will not be able to file complaints with the Regulated Industries Complaints Office for poor workmanship or other problems.

Board position: Oppose for the reasons stated above.

Relating to Subcontractors

a. H.B. 274

Requires a contractor to pay a subcontractor within 30 days of receiving an invoice for services rendered. Provides penalties for delayed or withheld payments.

Executive Officer Ito noted that this bill is inconsistent with HRS section 444-25 which requires a contractor to pay the subcontractor for any goods and services rendered within ten days after receipt of an invoice by the subcontractor that includes any supporting documents as required by the terms of the subcontract and after receipt by the contractor of payment from the owner for the subcontractor's work, whichever occurs later. The subcontractor shall be entitled to receive interest on the unpaid amount at the rate of one and one-half per cent per month from the date payment is due; provided that this section shall not apply if the delay in payment is due to a bona fide dispute between the contractor and the subcontractor concerning the goods and services contracted for.

HRS section 444-25 also states that this section does not apply to chapter 103 or any section affecting public contracts. The State Procurement Office has its own statutes that apply to public contracts. Executive Officer Ito stated that the provisions in chapter 444 pertain to homeowner contracts. DAG Paige stated that he would need to look at the procurement code, however generally the procurement code includes language to the effect of, "notwithstanding any laws to the contrary" because it is exclusive to public contracts and would normally control. It does not appear that the proposed amendments in this bill could be applied to the procurement code.

Executive Officer Ito asked how this bill and HRS section 444-25 would be reconciled. DAG Paige suggested that the Board could submit comments to note the inconsistencies. The Board stated that the specified time for subcontractors to be paid should be the same for homeowner and public works projects.

Board position: Comments, noting the inconsistencies with HRS section 444-25. Relating to Remedies

a. H.B. 420

Clarifies the applicability of the statute of repose for actions arising from construction defects. Clarifies the required contents of a notice of claim of construction defect served on a contractor. Amends the process and time frame for a claimant to accept a contractor's offer to settle or inspect and authorize the contractor to proceed with repairs. Limits the amount a claimant can recover if the claimant rejects a contractor's reasonable proposal for inspection or a reasonable offer to remedy. Clarifies the consequences of rejecting an offer of settlement.

b. S.B. 179

Clarifies the applicability of the statute of repose for actions arising from construction defects. Clarifies the required contents of a notice of claim of construction defect served on a contractor. Amends the process and time frame for a claimant to accept a contractor's offer to settle or inspect and authorize the contractor to proceed with repairs. Limits the amount a claimant can recover if the claimant rejects a contractor's reasonable proposal for inspection or a reasonable offer to remedy. Clarifies the consequences of rejecting an offer of settlement.

H.B. 420 and S.B. 179 appear to be companion bills. Both bills amend HRS section 657-8, Limitation of action for damages based on construction to improve real property as well as the Contractor Repair Act. Last session, the Board opposed a similar bill, H.B. 2213, H.D.1. H.B. 2213, H.D.1 (2024) takes away a claimant's ability to receive fair compensation; the term "unreasonably rejects" is vague; and claimant is denied an award of attorney fees and costs even if the

claimant is the prevailing party and the contractor shall be entitled to an award of attorney fees and costs incurred following the date of the offer.

H.B. 420 and S.B. 179 : (1) it appears to lessen the burden on the claimant by not making it a requirement to provide actual evidence of the construction defect; (2) requires the claimant to accept a contractor's proposal; (3) if the claimant rejects the contractor's offer, the claimants recovery is limited to the reasonable value of the repair determined at the date of the offer; and (4) appears to prohibit the claimant from recovery of attorney's fees and costs after the offer was made.

The Board stated that condominium insurance rates are increasing due to class action lawsuits filed against the contractor. Executive Officer Ito stated that amendments to the Contractor Repair Act also affect single family homeowners and should be fair to all homeowners.

The Board stated that the homeowner should be required to provide evidence of a construction defect. Executive Officer Ito stated that H.B. 2213, H.D.1 (2024) required the homeowner to describe the claim with particularity and specificity in detail sufficient to determine the circumstances constituting the alleged construction defect and damages resulting from the construction defect. The claimant shall also provide to the contractor, with the notice of claim, actual evidence that depicts the nature and cause of the construction defect and the nature and extent of the repairs necessary to repair the defect, including but not limited to expert reports, photographs, videotapes, and any other testing done. The Board previously testified that the average homeowner may not have enough construction knowledge or resources to be able to describe the claim with sufficient particularity and specificity and to provide the evidence required to accompany the notice of claim. Executive Officer Ito suggested that there be a middle ground for providing evidence of a construction defect.

The Board stated that H.B. 420 and S.B. 179 proposes on page 8, "If available to the claimant", the claimant shall provide to the contractor, with the notice of claim, actual evidence that depicts the nature and cause of the construction defect and the nature and extent of the repairs necessary to repair the defect, including but

not limited to expert reports, photographs, videotapes, and any other testing done.

Andrew Pereira, Pacific Resource Partnership, stated that these bills are trying to resolve issues with the large tract home builders. Once a class action lawsuit is filed, the homeowners are not allowed to communicate with the home builder. This will allow the homeowner and home builder to work together to see if there is an actual construction defect. This bill will allow the homeowner to communicate with the home builder even if there is litigation. The prohibition for the claimant to recover attorney's fees and costs after the offer was made can be taken out of this bill if the Board objects to it.

The Board felt that it should not submit testimony because it does not amend HRS chapter 444. Executive Officer Ito stated that although the Contractor Repair Act is a separate statute, the Board previously submitted testimony for consumer protection.

Board position: Track

Relating to the Contractor Repair Act

a. S.B. 331

Expands the required contents of a notice of claim of construction defect served on a contractor. Requires the claimant to provide actual evidence of the nature and cause of the construction defect and extent of necessary repairs along with the notice of claim to the extent the claimant has evidence. Amends the process and time frame for a claimant to accept a contractor's proposal to inspect and authorize the contractor to proceed with repairs. Limits the amount a claimant can recover if the claimant unreasonably rejects a contractor's proposal to inspect or an offer to remedy.

Board position: Track

Relating to Renewable Energy

a. S.B. 232

Requires government entities in the State that issue building permits to implement SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real-time by 1/1/2026. Requires government entities in the State that issue building permits in areas served by an investor-owned electric utility to adopt a self-certification process for solar distributed energy resource systems that are not SolarAPP+ compatible.

b. S.B. 701

Requires government entities in the State that issue building permits to implement SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real-time by 1/1/2026. Requires government entities in the State that issue building permits in areas served by an investor-owned electric utility to adopt a self-certification process for solar distributed energy resource systems that are not SolarAPP+ compatible.

S.B. 232 and S.B. 701 appear to be substantially similar.

These bills are substantially similar to H.B. 2614, H.D.1 from the 2024 session. These bills add a definition for "Solar distributed energy resource system".

The Board submitted testimony in opposition to H.B. 2614, H.D.1 (2024). The plans for commercial and utility scale projects should go through the permit review process rather than a self-certification process. Also, a final inspection must be required.

Board position: Oppose for the reasons stated above

c. S.B. 352

Authorizes certain state government entities to establish a self-certification process for behind-the-meter, customer-sited solar distributed energy resource systems and exempt the systems from the Federal Emergency Management Agency No-Rise/No-Impact declaration requirements under certain circumstances.

Board position: Oppose for the reasons stated above

d. S.B. 588

Authorizes certain state government entities to establish a self-certification process for behind-the-meter, customer-sited solar distributed energy resource systems and exempt the systems from the Federal Emergency Management Agency No-Rise/No-Impact declaration requirements under certain circumstances.

Board position: Oppose for the reasons stated above

It was moved by Mr. Lau, seconded by Mr. Polischek and unanimously carried to approve the Board positions on the above bills.

Hawaii
Administrative Rules: Discussion on Defining "Incidental and Supplemental" Work in HAR section 16-77-34.

The Board discussed the following proposed amendment to clarify the definition of "incidental and supplemental" work:

§16-77-34 Work incidental and supplemental. (a) "Incidental and supplemental work" is defined as work in [other trades] any specialty classification that a contractor is not licensed to perform and that is subordinate to, directly related to, and necessary for the completion of [the project undertaken by a licensee pursuant to the scope of the licensee's license] specialty work that the contractor is licensed to perform.

(b) To qualify as incidental and supplemental work, that work must also represent less than a majority of the specialty work that the contractor is licensed

to perform, as measured in relation to the total cost or extent of the specialty work that the contractor is licensed to perform.

(c) For purposes of this section, "majority" means any amount equal to or greater than fifty per cent.

Tim Lyons, Subcontractors Association of Hawaii ("SAH") and Gregg Serikaku, Plumbing & Mechanical Contractors Association Hawaii ("PAMCA") were present. Mr. Lyons stated that SAH submitted testimony in November 2024 and the Board asked for their suggested language, which they submitted on December 9, 2024. They had a great deal of conversation on this matter and found it to be difficult. He believes that everyone wants clarity to the administrative rules so that the contractor can read it and not have to call his attorney to interpret the rule. In that light, they provided their suggestions to subsection (b). They suggest that the combined value or extent of all "incidental and supplemental" work must also represent less than a majority of the specialty work. Also, they are proposing a definition for "less than a majority" to make it easier to understand than just defining "majority".

Executive Officer Ito asked for clarification on the combined value of all "incidental and supplemental" work they are proposing. Mr. Serikaku stated that the combined value of the "incidental and supplemental" work that a specialty contractor will perform must be less than a majority. Mr. Higashihara stated that as written, it could be interpreted to mean the total amount of all "incidental and supplemental" work by all specialty contractors on the project must be less than a majority. Mr. Serikaku stated that each subcontractor that is performing "incidental and supplement" work would be limited to perform less than 50% of "incidental and supplement" work of all "incidental and supplement" work. If a subcontractor performs three trades as "incidental and supplemental" work and could perform up to 50% of each of those trades, the "incidental and supplemental" work could add up to more than the subcontractor's work. They are proposing that if a subcontractor performs three trades as "incidental and supplemental" work, the total of "incidental and supplemental" work for the three trades must be less than 50% of the subcontractor's work. Mr. Suehiro clarified that all contractors, including general contractors, that hold specialty contractor

licenses may perform "incidental and supplemental" work.

Mel Kahele, Local 625 Iron Workers Stabilization Fund, stated that a decision was made at the November 2024 meeting to take a vote on the Board's proposed amendments to HAR section 16-77-34. However, the Board lacked quorum to vote. Chairperson Nishek stated that is not what happened at the November meeting. The Board requested input from the interested parties to get a broad representation from the contracting industry. Mr. Kahele stated that the Board has been discussing this matter for months and they have disagreed with the proposal, but no one has made any proposed changes. Now we have proposed amendments that will hold up the process. The iron workers could make proposed changes too by adding a percentage to the definition of "incidental and supplemental" work, but the iron workers and their signatory subcontractors have agreed to the Board's amendment. He has an issue with Mr. Lyons' and Mr. Serikaku's earlier statements. He strongly supports the Board's October 2024 proposed amendment to HAR section 16-77-34. He asked the Board to vote on their proposed amendment and get input during the public hearing and see what we end up with. DAG Paige stated that now that the Board has the information requested, they need to meet with him, to review it. The Board needs their attorney to analyze the amendments to determine if it is consistent with the Board's Final Order and the Supreme Court case. The Board needs his legal advice with respect to those issues. As you heard from Chairperson Nishek, the Board has your proposal, and they have other proposed changes and now they need their attorney's advice on this matter. Mr. Kahele stated that this is not their proposal, it is the Board's proposal. As the new guy, DAG Paige may not be aware of all the stuff that has been going on and what has been said in previous testimony. The iron workers can live with the amendment because it clarifies that a contractor must have a specialty license to perform "incidental and supplemental" work; and it limits the percentage of "incidental and supplemental" work to the specialty contractor's work rather than the entire project. They would still like a number lower than 49%. DAG Paige stated that he is familiar with the issues from when the case was going through the courts, and he has covered the Board in the past. The Board still wants the opportunity for their DAG to review the proposed amendments. DAG Paige stated that he will work on this

expeditiously. Mr. Kahele asked about Executive Officer Ito's statement that it may take a year or more to get the rule in place. DAG Paige stated that she was referring to the rule making process. In addition to what happens at the Board meeting, there are approvals from different agencies that are needed in the rule making process. Mr. Kahele stated that now we are looking at stalling the vote; are the changes going to be made today? He stated that one of the Board members stated at the November meeting that the Board should vote on this proposed amendment.

Chairperson Nishek stated that DAG Leong did not have an opportunity to review the testimony that the Board received. The Board wants their attorney to review the proposals and any further amendments. DAG Paige stated that it's better to work on the language now before the public hearing because if there are changes at the public hearing, the law requires the Board to go back to the beginning of the rule making process. Mr. Kahele asked if there are any legal problems with the small changes that are being proposed? He does not believe the suggested amendments are substantial. This has been going on for almost twelve years; in the courts and legislature.

DAG Paige stated that he understands Mr. Kahele's frustration. It's clear from the struggle over "incidental and supplemental" work that people are really concerned about changing one or two terms. DAG Paige stated that he needs to look closely at the changes. The Board is placing the Board's Final Order into the administrative rule so that there is one place where people can see the requirements for "incidental and supplemental" work. DAG Paige stated that he will review the amendments to determine if it is consistent with the Board's Final Order and the Supreme Court case.

Mr. Hayashi stated that the amendment drafted by DAG Leong, clarifies that the percentage of "incidental and supplemental" work only applies to the specialty contractor's work. It was his intent to get that clarification and to deal with the percentage at another time.

The Board asked if anyone was present to provide testimony. Executive Officer

Ito stated that the Sheet Metal Contractors Association submitted testimony similar to SAH. The General Contractors Association requested that the Board go back to the November 2017 proposed amendment. Pacific Resource Partners asked to preserve the existing definition of "incidental and supplemental" work.

It was moved by Mr. Polischeck, seconded by Mr. Alejado, and unanimously carried to enter into executive session to consult with James Paige, Deputy Attorney General, on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities pursuant to HRS section 92-5(a)(4).

At 4:03 p.m., it was moved by Mr. Polischeck, seconded by Mr. Lau and unanimously carried to move out of executive session and to reconvene to the Board's regular order of business.

Chairperson Nishek stated that DAG Paige will work with Executive Officer Ito to incorporate the suggested amendments submitted by the interested parties. The Board will review the revised draft next month.

Contractor

Consumer

Education Fund:

Media on Hiring Licensed Contractors

Follow-up discussion and decision making regarding new media for consumers on hiring licensed contractors

The Board deferred this agenda item.

Recovery Fund:

Recovery Fund Report:

Zale T. Okazaki, Esquire

Ms. Okazaki's Recovery Fund Report dated November 2, 2024 was distributed to the Board for their information.

Next Meeting:

Friday, February 21, 2025

Adjournment:

There being no further business to discuss, the meeting was adjourned at 4:06 p.m.

Taken and recorded by:

/s/ Candace Ito
Candace Ito
Executive Officer

1/24/25

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

APPLICATIONS COMMITTEE ATTACHMENT

- 3.a. **Request for Change in Business Status**
3.b. **Request for Waiver of Bond Requirement**
3.c. **Approve applications, subject to all requirements except examinations.**

Applications

A:

1. 22 Electric LLC
Scott-Michael K Waracka, RME
C-13 Electrical
2. A to Z Roofing Hawaii LLC
Cecilio Antonio Jr, RME
C-42 Roofing
3. Aloha Building and Installation LLC
Peter Q Robson, RME
"A" General engineering
"B" General building
4. BBK General Contracting LLC
Keoni P Krause, RME
Gilberto R Cotto, RME
"B" General building
C-33 Painting and decorating
(Dual status – Keoni P
Krause – Kings Painting
LLC)
5. Boom Hawaii Builders LLC
Derek K Kalai, RME
"B" General building
(Bond waiver)

6. Bruce F Brown, Individual (Reactivation)
"B" General building
7. David K Calizar, RME (Reactivation)
Johnson Controls Inc
C-52 Ventilating and air conditioning
8. Cesa Construction LLC
Concesa Celeste S Cooper, RME
"B" General building
9. DT Construction LLC
David L Taylor, RME
"B" General building
10. EE Electric Company LLC
Dean I Higa, RME
C-13 Electrical
11. Energy Works LLC
Marco Laurin, RME
C-13 Electrical
12. Flint's Excavation Inc
Flint T Nakamura Sr, RME
"A" General engineering
13. HI Grade Masonry LLC
Monalisa Taufalele, RME
C-31 Masonry
14. Island Arbor Consulting Corporation
Danielle C Holland, RME
C-27b Tree trimming and removal
15. JDP General Contracting Inc
James D Pamplin, RME
"B" General building
16. K Nakazawa Construction LLC
Kainoa Nakazawa, RME
"B" General building
17. Kekia'i's Plumbing LLC
Peter K Hett, RME
C-37 Plumbing
18. LPC LLC
Laka S P Carpenter, RME
C-31d Tuckpointing and caulking

19. Manayan Electrical Services LLC
Boy Noel Manayan, RME
C-13 Electrical
20. Maui Solar Pros Inc
Preston L Sinenci Jr, RME
C-13 Electrical
21. Mark Minney Construction LLC (Reactivation – Mark D Minney)
Mark D Minney, RME
“B” General building
22. Calvin I Matsuoka, RME (Reactivation)
Calvin’s Plumbing Inc
C-20 Fire protection
C-37 Plumbing
23. New City Mechanical LLC
Rex L Schwab, RME
C-52 Ventilating and air conditioning
24. Noa Brothers Unlimited LLC
Thomas Duarte Jr, RME
“B” General building
25. Rizzani De Eccher (USA) Inc
Paolo Longobardi, RME
“A” General engineering
26. Shafer’s Contracting LLC (Reactivation)
Bernadette S Robins, RME
“B” General building
C-42 Roofing
27. Stronghold Engineering Incorporated
Jarrod C K Fujinaga, RME
C-13 Electrical
28. TAL Builders LLC
Joseph S Kindrich II, RME
“B” General building
C-33 Painting and decorating
C-42 Roofing

29. The Davey Tree Expert Company (Additional classification)
Elvis R Landford, RME (Reactivation – Elvis R
C-27b Tree trimming and removal Landford)
30. W G Construction LLC
Wendell V Guieb, RME
“B” General building
C-31a Cement concrete
C-33b Taping
31. WMC Built LLC
Tam Kim, RME
“A” General engineering
“B” General building
32. Wolf Contracting LLC (Reactivation)
John W Wolf, RME
“B” General Building

Applications

B:

Approve applications; subject to all requirements including examinations in Parts I and II, except as otherwise noted.

1. All American Painting Inc
Matthew G Bushnell, RME
C-33 Painting and Decorating
2. Allison L Ackerman, RME
Hensel Phelps Construction Co
“A” General engineering
“B” General building
3. Brian and Laua’e Construction LLC
Brian D Sanchez, RME
“B” General building
4. Buckingham Construction LLC
Bryan W Buckingham, RME
“B” General building (**withdraw 11/24**)
C-6 Carpentry framing
5. CTS Mechanical Inc (Additional classification)
Chad D Kajiyama, RME
C-52 Ventilating and air conditioning
6. Clear Environmental Services Inc
Russell F James II, RME
C-9 Cesspool (**withdraw 10/24**)
C-37 Plumbing

7. Escalona Painting LLC
Dominic D Escalona, RME
C-33 Painting and decorating
8. Siosuia P Filikitonga (Individual)
C-27b Tree trimming and removal
9. GJB and Associates LLC
Sandra F K Santiago, RME
"B" General building
10. Gerardo R Hernandez, RME
Communication Consulting Services Inc
C-15b Telecommunications
11. Ferdinand P Guieb (Individual)
"B" General Building
12. Hensel Phelps Construction Co (Additional classification)
Michael Anthony Minniti, RME
C-48 Structural steel
13. Island Landscape LLC
Brian K Kashima, RME
C-27 Landscaping
14. JPB AC LLC
Joselito P Bucsit, RME
C-52 Ventilating and air conditioning
15. Just Plumbing LLC
Joshua K Delos Santos, RME
C-37 Plumbing
16. Kauai Development LLC
Chayse H Kauai, RME
"B" General building
17. Jason B Leger, Individual
C-13 Electrical
18. Zhixing Li, Individual
"B" General building
19. Life Safety Solutions LLC
Daniel K Schenbeck, RME
C-15a Fire and burglar alarm
C-20 Fire protection

20. Monster and Baby's LLC (Additional classification)
Travis J H Louie, RME
"B" General building
21. National Glazing Solutions LLC
James Scott Beale, RME
C-22a, Glass tinting contractor
22. Jonathan K Nellis (Individual)
C-52 Ventilating and air conditioning
23. New Horizon Homes LLC
Ryan P Goodreau, RME
"B" General building
24. Osmose Utilities Services Inc
Dana J Mokiao, RME
C-62a Pole
25. Pomaikai 808 LLC
Erickson K Vendiola, RME
C-13 Electrical
26. ST Electric Service LLC
Sonny LP Teixeira, RME
C-13 Electrical
27. Santos And Sons Construction LLC
Ashton B Santos, RME
"B" General building
28. Smart AC LLC (Additional classification)
Devin T Ruiz, RME
C-60 Solar power systems
29. Sunshine Design Build LLC
Joel A Johnson, RME
"B" General building (**withdraw 1/25**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
30. Tencrow LLC
Ernelle G Blas, RME
C-15 Electronic systems
31. Desmond M Toson Sr, RME
Kona Air Conditioning Inc
C-52 Ventilating and air conditioning

32. Brandee Lei T Toyama (Individual)
"A" General engineering (**withdraw 4/24**)
"B" General building
33. Jonathan E Tseu, RME
Hensel Phelps Construction Co
"A" General engineering
"B" General building (**defer 1/25**)
34. V&R Painting Co LLC
Vincent B Basa III, RME
C-33 Painting and decorating
35. Weis Electric LLC
Derek D Weis, RME
C-13 Electrical

Applications

C:

Withdraw applications.

1. Anacleto Joey Boy S. Alcantara VI, RME
Group Builders Inc
"A" General engineering (**defer 1/25**)
"B" General building (**approve 1/24**)
C-1 Acoustical and insulation (**defer 1/25**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-12 Drywall
C-33b Taping
C-36 Plastering (**defer 1/25**)
2. Lucrecia T Cauilan, RME
W J Hale Construction Inc
"A" General engineering
"B" General building (**approve 11/24**)
3. I Con Construction Inc
Aiden W Wright, RME
"B" General building
C-6 Carpentry framing (**defer 1/25**)
4. Ironwood Commercial Builders Inc
Christopher K Bushard, RME
"B" General building (**withdraw 8/24**)
C-1 Acoustical and insulation
C-6 Carpentry framing (**defer 1/25**)
C-12 Drywall (**defer 1/25**)

5. Kahe Construction LLC (Additional classification)
Keaka K Kaahui, RME
C-27 Landscaping
6. Sunshine Design Build LLC
Joel A Johnson, RME
"B" General building
C-5 Cabinet, millwork, and carpentry remodeling
and repairs (**approve 1/25**)
7. Vaifoou Construction LLC
Siaosi U Vaifoou, RME
"B" General building
C-31 Masonry (**defer 1/25**)

Applications
D:

Deny applications; failure to show requisite experience and/or failure to show good reputation for honesty, truthfulness, financial integrity, and fair dealing.

Applications
E:

Defer applications; for further investigation or request for additional documentation.

1. 5 Star Flooring Inc (Additional classification)
Aleksandr Saranchuk, RME
"B" General building
2. 4N Services LLC
Richard Nuessen, RME
C-13 Electrical
C-37 Plumbing
C-57a Pumps installation
3. 808 Kachorro's General Construction LLC (Dual Status – Max E
Max E Ludwig, RME
"B" General building
Ludwig, Individual)
4. A & B Construction LLC
Adam R Harms, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs

5. A&D Consulting LLC
Damon M V Cabel, RME
C-32 Ornamental, guardrail, and fencing (**approve 05/24**)
C-48 Structural steel
C-56 Welding (**approve 05/24**)
6. AFO Pro Quality Roofing LLC
Arnie F Ortega, RME
C-42 Roofing
C-55 Waterproofing
7. Absolute Electric & Controls LLC
Brent S Shigeta, RME
C-13 Electrical
8. Gordon O Aihara (Individual) (Additional classification)
C-13 Electrical (Reactivation)
C-62 Pole and Line (**approve 1/24**)
9. Akamai HVAC LLC
Kaena Asing, RME
C-52 Ventilating and air conditioning
10. Anacleto Joey Boy S. Alcantara VI, RME
Group Builders Inc
"A" General engineering
"B" General building (**approve 1/24**)
C-1 Acoustical and insulation
C-5 Cabinet, millwork, and carpentry remodeling
and repairs (**withdraw 1/25**)
C-12 Drywall (**withdraw 1/25**)
C-33b Taping (**withdraw 1/25**)
C-36 Plastering
11. Anacleto Pio Alcantara, RME (Additional classification)
A H Construction LLC
"B" General Building
12. Align Industries LLC (Additional classification)
Alden D Vienneau, RME
"B" General building
13. All Stars Corp
James D Walters III, RME
"B" General building
14. Aloha Bath & Flooring LLC (Additional classification)
James D Covington, RME
C-5 Cabinet, millwork, and carpentry

remodeling and repairs
C-7 Carpet laying

15. Aloha Island Enterprise LLC
Francis I Kuailani, RME
C-27 Landscaping
C-37b Irrigation and lawn sprinkler systems
16. Alpha-Omega Plumbing Inc
Neil H Edwards, RME
C-37 plumbing
17. Alpine Roofing Co, Inc
Joseph Coyne
C-42 Roofing
18. American Equipment Systems LLC
Vincent L Baroldi, RME
C-68 Classified Specialist
19. Peter R P Amerino (Individual)
C-27 Landscaping
20. Amped Electric LLC
Patrick J Pasamonte, RME
C-13 Electrical
21. Jason Grant Anderholm (Individual)
C-13 Electrical
22. Apex Telecom LLC
Dung T Ton, RME
C-15b Telecommunications
23. Apozpainting LLC
Arthur Moulton Hemenway III, RME
C-33 Painting and decorating
24. Aqueos Marine Inc
David E Bell, RME
"A" General engineering
25. Argus Construction Management LLC
James R Chambliss, RME
"A" General engineering
26. Jason H Arquitola, RME
Terraformation Inc
C-27 Landscaping

27. B7 Hawaii LLC
James D Arthur, RME
"A" General engineering
"B" General building
28. B & B Island Services LLC
Byron L Keahi, RME
C-17 Excavating, grading, and trenching
C-37a Sewer and drain line
29. Babcock & Wilcox Construction Co LLC
Randy R Pierce, RME
C-4 Boiler, hot-water heating, and steam fitting
30. Emil L Ballocanag (Individual)
C-51 Tile
31. Matthew B Barberi (Individual)
"B" General building
C-42 Roofing
32. Alissa E Bautista, RME
Rosendin Electric Inc
C-13 Electrical
33. Bay Alarm Company
Shane M Clary, RME
C-15a Fire and burglar alarm
34. Blackstone Pacific LLC
Peter V Walburn, RME
"A" General engineering
"B" General building
35. Big Island Custom Flooring Inc
Travis Cabalar, RME
C-7 Carpet laying
C-21 Flooring
36. Big Island Plumbing and Solar LLC
Jeremy W Varize, RME
C-37 Plumbing
37. Big Island Renovation Inc
Michael L Strasser, RME
"B" General building

38. Big River Building LLC
Adam C Wilson, RME
"B" General building
39. Big Wave Construction LLC
Gavin Vaughan, RME
"B" General building
C-17 Excavating, grading, and trenching
40. Black Belt Electric LLC
Leandro Grando, RME
C-13 Electrical
41. Bragdon Built LLC
Joshua M Bragdon, RME
"B" General building
42. Brock Services LLC (Additional classification)
Omar Chavira, RME
C-33 Painting and decorating
43. Timothy W Broersma, RME
Elements of Hospitality Inc
"B" General building
44. Brant L Brown, RME
Hapa Landscaping, LLC
C-27 Landscaping
45. Kolani B Brown (Individual) (Additional classification)
"A" General engineering (**withdraw 4/24**)
"B" General building
46. Brown Development LLC (Additional classification)
Randy J Anderle, RME
"A" General engineering
47. Build Zone LLC
Mun-Won Chang, RME
"A" General engineering
"B" General building
C-13 Electrical
C-15 Electronic systems
C-31 Masonry
C-48 Structural steel
48. Dwight D Burdick (Individual) (Additional classification)
"A" General engineering

49. Christopher S Burgess, RME
Stellar Group Incorporated
"B" General building
50. C & C North America Inc
Matt G Klein, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
51. CMC HI Built LLC
Christian Ritchard Massey, RME
"B" General building
52. CS Builder LLC (Additional classification)
Xian De Cao, RME
C-13 Electrical
53. Cable Installers of America LLC
Carlos A Paez Camelo, RME
C-13 Electrical
C-15 Electronic systems
54. Ralph P Calder, RME
W W Clyde & Co
"A" General engineering
"B" General building
55. Elias D Cantu, RME
Roto-Rooter Services Company
C-37 Plumbing
56. Ya Hua Chen (Individual)
"B" General building
57. Chon Builders Inc
Sam Su Chon, RME
"B" General building
58. Noah S Chong, RME
Helix Electric Inc
C-13 Electrical
C-63 High voltage electrical
59. James Christy, RME
Ahtna Infrastructure & Technologies LLC
"B" General building
60. Arther J Clayton Jr. RME
Island Demo Inc
C-19 Asbestos

61. Clear Water Mechanical Plumbing & Underground LLC
Selso Guerra, RME
C-37 Plumbing
62. Colburn Construction LLC (Dual status – Lee A Colburn)
Lee A Colburn, RME
“B” General building
63. Cold War Refrigeration Inc
Andrew James, RME
C-40 Refrigeration
64. Colt General Contracting LLC
Jamie C Howard, RME
“B” General building
65. Sean C Combs (Individual)
“B” General building
66. Commercial Painting LLC (Dual status – Wesley M Tamanaha)
Wesley M. Tamanaha, RME
C-33 Painting and decorating
67. Community Creators LLC (Robert S McGarvey – Dual Status – Northwest Playground Equipment Inc)
Christopher A McGarvey, RME
Robert S McGarvey, RME
“B” General building (**withdraw 4/24**)
C-3b Play court surfacing (**approve 8/24**)
C-25 Institutional and commercial equipment (**approve 8/24**)
C-68MI Prefabricated metal buildings
68. Concreate Oahu LLC
Jourdan Krantz, RME
C-33 Painting and decorating
69. Construction Innovations Group LLC
Larry A Devore, RME
C-13 Electrical
C-63 High voltage electrical
70. Contract Décor Inc.
David M. Stewart, RME
C-5 Cabinet, millwork, and carpentry remodeling and repairs

71. Ralph D Costanzo (Individual)
"B" General building (**withdraw 10/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
72. Crabbe Services LLC (Additional classification)
Russell F Crabbe, RME
C-17 Excavating, grading, and trenching
C-24 Building moving and wrecking
C-31 Masonry
73. Creative Woodworking LLC
Justin A Terpening, RME
"B" General business
74. Jared-Michael Crisologo, RME
Protech Roofing LLC
C-1 Acoustical and insulation
75. John M Custodio, RME
Sky Climber of Hawaii LLC
C-10 Scaffolding
76. Custom Tile & Stone Inc (Dual status – Hilo Tile &
Albert K Leedy, RME Stone Inc)
C-51 Tile
77. D.A.R.C. Builders LLC
Ernesto Meza Jr, RME
"B" General building
78. DCSK Plumbing LLC
Sky Baski, RME
C-37 Plumbing
79. DDTG Construction Inc
Daniel Diaz Theo Gonzalez, RME
C-12 Drywall
C-21 Flooring
C-32 Ornamental, guardrail, and fencing
C-32a Wood and vinyl fencing
C-33 Painting and decorating
80. DKB Electric LLC
Dante K Bush, RME
C-13 Electrical

81. DM Pacific Inc (Additional classification)
Brian K Mitsunaga, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
82. Jonathan H Delahoyde, RME
Hawaiian Telcom Inc
C-15b Telecommunications
83. Brandon A Dennis (Individual)
C-37 Plumbing
84. Heath J Devery (Individual)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
85. Digital Path Inc
Andrew J Cardin, RME
"B" General building
C-15b Telecommunications
86. Dome Technology LLC
Mitchell Cade South, RME
"B" General building
87. Craig M Dorn (Individual)
C-16 Elevator
88. Dragados USA Inc
Martin Lessard, RME
"A" General engineering
89. Dynamic Group LLC
Fredrick A Gerdes, RME
"B" General building
90. Eaton Corporation
Gonzalo Planas Jr, RME
"B" General building
C-13 Electrical
91. Eaton Corporation
Steven T Guido, RME
C-13 Electrical
C-63 High voltage electrical
92. Eaton Corporation
Jess Yenter, RME
"A" General engineering

93. Echo Construction LLC
Gregory Sado, RME
"A" General engineering
94. Eco Tech Hawaii LLC
Jerzy Bogdan Masznicz, RME
C-51 Tile
95. Ed Dang Machine Works Inc
Wendell Dang, RME
C-56 Welding
96. Dennis Millikan Elbert
Northshore Exteriors Inc
"B" General building
C-42 Roofing
C-44 Sheet metal
97. Elevate Builders LLC
"B" General building
98. Elite Plus Real Estate - Orem A Professional
Limited Liability Company
Michael K Matsuzaki, RME
"A" General engineering
"B" General building (**withdraw 9/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-68MI Prefabricated metal buildings
99. Elvenia Builders LLC
Dennis Elvenia, RME
"B" General building
100. Enclos Tensile Structures Inc
Allen Gadus, RME
C-44b Awnings and patio cover
101. Engage Contracting Inc
Donavon S Minnis, RME
"B" General building
102. Essential Cabinet Refacing Inc
Ringo J Pauly RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs

(Additional classification)

103. Joseph Etinger, RME (Additional classification)
Cornerstone Detention Products Inc
C-25 Institutional and commercial equipment
104. Eurocraft Hardwood Floors LLC
Ioan Duciuc, RME
C-21 Flooring
105. Merlyn S K Ferreira, RME
TSM Enterprises Inc
C-13 Electrical
106. Flexground LLC
Michael W Gomlicker, RME
"A" General engineering
C-68 Classified specialist
107. Paul L Freitas (Individual) (Additional classification)
"B" General building
108. Tianhong Fu (Individual)
"B" General building
109. Kevin S Fukumoto (Individual)
C-37 Plumbing
110. Jered K Fukushima (Individual)
"B" General building
111. Nelson L Gagnon (Individual)
C-37 Plumbing
112. Gallagher Construction Inc
Seamus Gallagher, RME
"B" General building
113. Kanale K George, RME
K & S Welding Inc
C-32 Ornamental, guardrail, and fencing
C-48 Structural steel
C-56 Welding
114. Get Er Done Contracting LLC
David J Van der Walle, RME
"B" General building
115. Go With The Flow Plumbing LLC
Nicholas A Rodrigues, RME
C-37 Plumbing

116. Robert W Goddard (Individual)
"B" General building
117. Green Horizons Kauai LLC
Samuel J Richard, RME
C-27 Landscaping
118. Ground Zero Landscape & Construction LLC
Carla Lynn Stroud
C-27 Landscaping
119. Xiaoling Yu Guan (Individual)
C-33 Painting and decorating
120. Gutter Ninjas LLC
Cody T Matsuda, RME
C-44a Gutters
121. HI Current Electric LLC
Brian M Leary, RME
C-13 Electrical
122. HI Landscaping LLC
Kirill Vekhov, RME
C-27 Landscaping
123. HOA Construction Consulting
Ryan L Eck, RME
"B" General building
124. Hanale Builders LLC
Henry James Correa, RME
C-12 Drywall
C-42 Roofing
125. Janel M Harada, RME
Na Alii Consulting & Sales LLC
"A" General engineering
126. Harmon Inc
Kevin J Mannen, RME
C-22 Glazing and tinting
127. Hawaii Court Resurfacing LLC
Jose A A Tapia, RME
C-3b Play court surfacing

(Additional classification)

128. Hawaii Design & Development LLC
Matthew S Azouz, RME
"B" General building
129. Hawaii Home Creations LLC
Refael R Zilber, RME
"B" General building
130. Hawaii Island Power Solutions LLC
Brock J Labenne, RME
C-13 Electrical
131. Hawaiian Millworks LLC
Jonathan C Clayton, RME
"B" General building
132. Jinpeng He (Individual)
"B" General building
133. Jerome W Heder, RME
JDH Construction Limited
C-1 Acoustical and insulation
C-6 Carpentry framing
C-12 Drywall
134. Heinz Plumbing LLC
Gregory J Heinz, RME
C-37 Plumbing
135. Hitachi Energy USA Inc
Paul J Marhofer, RME
"B" General building
136. Home Remodel and Design LLC
Glenn J Fortune, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
137. Horsley Specialties Inc
Zackary G Horsley, RME
C-19 Asbestos
138. Hualalai Plumbing LLC
Jordan K Gomes, RME
C-37 Plumbing
139. I Con Construction Inc
Aiden W Wright, RME
"B" General building (**withdraw 1/25**)
C-6 Carpentry framing

(Additional classification)

140. IBBUILDERS Hawaii LLC
Nathan E Lee, RME
"B" General building
141. Ian M Ichimura, RME
Pural Water Specialty Co Inc
C-4 Boiler, hot-water heating, hot water supply,
and steam fitting
C-37 Plumbing
142. Infinity Group LLC
Craig R Akina, RME
"B" General building
143. Intelligrated Systems LLC
Israel Mireles, RME
C-16a Conveyer systems
144. Intercool USA LLC
Kory Frederick Johnston, RME
C-40 Refrigeration
145. Interstates Inc
Lowell G Reith, RME
C-13 Electrical
146. Ironwood Commercial Builders Inc
Christopher K Bushard, RME
"B" General building (**withdraw 8/24**)
C-1 Acoustical and insulation (**withdraw 1/25**)
C-6 Carpentry framing
C-12 Drywall
147. Island Cabinets LLC
Greg Blue Crump, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
148. Island Residential Services LLC
Sean R Warnet, RME
"B" General building
149. J. Lyne Roberts & Sons Inc
Scott G Roberts, RME
"B" General building
- (Additional
Classification)

150. J&A Construction LLC
Justin J Agsalud, RME
"B" General building
151. J & L Construction Inc
Wuneng Chen, RME
"B" General building
152. JDE Construction Inc
John D. Edwards, RME
"B" General building
153. JFG Compassionate Craftsman LLC
Joemel F Gallego, RME
"B" General building
154. JIA Solution LLC
Evan W L Cheng, RME
"B" General building
155. JND Rankin Construction Inc
Donald V Rankin, RME
"B" General building (**withdraw 8/23**)
C-48 Structural steel
156. Janus International Group LLC
Benjamin Riehm, RME
"B" General building
157. Nicholas William Jeffries, RME
SG Builder LLC
"B" General building
158. Jensen Pool Service Hawaii LLC
Kasper Stege Jensen, RME
"B" General building (**withdraw 9/24**)
C-5 Cabinet, millwork, and carpentry remodeling
and repairs
159. Johansen Contracting Inc
Joseph Johansen, RME
"A" General engineering
"B" General building
160. Brent Johnson, RME
Northern Powerline Constructors Inc
C-13 Electrical

161. Johnson And Wood Construction Inc
Steven T Wood, RME
"B" General building
162. Johnson Controls Security Solutions LLC
Ryan W Knowles, RME
C-15 Electronic systems
163. Ka Lanakila A'a LLC
John A Kang, RME
C-1 Acoustical and insulation
C-12 Drywall
C-36 Plastering
164. Kaidio LLC
Jonathan D Diodato, RME
"A" General engineering
"B" General building
C-16 Elevator
165. Frederick John Kassebeer, RME
Rosendin Electric Inc
C-13 Electrical
166. Kauai Concrete Design LLC
David J Hibbit, RME
"B" General building
167. Kauai Mechanical Inc
Colby L Ayonon, RME
C-37 Plumbing (Additional classification)
168. Rodger W Kearley, RME
ICC Commonwealth Corporation
C-23 Gunitite
169. Keep It Cool & Handy Services LLC
Dale J M Gapusan, RME
C-52 Ventilating and air conditioning
170. Shawn E Kelley, RME
Trane U S Inc
"B" General building (Additional Classification)
171. Michael Joseph Kerchner, RME
Tutor Perini Corporation
"A" General engineering

172. Albert H Kim, RME
Smalt & Company Inc
C-27 Landscaping
173. King Rock Masonry LLC
Faiva L Amone, RME
C-31 Masonry
174. Kingdom Flooring LLC
Franklin Thurman, RME
"B" General building (**withdraw 11/23**)
C-7 Carpet laying (**withdraw 11/23**)
C-21 Flooring
C-51 Tile
175. Kinley Construction Group Ltd
Adam L Frisch, RME
"A" General engineering
"B" General building
C-37f Fuel dispensing
C-43a Reconditioning and repairing pipeline
176. Kinnan Engineering Inc
Israel A Wafer, RME
"A" General engineering
177. Robert Kiss (Individual)
"B" General building
178. Knoles Electric LLC
Cameron Knoles, RME
C-13 Electrical
179. Koapaka Electric LLC
James W Koapaka Herras, RME
C-13 Electrical
180. KStone Plumbing Corporation
Keith K Ishitani, RME
C-37 Plumbing
181. Mark G Kuwahara, RME
David M Kuwahara (Individual)
C-33 Painting and decorating
182. Lahaina Roofing LLC
Ronald Louis Brandt Jr, RME
C-42 Roofing

183. Allen R. Lau, RME
ASIX Plumbing LLC
C-37 Plumbing
184. James Andrew Lavarro, Individual
"B" General building
185. Christopher B H Lee, RME (Additional classification)
AKYO Group LLC
"B" General building
186. Legrand Construction LLC
Michael D Barton, RME
"B" General building
187. Juncai Liang (Individual)
"B" General building
188. Stetson C Lindsey (Individual)
"B" General building
189. Shawn J Little, RME
Sunnova Energy Corporation
C-13 Electrical
190. Daniel Logue, RME
Na Alii Consulting & Sales LLC
"A" General engineering
191. M & J Renovations Inc
Omar M Abney, RME
C-7 Carpet laying
C-33 Painting and decorating
192. M E I Corporation (Additional classification)
Ariel A Daguio, RME
C-1 Acoustical and insulation
C-12 Drywall
C-36 Plastering
193. MGM Builders LLC
Jon G Earll, RME
C-12 Drywall
194. MR Construction LLC
Maxim E Rachkovskiy, RME
"B" General building

195. Mikael A Maatta, RME
Fuller Glass Company Inc
"B" General building (**deny 10/24**)
C-22 Glazing and tinting
196. Seluini S Mafi (Individual)
C-31 Masonry
197. Maikai Ka Hana Construction LLC
James Mitchell Kuhlmann, Jr, RME
"B" General building
C-1 Acoustical and insulation
C-36 Plastering
198. Mainz Builders Hawaii Inc
Morgan Mainz, RME
"B" General building
199. Kurt J Malley, RME
Northwest Exteriors Inc
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
200. Mammoet USA North Inc
Jeffrey A Jenkins, RME
"A" General engineering
201. Mammoet USA North Inc
Sidney King, RME
"A" General engineering
202. Brandon Maneafaiga (Individual)
C-17 Excavating, grading, and trenching
203. Amedeo J Markoff (Individual)
"B" General building
204. Maui Commercial Landscaping Inc
Christopher G Morales, RME
C-27 Landscaping
C-27b Tree trimming and removal
205. Maui Construction Team LLC
Joel Kaho'ohanohano, RME
"B" General building

206. Maui Home Worx LLC
Andrew R Thomas, RME
"B" General building (**withdraw 8/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repair
207. Maui Solar Pros Inc
Preston L Sinenci Jr, RME
C-13 Electrical
208. Mirissa M McCandless, RME
Rojac Construction Inc
"A" General engineering
209. McCloskey Mechanical Contractors Inc
David J McCloskey Jr, RME
C-52 Ventilating and air conditioning
210. Megill Contracting & Construction Services
LLC
Michael L Garrett, RME
"B" General building
211. Darren E Mertz (Individual)
C-49a Hot tub and pool
C-51a Cultured marble
212. Timothy J Miller RME
Covanta Projects LLC
"A" General engineering
213. Myles M Mizokami, RME
Grace Pacific LLC
"B" General building
"A" General engineering (**approve 4/23**)
214. Mocon Corporation
Angel Briones, RME
C-23 Gunite (Additional classification)
215. Mocon Pacific Inc
Darin R. Fogg, RME
"A" General engineering
216. Modbox LLC
Craig S Smollen, RME
"B" General building

217. Moku Air LLC
Brandon N Fernandez, RME
C-40 Refrigeration
218. Finefeuiaki Molia (Individual)
C-31 Masonry
219. Jon M Mollison, RME
Na Alii Consulting & Sales LLC
"A" General engineering
220. Momona Trimming LLC
Elvis R Landford, RME
C-27b Tree trimming and removal
(Reactivation –
Elvis R Landford,
RME)
221. Michael T Moniz, RME
Hawaii Electrical Solutions LLC
C-13 Electrical
222. Santiago Montone, RME
Hapa Landscaping LLC
C-27 Landscaping
223. Michael D Moore, RME
Penhall Company
"A" General engineering
(Additional
Classification)
224. Murakami Roofing LLC
Jason Murakami, RME
"B" General building
(Additional classification)
225. Robert Muraoka, Individual
C-42 Roofing
226. Murrill Inc
Jason T Murrill, RME
C-13 Electrical
227. NCM HI Inc
Gregory E Guerra, RME
"B" General building
228. Robert J Nabalatan, RME
Brandsafway Services LLC
C-2 Mechanical insulation

229. Steven J Nakanishi, RME
State Wide Plumbing Inc
C-37 Plumbing
230. Nakasato Contracting LLC
Kimberly Nakasato, RME
"A" General engineering
(Additional Classification)
231. National Interior Solutions LLC
Naz Senaldi, RME
C-40 Refrigeration
232. Nationwide Lifts of Hawaii Inc
Max J Murray, RME
C-16 Elevator
233. Cody J M Navarro, RME
Video Warehouse Inc
C-15 Electronic systems
234. Nelson Contracting Inc
Darryl L Vigneux, RME
"B" General building
C-37 Plumbing
235. George Christopher Newman, RME
Curt Faus Corporation
"B" General building (**withdraw 10/24**)
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-6 Carpentry framing
236. Newpark Group LLC
Caleb J Lawson, RME
"B" General building
237. Next Level Custom Builders Inc
Josh Mescall, RME
"B" General building
238. Next Level Solutions LLC
Neal M Tamashiro, RME
C-13 Electrical
239. Leroy E Nicolas III, RME
Pan-Pacific Mechanical LLC
C-44 Sheet metal
(Additional classification)

240. Stephen T Nieman, RME (Additional classification)
Porter Construction Inc
C-55 Waterproofing
241. Ning's Construction Inc
Jiafa Pan, RME
"B" General building
242. Nohealani Masonry Contractor Corporation
Kepueli Tupou, RME
C-31 Masonry
243. Nolans Big Island Masonry Inc
Keakuahanae K Nolan, RME
C-31 Masonry
244. Northshore Exteriors Inc (Additional classification)
Dennis Millikan Elbert, RME
"B" General building
C-42 Roofing
245. Northstar Broadcast Contractors Inc
Jason E Kardokus, RME
"B" General building
246. OCI Contracting Inc
"B" General building
247. Oahu Plumbing and Repairs LLC
Colton J Nascimento, RME
C-37 Plumbing
248. Oceanic Home Solar LLC (Dual Status – Sunshine
Erik J Nelson, RME Solar LLC)
C-13 Electrical
249. Ohana Air Conditioning LLC
Jeffrey R Esposito, RME
C-52 Ventilating and air conditioning
250. Ohana Custom Homes Inc (Additional classification)
Bruce M Parisi, RME
"A" General engineering
251. Christopher Kwock On Oku, RME
Johnson Controls Inc
C-52 Ventilating and air conditioning

252. Oli Home Solutions and Repair LLC
Tai K Gibson, RME
"B" General building
253. One Silver Serve LLC
Alan F Reed, RME
"B" General building
254. Onesta LLC
Tyson G K Ferreira, RME
"B" General building
255. Joseph E Orr (Individual)
"B" General building
256. Oshkosh Aerotech LLC
John P Thompson, RME
"B" General building
257. Cayden K Oshiro, RME
White Sands Construction Inc.
"B" General building
258. Ivan P P Osintsev, RME
Hawaii Island Electric LLC
C-13 Electrical
259. Oxford Electronics Inc (Additional classification)
Jay D Rossi, RME
C-16a Conveyor systems
C-48a Steel door (**approve 1/24**)
C-48 Structural steel (**withdraw 10/20**)
260. P.A. Lewis Construction Inc
Paul A Lewis, RME
"B" General building
261. PC Construction LLC (Additional classification)
Collin R Saxby, RME
C-3 Asphalt paving and surfacing
262. Pacific Build LLC
Veniamin Y Paliyev, RME
"B" General building

263. Pacific Concrete Works Inc (Bond Waiver)
Eric W Potter, RME
"B" General building
C-31 Masonry
C-41 Reinforcing Steel
264. Pacific Decorative Concrete Inc. (Additional classification)
Douglas C Back, RME
C-21 Flooring
265. Pacific Flooring & Designs LLC
Jason Bullard, RME
C-51 Tile
266. Pacific Industrial Coatings LLC
Randall R Belmonte, RME
C-42 Roofing
267. Pacific Mobile Welding and Fabrication LLC
Riley T Mansell, RME
C-56 Welding
268. Pacific Playscapes Inc (Additional classification)
Zachary L Debruyne, RME
C-3b Play court surfacing
269. Pacific Striping LLC (Additional classification)
Kyle M Kamae
C-31 Masonry
270. Matthew R K Pan, RME
Sunrun Installation Services Inc
C-13 Electrical
271. Paradise Home Inspections LLC (Dual status – Stanley
Peter Y Lee, RME Access Technologies
"B" General building LLC)
C-13 Electrical
272. Kenneth K Y Park (Individual) (Reactivation)
"B" General building
273. Parker and Associates LLC
Stephen J Parker, RME
"B" General building

274. Parmis Landscaping & Maintenance LLC (Additional classification)
Ganesan P Paitchaymuthu, RME
"B" General building
C-17 Excavating, grading, and trenching
C-19 Asbestos
C-24 Building moving and wrecking
C-31b Stone masonry
C-43a Reconditioning and repairing pipeline
(withdraw 1/24)
275. Peak Performance Energy LLC
Michael D Cooper, RME
C-13 Electrical
276. Peritia Stone LLC
Jeffrey John Wirtz, RME
C-51 Tile
277. Korey M Peters, RME
Certified Construction Inc
C-42 Roofing
278. Scott H Peterson (Individual)
C-31a Cement concrete
C-33 Painting and decorating
279. Elliott B Petri, RME
Na Alii Consulting & Sales LLC
"A" General engineering
280. Damon M Petrillo, RME
Tutor Perini Corporation
"A" General engineering
281. Vincent A Piazza III (Individual)
C-51 Tile
282. Piezoelectric LLC
Jeremiah W Johnson, RME
C-13 Electrical
283. Place of Refuge LLC
Travis V Leinonen, RME
"B" General building
284. Place Services Incorporated
Troy S Place, RME
"B" General building

- 285. Roger A Plante, RME
Sunnova Energy Corporation
C-13 Electrical
- 286. Poerio Incorporated
Joseph Michael Poerio, RME
"B" General building
- 287. Ernest J M Pontes (Individual)
C-51 Tile
- 288. John E Porter, RME
Porter Construction Inc
"B" General building
- 289. Kanani M K Powell, RME
Sunrun Installation Services Inc
C-13 Electrical
- 290. Premier Logistics & Transportations
Andranik Mikayelyan, RME
"B" General building
C-37 Plumbing
- 291. Prime Trucking and Excavation LLC (Additional classification)
Max K Behrens, RME
C-17 Excavating, grading, and trenching
- 292. Primecore Enterprises LLC
David C Willi, RME
C-17 Excavating, grading, and trenching
C-37a Sewer and drain line
C-43 Sewer, sewage disposal, drain, and pile laying
- 293. Pro Island Drain Cleaning & Service LLC
Brandon R Ferreira, RME
C-37 Plumbing
- 294. Prospiant Inc
Ananda Bethea, RME
C-22 Glazing and tinting
- 295. Proset LLC
James P Hamilton, RME
"B" General building
- 296. Providence By Design Construction and Development LLC
Gary M Brennan, RME
"B" General building
C-37 Plumbing

297. Puget Sound Abatement Services LLC
Joseph M Hislop, RME
C-19 Asbestos

298. Puu Malu LLC
Evan S Porges, RME
C-13 Electrical

299. Brian Pyon, RME
Mastec Network Solutions LLC
C-13 Electrical

300. QUTM CORP
Kenneth Corben, RME
"B" General building
C-13 Electrical
C-37 Plumbing

301. Quality Construction LLC
Joshua I Adkins, RME
"B" General building

302. Quality Restoration Inc
Earl E Shook Jr, RME
C-1 Acoustical and insulation
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
C-19 Asbestos

303. R&C Enterprises LLC
Robert K Pilato, RME
"B" General building

(Additional classification)

304. R & F Power Solutions LLC
Andres F Restrepo, RME
C-13 Electrical

305. RLT Systems LLC
Robert L Turner, RME
C-13 Electrical

306. RTJM Design LLC
Ronnie Akai, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs

307. RVG Construction Company
Rendy V Gismundo, RME
"B" General building
308. R Hirano Painting LLC (Additional classification)
Roy P Hirano, RME
C-42e Urethane foam
309. Rangeline Utility Services LLC
Christopher W Campbell, RME
C-17 Excavating, grading, and trenching
310. Kurt A Rapozo, Individual
C-27 Landscaping
311. Nathan C Raycroft, RME
Caddell Construction CO (DE) LLC
"B" General building
312. Sunny J Reed, RME
Directv LLC
C-15b Telecommunications
313. Robert V Ross, RME
Home Depot USA Inc
C-53 Miscellaneous retail products
314. Ross & Sons Refrigeration & Construction (Additional classification)
Inc
Rick L Ross, RME
"B" General building
315. Shane K Rutledge, RME
DirectTV LLC
C-15b Telecommunications
316. SBGC Inc
Shawn J Brown, RME
"B" General building
317. SMFCC LLC
Scott N Aoki, RME
"B" General building

- 318. SRT Electrical Services LLC
Troy M R Y Kageyama, RME
C-13 Electrical
- 319. SST Construction LLC
Jesse Lee Park, RME
C-13 Electrical
- 320. Salt Builders LLC
Bradley J Gaul, RME
"B" General building
- 321. San Diego Electric Sign Inc
Gregory D Ballard, RME
C-14 Sign
- 322. Sand and Sawdust LLC
Shannon Krakover, RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
- 323. Jeffrey J Scalisi, RME
Architectural Glass & Aluminum Co Inc
C-22 Glazing and tinting
- 324. Isaiah I Schenk, RME
Sunrun Installation Services Inc
C-13 Electrical
- 325. Schmidt General Contracting Inc
Matthew G Schmidt, RME
"B" General building
- 326. Securadyne Systems Intermediate LLC
James D Gracey, RME
C-15a Fire and burglar alarm
- 327. David H Shahnazarian, RME
American Marine Corporation
"A" General engineering
- 328. Luke A Shoup, RME
MEV LLC
C-19 Asbestos
C-24 Building moving and wrecking

(Dual status – Pacific
Environmental
Corporation)

329. Signal USA LLC
Irv H Lipschutz, RME
"B" General building
330. Lemuel P Silva (Individual)
C-33 Painting and decorating
331. Smith Electrical Services LLC
Aaron E P Smith, RME
C-13 Electrical
332. Jacob Klein Solomon, RME
Associated Builders Inc
"B" General building
333. Sound Solution Group LLC
Steven T Williams, RME
C-1 Acoustical and insulation
C-15 Electronic systems
334. Spectra Company
Reuben Lombardo, RME
C-31b Stone masonry
335. Levi B Sperl, RME
Steve's Plumbing, Heating, Cooling & Electrical LLC
C-52 Ventilating and air conditioning
336. Steve Hoegger & Associates Inc (Additional classification)
Steve H Hoegger, RME
C-12 Drywall
337. Storage Building Company LLC
Kenneth R Slezak, RME
C-48 Structural steel
338. Streamline Industries LLC
Edwin K Apostadiro, RME
C-56 Welding
339. Stratos Development Inc
Clayton N Johnson, RME
"B" General building
340. Structural Preservation Systems LLC (Additional classification)
Jason Daniel Dodson, RME
C-38 Post tensioning
C-41 Reinforcing steel

341. Summit Innovations Development Corp
Kevin S Webb, RME
"B" General building
342. Sunny Days Workspace Inc (Additional classification)
Michael A Smith, RME
"B" General building
343. Superior Construction Services LLC
Kevin K Mashino, RME
"B" General building
344. TR_Electric_LLC_
Tracie R Bingo, RME
C-13 Electrical
345. Marc Masao Taga, RME
Quality General Inc
"A" General engineering (**approve 05/24**)
"B" General building
C-31 Masonry
346. Tai Sheng Electrician and Plumbing LLC (Dual status – SL
Song Lin Zhang, RME Construction LLC)
"B" General building
C-13 Electrical
C-33 Painting and decorating
C-37 Plumbing
347. Rodney Y Takara, RME
Commercial Plumbing Inc
C-20 Fire protection
348. Kay L Tantog, RME
NS Air Conditioning Inc
C-52 Ventilating and air conditioning
349. Technical Rfg Solutions Inc
Vernol L Leandro, RME
"B" General building
350. Daniel E Teffera, RME
Pacific Islands Group LLC
C-42 Roofing
C-55 Waterproofing

- 351. The Peterson Company LLC
John Cummins, RME
"B" General building
- 352. Kevin Thompson, RME
Bellingham Marine Industries Inc
"A" General engineering
- 353. Titan Specialized Services Inc
David M White, RME
C-13 Electrical
- 354. Robert J Tomas, RME
Moss & Associates LLC
"A" General engineering
"B" General building
- 355. Koli M Tonga (Individual)
"B" General building
- 356. Top Rank Construction LLC
Kanakalele J Silva, RME
"B" General building
- 357. Top Shape Masonry LLC
Ryan M Dillon, RME
C-49 Swimming pool
- 358. Top Shelf Cabinet Solutions LLC
Mark Short RME
C-5 Cabinet, millwork, and carpentry
remodeling and repairs
- 359. Raquel Ann L C Toyozaki (Individual)
"B" General business
- 360. Nathan M Trahern, RME
Eric F Anderson Inc
"B" General building
- 361. Trilink Enterprises Inc
Mark J Strachan, RME
"B" General building
- 362. Jonathan E Tseu, RME
Hensel Phelps Construction Co
"A" General engineering (**approve 1/25**)
"B" General building

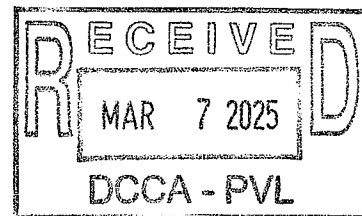
363. Unique Homes of Hawaii LLC
Jason K C Frost, RME
"B" General building
364. United Irrigation Inc
Anthony J Cunzio, RME
C-27 Landscaping
365. Unity Tile Design LLC
Kerry M Rice, RME
C-51 Tile
366. Urban Stack
Thomas A Stoddard Jr, RME
C-17 Excavating, grading, and trenching
C-23 Gunite
C-27 Landscaping
C-31 Masonry
C-37a Sewer and drain line
C-43 Sewer, sewage disposal, drain, and pipe
laying
C-49 Swimming pool
367. Utilities One Inc
Alexandrin Patron, RME
"A" General engineering
368. Vaifoou Construction LLC
Siaosi U Vaifoou, RME
"B" General building (**withdraw 1/25**)
C-31 Masonry
369. Esau Vakameilalo Jr, Individual
C-31 Masonry
370. Versatile Fabrication Hawaii LLC
Robert K Hamili, RME
C-32 Ornamental, guardrail, and fencing
371. Volk Pacific Builders Inc
Brian Volk, RME
C-22 Glazing and tinting (Additional classification)
372. Volta Systems Group LLC
Michael A Velazquez, RME
C-15 Electronic systems

373. WB LLC
Wyatt W K Butterbaugh, RME
"B" General building
374. WY Construction Inc
Wilson Yu, RME
"B" General building
375. Richard K Wa'alani Jr, RME
Waalani Enterprises LLC
"A" General engineering
376. Wayne Perry Inc
Milton D McGill, RME
"B" General building
377. Weber Makai Construction LLC
Michael C Weber, RME
C-37 Plumbing
378. Wen Ping Weng (Individual)
"B" General building
379. Whitewater West Industries Ltd
Brian A Vikner, RME (**withdraw 9/24**)
"B" General building (**withdraw 1/24**)
C-25 Institutional and commercial equipment
380. Wild Stallion Excavation LLC
Isileli T Kaho, RME
C-17 Excavating, grading, and trenching
381. Casey J Wood, RME
Electrical Contractors Hawaii Inc
C-13 Electrical
C-62 Pole and line
382. Woods Ohana LLC
John R Woods, RME
"A" General Engineering
"B" General Building
C-48 Structural steel
383. Cleve K Woosley Jr, RME
CSI Electric Inc
C-13 Electrical

384. XEC Inc
James J Clifford, RME
"B" General building
385. X-Quizit Marble & Tile LLC
Xavier Alvarez, RME
C-51 Tile
386. Yamane Construction Group LLC
Reid K Yamane, RME
"B" General building
C-13 Electrical (**approve 11/23**)
387. Thomas M Yamasaki, RME
Alert Holdings Group LLC
C-20 Fire protection
388. Andrew Zimmerman (Individual) (Reactivation)
"A" General engineering
"B" General building



**International Union of Painters and Allied Trades
District Council 50**



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FINISHERS
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Contractors License Board
Department of Commerce and Consumer Affairs
335 Merchant Street
King Kalakaua Conference Room
Honolulu, Hawaii 96813

**Re: Testimony on Proposed Rule Change to Hawaii Administrative
Rule §16-77-34 Definition of "Incidental and Supplemental"**

Dear Chair Nishek and Committee Members:

The International Union of Painters and Allied trades, District Council 50 ("DC50"), is an organization that consists of five (5) local unions: the Painters, Local 1971; the Glaziers Architectural and Glass Metal Workers, Local 1889; the Carpet Linoleum and Soft Tile, Local 1926; the Drywall, Tapers Finishers, Local 1944; and the Pearl Harbor Metal Trades Specialty Workers, Local 1941 – in all, approximately two thousand (2000) members statewide.

DC50 respectfully submits that the proposed amendment to Hawaii Administrative Rule ("HAR") §16-77-34 should be revised to change all references to the term "contractor" therein to the term "specialty contractor."

The reason for this revision is to conform the proposed amendment to Hawaii Revised Statutes ("HRS") §444-8(c), which allows only "specialty contractors" to perform incidental and supplemental work. HRS §444-8(c) provides:

This section shall not prohibit a **specialty contractor** from taking and executing a contract involving the use of two or more crafts or trades, if the performance of the work in the crafts or trades, other than in which the **specialty contractor** is licensed, is incidental and supplemental to the performance of work in the craft for which the **specialty contractor** is licensed.

[Emphasis added]. We are not aware of any HRS provision besides HRS §444-8(c) that allows unlicensed incidental and supplemental work. Expanding the incidental and supplemental exemption in HRS §444-8(c) to cover any contractor other than a specialty contractor would therefore clearly exceed the Board's authority to craft administrative rules interpreting that statute.

For this reason, we respectfully request that the proposed amendment to HAR §16-77-34 be revised to change all references to the term "contractor" therein to the term "specialty contractor."

Thank you for this opportunity to submit testimony on the proposed amendments.

**CONTRACTORS LICENSE BOARD
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
STATE OF HAWAII**

In the Matter of the Petition for Declaratory Relief

of

**DISTRICT COUNCIL 50 OF THE
INTERNATIONAL UNION OF PAINTERS
AND ALLIED TRADES and ALOHA GLASS
SALES & SERVICE, INC.,**

Petitioner.

CLB-DR-2006-2

**BOARD'S FINAL ORDER UPON
REMAND; EXHIBITS "A" AND "B"**

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BOARD'S FINAL ORDER UPON REMAND

I. INTRODUCTION

On or about March 24, 2006, DISTRICT COUNCIL 50 OF THE INTERNATIONAL UNION OF PAINTERS AND ALLIED TRADES and ALOHA GLASS SALES & SERVICE, INC. (collectively, "DC 50") filed a Petition for Declaratory Ruling ("Petition") with the CONTRACTORS LICENSE BOARD ("Board"). The Petition centered around the 2005 award of a contract by the State of Hawaii ("State") to Allied Pacific Builders, Inc. ("Allied Pacific") to renovate the Lanakila Elementary School ("the Project"). Part of the Project involved the installation of 10,390 vinyl slats and 476 aluminum jalousie windows in 33 classrooms and 4 bathrooms, and DC 50 contested the award because Allied Pacific: (1) was licensed as a "B" general building contractor with a C-5 Cabinet, millwork, and carpentry remodeling and repairs contractor's license¹; (2) did not possess a C-22 Glazing and tinting contractor's license²; and (3)

¹ Pursuant to Exhibit "A" of Hawaii Administrative Rules ("HAR") chapter 16-77, the scope of the C-5 Cabinet, millwork, and carpentry remodeling and repairs specialty contractor is as follows:

I HEREBY CERTIFY THAT THE ATTACHED
IS A TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN THE DEPARTMENT
OF COMMERCE & CONSUMER AFFAIRS.

[Signature]

did not list a subcontractor with a C-22 license in its bid. DC 50 asserted that under the Hawaii Supreme Court's decision in Okada Trucking Co., Ltd. v. Board of Water Supply, 97 Haw 450, 40 P.3d 73 (2002), a "B" general building contractor cannot engage in "incidental and supplemental" work in trades or crafts in which it is not licensed, and the Petition sought a ruling that a "B" general building contractor cannot use its C-5 specialty contractor's license to engage in work requiring a C-22 specialty contractor's license.

At its April 21, 2006 meeting, the Board voted to refer the Petition to the Office of Administrative Hearings at the Department of Commerce and Consumer Affairs ("DCCA") to conduct a hearing on the matter.

On October 23, 2006, the Administrative Hearings Officer ("Hearings Officer") issued his Findings of Fact, Conclusions of Law, and Recommended Order ("HORO") in the matter. The Hearings Officer reviewed the scope of the C-5 license and the definition of the term "incidental and supplemental" in HAR section 16-77-34³. The Hearings Officer determined that HAR section 16-77-34 does not define "incidental and supplemental" in terms of either the

"To install cabinets, cases, sashes, doors, trims, or nonbearing partitions that become a permanent part of structure, and to remodel or make repairs to existing buildings or structures, or both; and to do any other work which would be incidental and supplemental to the remodeling or repairing. The repairs, carpentry work, or remodeling shall include the installation of window shutters, garage doors, bifold, and shutter doors; and the installation of manufactured sidings and any other work that would not involve changes or additions to the building's or structure's basic components such as, but not limited to, foundations, beams, rafters, joists, or any load bearing members or sections." (Emphasis added).

² Pursuant to Exhibit "A" of HAR chapter 16-77, the scope of a C-22 Glazing and tinting specialty contractor is as follows:

"To glaze or tint frames, panels, sash, and doors. To assemble and install window wall and curtain wall, shower doors, tub enclosures, mirrors, metal windows and screens, metal sliding doors, metal jalousies, store front metal and trim, plastics, tempered glass doors; including items such as frames and hardware and any allied products not state above but affiliated with the glass and glazing industry."

³ Under HAR section 16-77-34, the term "incidental and supplemental" is defined as "work in other trades directly related to and necessary for the completion of the project undertaken by a licensee pursuant to the scope of the licensee's license." (Emphasis added).

extent or the cost of the work involved. See, page 4 of the HORO. After reviewing the scope of the jalousie window work on the Project, the Hearings Officer concluded that "the jalousie window replacement work [was] related to and necessary for the completion of the renovation work and as such, [was] therefore incidental and supplemental to the completion of the Project". See, page 4 of the HORO.

The Hearings Officer further determined that the jalousie window replacement work could be undertaken by either a C-22 specialty contractor or a C-5 specialty contractor; provided that the jalousie window work performed by a C-5 specialty contractor was "incidental and supplemental" to the renovation work for which the C-5 specialty contractor was licensed to perform. See, page 5 of the HORO. Accordingly, the Hearings Officer recommended that the Board deny DC 50's request for a declaration that a "B" general building contractor cannot use its C-5 specialty contractor's license to engage in work requiring a C-22 specialty contractor's license. See, page 6 of the HORO.

DC 50 filed exceptions to the HORO on November 9, 2006, and the State filed a statement in support of the HORO on November 29, 2006.

On January 19, 2007, the parties presented oral argument to the Board. After careful consideration, the Board voted to adopt the HORO as the Board's Final Order.

On February 16, 2007, DC 50 filed its Notice of Appeal of the Board's Final Order to the Circuit Court.

On September 12, 2007, the Circuit Court issued its "Decision and Order Affirming Board's Final Order, Filed January 22, 2007" ("CC Order"). The Court determined that the Okada Trucking case did not apply to DC 50's appeal, the Board has the authority to decide the scope of licensing under the C-5 and other specialty contractor classifications, and the Board has

consistently found that where a job requiring renovation work includes jalousie window work, the jalousie window work falls within the term "incidental and supplemental". See, page 3 of the CC Order. Furthermore, under existing case law, the Court deferred to the Board's determination of the scope of work that licensed general and specialty contractors may perform. Id. Thus, the Court held that there was nothing to prohibit the Board from determining that jalousie window work representing 20 to 25% of the total project⁴ meets the definition of "incidental and supplemental" under HAR section 16-77-34, and affirmed the Board's Final Order. See, pages 3 and 4 of the CC Order.

On September 25, 2007, DC 50 appealed the CC Order to the Intermediate Court of Appeals ("ICA").

The ICA issued its memorandum opinion on July 26, 2012, and determined that DC 50 did not demonstrate how the Hearings Officer's or Board's application of the "incidental and supplemental" provision to the jalousie window work in question was clearly erroneous or inconsistent with the underlying legislative purpose. See, District Council 50 v. Lopez, 128 Hawai'i 128, *3, 284 P.3d 221, *3 (Haw. App. 2012). Accordingly, the ICA concluded that the Circuit Court did not err in affirming the Board's Final Order. Id.

DC 50 filed an application for writ of certiorari with the Hawaii Supreme Court ("Supreme Court") on October 18, 2012. The Supreme Court accepted certiorari.

On April 17, 2013, the Supreme Court issued its Opinion and determined that the Board's decision was not inconsistent with the Okada Trucking decision. See, District Council 50 v. Lopez, 129 Hawai'i 281, 287, 298 P.3d 1045, 1051 (2013). However, the Court also determined that the Board's interpretation of "incidental and supplemental" was plainly erroneous under

⁴ The Court noted that while there is no specific finding to that effect, the record contained DC-50's own estimate that the jalousie window work represented 20 to 25% of the total project. See, page 4 of the CC Order.

HRS section 444-8(c) and was inconsistent with the Legislature's underlying purpose. Id. at 289, 298 P.3d at 1053. Thus, the Court vacated the judgment of the Circuit Court and ICA, and remanded the case back to the Board "to reconsider whether the jalousie window work qualified as 'incidental and supplemental' to the Project in light of the cost and extent of work involved". Id. at 292, 298 P.3d at 1056.

II. BOARD'S FINAL ORDER UPON REMAND

The Board discussed the Supreme Court's Opinion at its May 17 and July 19, 2013 meetings. Counsel for DC 50 was present at the July 19, 2013 meeting and provided comments to the Board. After careful consideration, the Board voted unanimously as follows:

A. Performance of "Incidental and Supplemental" Work by General Contractors

In its decision, the Supreme Court disagreed with DC 50's assertion that the Okada Trucking case prohibited general contractors from engaging in "incidental and supplemental" work in trades or crafts in which they are not licensed because the Court recognized that general contractors also hold specialty contractor licenses. The Court explained that:

"Okada Trucking's holding dictates only that a general contractor may not engage in work requiring a specialty license that the general contractor does not hold. . . . We did not foreclose the possibility of a specialty contractor completing work falling outside of their specialty license if that work was incidental and supplemental to licensed work, as provided for by HRS [section] 444-8(c). Here, the Board concluded that the jalousie window work qualified as 'incidental and supplemental' to Allied Pacific's C-5 specialty license. Therefore, pursuant to the Board's interpretation, the jalousie window work could be completed under the C-5 specialty license, and did not require a C-22 specialty glaziers license. The Board's decision was based on Allied Pacific's status as a C-5 specialty license holder, and not its status as a general "B" contractor. Because the Board determined that Allied Pacific could complete the jalousie window work under its C-5 specialty license, its conclusion did not violate our holding in Okada Trucking."

Id. at 289, 298 P.3d at 1053 (emphases added).

Based on the Court's explanation, the Board reaffirms its longstanding interpretation that "A" general engineering and "B" general building contractors who hold specialty contractor's license(s) that were automatically provided under HAR chapter 16-77 (such as a C-5 specialty contractor's license), or obtained on their own, may perform other specialty contracting work that is "incidental and supplemental" to the licensed specialty contracting work. In other words, general contractors are not prohibited under Okada Trucking from performing specialty contracting work outside of their specialty contractor licenses when that work is "incidental and supplemental" to work performed within the scope of their specialty contractor licenses. In those situations, they are acting as specialty contractors and not as general contractors.

B. New Test to Determine When Specialty Contracting Work is "Incidental and Supplemental"

The Court's decision also reviewed the definition and Board's interpretation of the term "incidental and supplemental". After consulting Black's Law Dictionary, the Court determined that the ordinary meaning of "incidental and supplemental" is "subordinate to something of greater importance and supplying something additional" (emphasis added). Id. at 290, 298 P.3d at 1054. The Court continued:

"Applying the ordinary meaning of 'incidental and supplemental' to HRS [section] 444-8(c), it is apparent that the legislature meant to provide specialty contractors with a limited ability to perform work outside of their licensed specialty area. However, the 'incidental and supplemental' work must not make up the majority of the project, and must instead be 'subordinate' and in addition to licensed work of 'greater importance'".

Id. (emphasis added). With respect to the Board's interpretation of "incidental and supplemental", the Court commented that:

"The Board's interpretation of its rules provides no limitation on the amount of specialty work that may be completed as incidental and supplemental to C-5 licensed work. . . For remodeling and repair projects falling under the purview of

a "B" general building contractor, the contractor may complete various types of work pursuant to its automatic C-5 specialty license. Under the Board's interpretation, if the contractor is qualified to complete some of the work under the C-5 license, the contractor may complete any other work that is 'related to and necessary for the completion of the project'".

Id. at 291, 298 P.3d at 1055 (emphases added). Thus, the Court concluded that:

"[T]he Board's expansive interpretation of the 'incidental and supplemental' exception creates a loophole for C-5 contractors to complete unlimited amounts of specialty work for which they do not hold the requisite specialty licenses. The Board's refusal to consider cost and extent of work when determining whether that work qualifies as 'incidental and supplemental' is plainly erroneous in light of the clear meaning of HRS [section] 444-8(c)."

Id. (emphases added). The Court further stated that:

"To protect the public health and safety, the Board's rules must ensure that fully qualified contractors are completing all major work involved in a particular project.

The Board's broad definition of 'incidental and supplemental' allows C-5 specialty contractors to complete substantial amounts of work for which they are unlicensed. A C-5 contractor may not possess the minimum level of expertise, experience, and training to complete this unlicensed work. If such work is poorly completed, it could present a grave risk to public health and safety. Because the Board's interpretation of 'incidental and supplemental' contravenes the manifest legislative purpose of the statute, it is entitled to no deference.

In creating the 'incidental and supplemental' provision in HRS [section] 444-8(c), the legislature crafted an exception for the completion of limited amounts of unlicensed work. This exception must be interpreted narrowly to preserve the statute's overarching purpose of protecting public safety by insuring that work is completed by fully competent contractors. In order to comply with this statutory provision, and the overall purpose of HRS chapter 444, the 'incidental and supplemental' exception to the C-5 license must be similarly limited. By allowing C-5 specialty contractors to complete all work related to and necessary for the completion of a renovation project, regardless of cost and extent, the Board is contravening the express purpose of HRS chapter 444."

Id. at 292, 298 P.3d at 1056 (emphasis in original and emphases added).

In light of the Supreme Court's Opinion, the Board acknowledges that the new test to determine whether specialty contracting work is "incidental and supplemental" requires a determination of whether such work is less than a "majority" of the project, and is "subordinate" and "in addition" to licensed work of "greater importance".

The Board notes that although the Court did not define the term "majority" in its decision, the term is generally defined in well accepted dictionaries as a number or percentage greater than half of a total. See, e.g., Black's Law Dictionary 1040 (9th ed. 2009). Consequently, the Board interprets the term "majority" in the Court's ruling to mean any amount greater than fifty per cent (50%).⁵

The Board also acknowledges the Court's requirement that the "cost and extent" of the other specialty contracting work must be considered when determining if such work is "incidental and supplemental".⁶ As a result, the Board's consideration of the "cost and extent" of the other specialty contracting work will be factored into determining whether the work constitutes less than a "majority" of the project.⁷

With respect to the requirement that the other specialty contracting work be "subordinate" and in addition to licensed work of "greater importance", the Board notes that these terms do not appear to be compatible with the construction industry because one type of contracting work is normally not characterized as being more important than another type of

⁵ Even prior to the Supreme Court's Opinion, the Board (to the best of its recollection) has never allowed more than 50% of specialty contracting work outside of a specialty contractor's license to be considered "incidental and supplemental", and neither DC 50 nor the Court identified any contrary determination by the Board.

⁶ The Board disagrees with the Court's assertion that the Board refuses to consider the cost and extent of work when making an "incidental and supplemental" determination. The Board notes that the "cost and extent" of the other specialty contracting work is always taken into consideration in determining whether work is "incidental and supplemental" as long as that information is provided to the Board. In many instances, scope of work questions submitted by project owners, homeowners, and even other contractors do not specify any dollar amounts or percentages of work, and the Board is left to make a determination solely on the limited information that is provided to it.

⁷ See, footnote 6 above. The Board notes that if the cost and extent of work information is not provided, the Board will have to rely on its own expertise to determine the cost and extent of the work in question.

contracting work. Regardless, the Board determines that in general, the primary work involved on a construction project or in question will be considered to be of "greater importance" and other related work will be considered to be "subordinate".

The Board further notes that while the Court criticized the Board's application of the definition of "incidental and supplemental" in HAR section 16-77-34, the Court's decision did not expressly invalidate the Board's rule. Construing the Court's decision in conjunction with HAR section 16-77-34, the Board acknowledges that the other specialty contracting work must be "subordinate" and in addition to licensed work of "greater importance" and constitute less than a "majority" of the project under the Court's decision; however, the Board also agrees that such work must also be "directly related to and necessary for the completion of the project undertaken by a licensee pursuant to the scope of the licensee's license" under its rule.

In summary, the Board concludes that to qualify as "incidental and supplemental" work, that work must represent less than 50% of the project (as measured in relation to the project's total cost or extent), and the work must be subordinate to, directly related to, and necessary for the completion of the work of greater importance that is within the scope of the licensee's license (i.e., the primary work the specialty contractor is licensed to perform).

C. Application of the New "Incidental and Supplemental" Test to the Lanakila Elementary School Project

According to the record in this proceeding, the overall scope of the Project is only contained in the "Notice to Bidders" ("IFB") that DC 50 attached as Exhibit "2" to its Petition (which is attached to this "Board's Final Order Upon Remand" as Exhibit "A"), which provides in relevant part as follows:

**"LANAKILA ELEMENTARY SCHOOL
RENOVATE AND PAINT VARIOUS BUILDINGS
D.A.G.S. JOB NO.52-16-5581**

* * *

The work generally consists of replacement of windows, floor covering, tack boards, whiteboards, electrical light fixtures, switches, receptacles and cover plates, doors and door frames, finish hardware, termite damaged wood, gypsum wallboard partition, sinks and cabinets, re-keying of locks, interior and exterior painting, cast-in-place concrete repairs, concrete masonry, and some minor repair work."

See, attached Exhibit "A" (emphases added).

Based on the evidence presented by DC 50⁸, the Board again concludes, as it did in its original 2007 Board's Final Order, that the overall Project falls within the scope of the C-5 license⁹ because it involves remodeling and repair work to existing buildings or structures, and appears to be non-structural. Thus, a "B" general building or a C-5 Cabinet, millwork, and carpentry remodeling and repairs specialty contractor is licensed to bid on and act as the primary contractor on this renovation project.

The window work at issue in this matter was described in Section 08527 of the IFB, entitled "Aluminum Jalousie Windows" in Exhibit "2" of DC 50's Petition, which provides in relevant part as follows:

- * * *
- "A. Provide aluminum jalousie windows as scheduled or required by renovation work.
- * * *
- B. Fabrication and installation of jalousie windows shall be done by skilled and experienced mechanics to the best standard of the trade and in accordance with the approved shop drawings."

⁸ The Board notes that DC 50 only provided this excerpt on the overall scope of the Project and Section 08527 (the Aluminum Jalousie Window section) below. DC 50 failed to provide any other descriptions or excerpts for the other types of contracting work involved in the Project.

⁹ See, footnote 1 above. Contrary to DC 50's assertions, a C-5 licensee is a specialty contractor that has special skill in (among other things) remodeling and making repairs to existing buildings or structures, and this skill encompasses more than one specialized building trade or craft.

See, attached Exhibit "A" (emphasis added). The IFB also specified: (1) that the jalousie windows had to be aluminum "full surround" type only, (2) that the jalousie window slats had to be white vinyl, (3) the other types of materials to be used on the jalousies and frames (none of which involved glass), and (4) the method to install the jalousie windows. As described in the Court's decision, the Project involved the installation of 476 aluminum jalousie windows, containing approximately 10,390 vinyl slats¹⁰, and the estimated cost of the window work was \$372,875.00, which represented approximately 20% to 25% of the total Project cost. See, District Council 50, 129 Haw. at 283, 298 P.3d at 1047; and see also, the Supplemental Declaration of Edward Kunishi¹¹ in Exhibit "2" of DC 50's Petition (which is attached to this "Board's Final Order Upon Remand" as Exhibit "B").

At the outset, the Board questions the reliability of the \$372,875.00 and 20% to 25% figures as they were provided by DC 50 and represent the cost that DC 50 allegedly would have charged for the window work had it actually been selected as a subcontractor on the Project. Id. at 283, 298 P.3d at 1047; and see also, page 4 of the HORO, and attached Exhibit "B". The Board believes that the more reliable figures are the cost that the Project's low bidder, Allied Pacific, actually charged for the window work and the percentage of that cost in relation to Allied Pacific's overall bid¹². Unfortunately, these figures are not contained in the record.

Nevertheless, in accordance with the Court's decision, the Board applied the Court's new "incidental and supplemental" test to the cost and extent of work figures provided by DC 50.

¹⁰ The Board notes that these figures were provided by DC 50, and are not contained in any of the excerpts of the IFB that were submitted to the Board. See, page 4 of the HORO.

¹¹ Edward Kunishi is the President of Petitioner Aloha Glass Sales & Service, Inc.

¹² These figures would represent the true cost and percentage of the window work in relation to Allied Pacific's bid.

First, a determination of whether the jalousie window work constitutes less than a "majority" of the Project must be made. According to Exhibit "3" of the Petition, Allied Pacific's overall bid to renovate the Project was \$1,258,000.00. Fifty percent of \$1,258,000.00 is \$629,000.00. DC 50's cost and extent of work estimate of \$372,875.00 is clearly less than \$629,000.00. In addition, DC 50's percentages of 20% to 25% are also clearly less than 50% of the overall Project cost. Consequently, the Board finds that DC 50's cost estimate and percentages of the jalousie window work are less than a "majority" of the total Project cost.

Next, the Board determines that the Project's overall remodeling and repair work to the school's existing buildings or structures was the work of greater importance (i.e., the primary work or the primary component) of the Project and thus, could be undertaken by a C-5 specialty contractor. The Board also concludes that the jalousie window work was subordinate to, and is directly related and necessary for, the completion of the work of greater importance that is within the scope of the C-5 license.

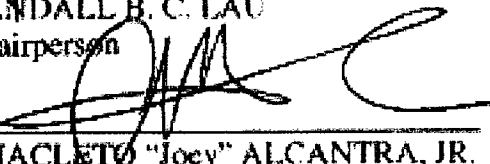
Furthermore, and as an entirely independent justification for the jalousie window work being performed by a C-5 licensee, the Board determines that although the Project required the fabrication and installation of the window frames and vinyl slats, this work could be undertaken by a C-5 licensee because of the method of window installation and the materials used, and that


this work is not within the exclusive jurisdiction of the C-22 license. Thus, the Board believes that either a C-5 or C-22 licensee could perform the jalousie window work on the Project.

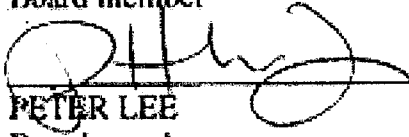
Based on the foregoing, the Board concludes that in light of the cost and extent of work involved, the jalousie window work at issue is "incidental and supplemental" to the remodeling and repair work on the Project¹³ and thus, could be performed by a C-5 licensee.

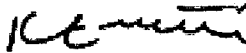
DATED: Honolulu, Hawaii, October 18, 2013.



RANDALL B. C. LAU
Chairperson


ANACLETO "Joey" ALCANTRA, JR.
Board member


TYROS KAGAWA
Board member



PETER LEE
Board member


KENT MATSUZAKI
Board member



JOHN POLISCHECK, JR.
Board member



GERALD YAMADA
Board member


GUY M. AKASAKI
Vice-chairperson


LESLIE A. BOTELHO
Board member


WILLIAM A. KAMAI
Board member


NATHAN T. KONISHI
Board member


ALDON K. MOCHIDA
Board member


DARYL SUEHIRO
Board member

¹³ The Board notes that this determination is consistent with its prior determinations that a C-5 licensee can perform window work, including jalousies, on a remodeling or repair project. See, e.g., Minutes of the Board's March 18, 2005; January 21, 2005; February 21, 2003; October 18, 2002; and May 19, 2000 meetings that are attached as Exhibits to the May 19, 2006 "Respondent's Memorandum in Opposition to the Petition for Declaratory Relief".

EXHIBIT “A”

NOTICE TO BIDDERS

SEALED BIDS (Chapter 103D, HRS) For:

**LANAKILA ELEMENTARY SCHOOL
RENOVATE AND PAINT VARIOUS BUILDINGS
D.A.G.S. JOB NO. 62-16-6661**

Will be received at the Department of Accounting and General Services, Public Works Division Office, fourth floor of the Kalahele Building, Room 426, 1151 Punchbowl Street, Honolulu, Hawaii. Sealed Bid Forms, drawings, and specifications may be examined at or obtained (on compact disk or paper format) from the Public Works Division office, Kalahele Building, Room 422. The solicitation documents may also be available in electronic format from the Department's website at:

http://www.hawaii.gov/pwd/construction_bids

Submit the Competitive SEALED BID FORM up to 2:00 PM, March 3, 2005. At that time, bids will be publicly opened. Bids received after the due time and date will not be considered.

The work generally consists of replacement of windows, floor covering, lockboards, whiteboards, electrical light fixtures, switches, receptacles and cover plates, doors and door frames, finish hardware, termite damaged wood, gypsum wallboard partition, sinks and cabinets, re-keying of locks, interior and exterior painting, cast-in-place concrete, concrete repairs, concrete masonry, and some minor repair work.

The estimated construction cost is between \$1 million and \$5 million.

All interested parties are invited to attend a voluntary pre-bid meeting and the State conducted site visit.

The pre-bid meeting and the accompanying State conducted site visit will be held at the LANAKILA ELEMENTARY SCHOOL Office, 717 N. Kuakini Street, Honolulu, HI, February 15, 2005, at 9:00 a.m. The site visit will immediately follow the meeting.

This project is subject to Hawaii Products Preference (HAR §3-124 Subchapter 1). The Hawaii Products List may be examined at the State Procurement Office or online at www.hawaii.gov/spo/SPO/code/index.html.

To be eligible to submit a Bid, the Bidder must possess a valid State of Hawaii Contractor's license classification B. For bids of \$25,000 or more, Bidders shall submit an "Intention to Bid".

G.I.

Refer to the GENERAL NOTICE for Department of Accounting and General Services, Public Works Division Projects, published with the project specifications for additional information.


RUSS K. SATO
COMPTROLLER
State of Hawaii

(Jan. 31, 2005)

G.I.

0110 v04.07
DAGS Job No. 62-16-5581

Notice to Bidders
00110-2

SECTION 08527 - ALUMINUM JALOUSIE WINDOWS

PART 1 - GENERAL

1.01 SUMMARY

- A. Provide aluminum jalousie windows as scheduled or required by renovation work.

1.02 QUALITY ASSURANCE

- A. The Contractor shall visit the job site to verify the site conditions and dimensions prior to fabrication.
- B. Fabrication and installation of jalousie windows shall be done by skilled and experienced mechanics to the best standard of the trade and in accordance with the approved shop drawings.

1.03 SUBMITTALS

- A. Submit in accordance with SECTION 01330 - SUBMITTAL PROCEDURES.
- B. Shop Drawings: Shop drawings showing each window condition, installation details and location of operators shall be submitted.
- C. Sample Mock-up:
 - 1. A complete sample mock-up of the jalousie window, minimum size of approximately 16-inches wide x 16-inches high, together with manufacturer's technical specifications to the Contracting Officer for approval before installation.
 - 2. Reference to a current sample in the Contracting Officer's office may be made in lieu of submittal of the sample mock-up provided such sample is exactly in accordance with the product to be furnished.
- D. Guaranty: Submit written guaranty as specified in paragraph entitled "GUARANTY" hereinbelow.

1.04 PRODUCT HANDLING

- A. Provide adequate protection during fabrication, shipment, storage, assembly and erection to prevent damage to the jalousie window assembly and adjacent surfaces.

1.05 DRAWINGS AND SPECIFICATIONS

- A. Should the products of the manufacturer require different drawings, details or other requirements, the Contractor shall provide shop drawings and field adjustments at no cost to the State.

1.06 GUARANTY

- A. The Contractor shall execute to the State of Hawaii a 2-year written guaranty warranting materials and workmanship against mechanical defects not due to improper use, willful damage or neglect and guarantying the free operation of the jalousies under normal Hawaiian weather conditions. Repairs or replacement of defective equipment or parts as may occur within a period of 2 years from the date of final acceptance of the project shall be made at no cost to the State.

PART 2 - PRODUCTS

2.01 MANUFACTURERS

- A. The indicated products of the following manufacturers are acceptable provided they meet the materials and construction specified hereinafter:

Aloha Visulite, Ltd.	"Visualite" 505 with metal lever arm housing.
Hawaii Metal Forming	Series 801 with Visualite Corp. type lever operator.
International Window Corporation	Series 750 with 2002 lever operator.

2.02 MATERIALS AND CONSTRUCTION^h

- A. Jalousie windows shall be aluminum "full surround" type only.
- B. Jalousie Window Frames: Extruded aluminum sections of 6063-T5 alloy. Frame members shall be not less than 2-1/2 inches deep and shall be 0.075-inch thick with an extrusion tolerance acceptable to the trade of plus or minus 0.008-inch. Minimum jamb thickness at the clip attachment shall be 0.10-inch, and jamb shall be one continuous vertical piece.
- C. Pivot Clips: One-piece 6052-H32 aluminum alloy, minimum 0.050-inch thick, center balanced type. Clips for vinyl slats shall be sized to permit the insertion of a 3/4-inch thick slat without rabbeting. Clips shall be spaced so that slats will overlap 1/2-inch.
- D. Push Bar: 6063-T5 aluminum alloy, 5/8-inch wide x 3/32-inch thick or 1/2-inch wide x 1/8-inch thick.
- E. Operator Lever Arm and Connecting Bar: Heavy duty type, 6061-T6 aluminum alloy other hard tempered aluminum alloy with minimum thickness of 1/8-inch or having lateral bending resistance equal or greater than that for specified units.
- F. Fasteners Connecting the Operator Lever Arm to the Operator Housing/Bracket:
1. Where the fastener is supported on both sides of the lever arm by the operator housing/bracket, the fastener shall be a minimum 3/16-inch diameter rivet or bolt (with nut).

2. When the fastener is cantilevered off of the operator housing/bracket (supported on only one side), the fastener shall be a minimum 1/4-inch diameter rivet or bolt (with nut).
 3. Bolted fasteners shall be mechanically secured such that operation of the lever arm will not loosen them. The use of fastening compounds such as "lock-tite" is not acceptable.
 4. Either the operator lever arm or the operator lever arm housing/bracket shall be detachable to allow repair or replacement.
- G. Fasteners Connecting the Lever Arm to the Connecting Bar and the Connecting Bar to the Push Bar: Minimum 3/16-inch diameter rivets or bolts (with nuts).
- H. Fasteners Connecting the Operator Lever Arm Housing/Bracket to the Jamb/Mullion Frame: The operator lever arm housing/bracket, if not integral with the frame shall be secured to it with bolts and nuts with lock washers or lock nuts. Sheet metal screw shall not be used.
- I. Operator: Lever type. No more than 10 slats shall be operated by one lever. Operators located more than 8-feet above the finished floor shall have arms terminated with an eye or knob for operation by a pole. Locate at top of window when permanent obstruction is located below window.
- J. Rivets shall be of anodized aluminum and bolts shall be of 300 series stainless steel.
- K. Poles: Hardened aluminum, having suitable length and stiffness to easily operate the lever, and terminating in either a hook or eye as required to operate the lever. Minimum sizes of poles shall be as follows:

<u>Pole Thickness</u>	<u>Pole I.D.</u>	<u>Wall Thickness</u>
Up to 10-feet	3/4-inch	0.114-inch
Over 10-feet	One-inch	0.113-inch

Poles with eyes shall be equal to Universal Molding Co. Part No. 697-6 and 697-8 or approved equal.

Poles with hook shall be equal to Universal Molding Co. Part No. 697-6 Hook and 6987-8 Hook as modified by Nobu's Glass Sales and Service or approved equal. Pole operators shall be provided one per classroom. A wall hanger shall be provided and installed for each pole.

- L. Weather Stripping: Extruded plastic vinyl or maximum 7/16-inch wide strips of sheet stainless steel designed so that a weatherproof closure is attained on the sides of the window opening when slats are closed.

M. Vinyl Slat: 4-inches wide x 3/4-inch thick, extruded PVC, with interlocking grooves and internal stiffening ribs. "B" blade design as furnished by RMA Sales Co., Inc., International, Coastal Windows or approved equal.

1. Minimum slat wall thickness: 0.045-inch.
 2. Minimum stiffening rib thickness: 0.020-inch.
 3. Approximate weight per foot: 5.5 ounces per lineal foot (without internal steel reinforcement).
 4. PVC material shall be provided with an ultraviolet inhibitor and be fire retardant, self-extinguishing.
 5. Slat shall have an integral flexible vinyl weatherstrip at each interlocking groove.
 6. Injection molded PVC end caps shall be provided to completely close each end of the slat. The caps shall have tabs which when inserted into the end of the slat will prevent the cap from falling out or be glued in place as standard with the manufacturer.
 7. Color of the blades shall be white, extending throughout the PVC material.
 8. Internal steel reinforcement:
 - a. Slat longer than 36-inches but less than 48-inches in length shall be provided with a minimum of one internal steel reinforcing member fitted between the stiffening ribs nearest the middle of the slat.
 - b. Steel reinforcing members shall be electro-galvanized.
 - c. Internal steel members shall be of sufficient cross section and thickness such that when the slat is laid flat between 2 end supports, it shall be able to support a 40 pound weight suspended from its midspan with a maximum deflection of 7/8-inch (0.875-inch).
 9. Each end of the slat shall be secured to the pivot clip with 2 aluminum or stainless steel sheet metal screws which are self-drilling and tapping screws.
- N. Finish: All aluminum parts, including frame, clips, rivets, lever, operator, push bar, screen frames, etc., shall be "clear" anodized to a minimum thickness of 0.0004-inch.
- O. Dissimilar Metals: Absolutely no dissimilar metals shall be used except as specifically permitted and spelled out in these plans and specifications.

- P. Screen Frames: Heavy-duty, rewirable type, 6063-T5 extruded aluminum alloy, 7/8-inch by 7/16-inch with a minimum wall thickness of 0.062-inch. Corners shall be assembled using corner reinforcement. Screen frames 4-feet 8-inches in height and over shall have a horizontal spacer bar(s) having a similar section as that of the perimeter frame dividing the screen into equal sections. Screens shall be installed to permit quick and easy removal from the jalousie frame. No mutilation of the screen or screen frames will be permitted in mounting the window operator. Screens shall be inside mounting type.
- Q. Screen Fabric: 14 x 18 mesh, fiberglass or aluminum alloy with an anodized finish. The mesh shall be held in place with rolled aluminum or vinyl splines as per the manufacturer's recommendation.
- R. Screen Frame Corner Reinforcement: Aluminum, of the type recommended by the manufacturer.
- S. Screen Retaining Fasteners: Aluminum, single wing type with stainless steel screws. Fasteners shall be provided near the corners and at a maximum of 18-inches on center around the periphery of the screen frame.
- T. Angles, Bars, Etc.: Anodized aluminum, 6063-T5 alloy.
- U. Anchors: As required to suit project conditions and as recommended by the window manufacturer. Stainless steel screws spaced at 18-inches on center shall be used to secure frames to concrete or masonry.

PART 3 - EXECUTION

3.01 INSPECTION

- A. The Contractor together with the Contracting Officer shall examine the areas and conditions under which windows are to be installed. Should any condition be found unsuitable, no work shall be done until the unsatisfactory conditions have been corrected and are acceptable to the installer. Proceeding with work will imply acceptance of the conditions by the installer.

3.02 INSTALLATION

- A. Jalousie windows shall be installed in accordance with the manufacturer's instructions and recommendations.
- B. Frames shall be cut to dimension, smooth, square, even and neat.
- C. Window frames shall be shimmed about 1/8-inch away from concrete or masonry walls. Coat aluminum surfaces in contact with concrete, masonry or dissimilar metals with bituminous paint or a factory recommended separator to prevent galvanic action. Care shall be taken in the application of bituminous paint or separators so that coating is not visible when installation is complete.
- D. Slats shall be cut to exact lengths (not short) to fit snugly into pivot clips. Clips shall not be bent out of alignment to accommodate short slats. Spaces exceeding 1/16-inch between the end of slat and the clip will be cause for rejection of the slat.

EXHIBIT “B”

STATE OF HAWAII

Defendants.

) CIVIL NO. 06-1-0113-01 BIA
)
) SUPPLEMENTAL DECLARATION OF
) EDWARD KUNISHI

3. Attached as Exhibit "J" are true and correct relevant excerpts of the Requirements and Specifications for the Project. The portions of the Project under Exhibit "J" requiring a C-22 glazing and tinting subspecialty license are those pertaining to Division 8 - Doors and Windows, Section 08527, Aluminum Jalousie Windows (the "C-22 License Work").

4. The C-22 License Work is directly related to and necessary for the completion of the Project because approximately 33 school classrooms and 4 bathrooms require complete fabrication and installation of aluminum frames and vinyl slats. This includes the complete fabrication and installation of approximately 476 windows and 10,390 pieces of slats. If I were to do that C-22 License Work, I would estimate its value to be approximately \$372,875 of the entire approximate \$1.2 million awarded for the Project.

5. Hence, I estimate that the C-22 License Work represents between 20-25% of the total Project.

6. Attached to Plaintiffs' Motion for Preliminary Injunction Filed January 31, 2006, as Exhibit "A" are true and correct copies of the Tabulation of Bids and the "Listing Joint Contractors or Subcontractors" (the "Listing") for the Project prepared by the successful bidder of the Project. The Listing, however, fails to identify a C-22 subcontractor to perform the C-22 License Work.

7. I have read the State's Memorandum in Opposition ("Opposition") to our motion for preliminary injunction and have the following responses:

a. Opposition, Page 5: I did not file a protest of the award to Allied because, under Chapter 103D-709, only bidders, offerors, contractors and governmental bodies aggrieved may file a protest. As a subcontractor who could not and did not actually bid on the Project itself other than as a subcontractor, I have no standing to file a protest. But I have a right to ask this Court to correct a violation of law.

b. Opposition, Page 5: I have not yet filed a protest with the Contractors License Board because I have a right to bring a civil action before this Court to prevent the State from awarding and performing a public works contract in violation of law. Also, there is no

certainty that if I did file such a protest that the Contractors License Board would issue a decision in time to prevent this illegal contract. I know of nothing in the law which restricts my remedy to the administrative action of the Contractors License Board. Based on the "informal" non-binding letter attached to the State's Opposition, I have no confidence that the Contractors License Board would rule correctly under the law.

c. Opposition, Page 5: It is absolutely untrue that the C-22 License Work can be performed by a "B" General building contractor using a C-5 specialty license. My C-22 license specifically authorizes me to "assemble and install window wall ..., metal windows and screens, ... metal jalousies...; including items such as frames and hardware and any allied products not stated above but affiliated with the glass and glazing industry...." Exhibit A to HAR Title 16, Chapter 77 (Exhibit "I") This project specifically calls for the assembly and installation of metal windows and jalousies. Section 08527 of the "Requirements and Specifications" for the Project describes the "Aluminum Jalousie Windows" (Exhibit "J") includes the "fabrication and installation of jalousie windows" and describes the metal jalousie windows to be "aluminum", etc. This work is hardly incidental since it involves major installation of such windows throughout the project.

d. Opposition, Page 5: It is incorrect for the State to claim that the C-22 License Work called for in this Project can be performed under a C-5 specialty license. As stated above, my C-22 license is specific as to the assembly and installation of "metal jalousies" and "metal windows". Nothing in C-5 includes such work. To allow a B contractor to do my C-22 work under a C-5 interpretation would emasculate C-22, would require the general description of C-5 work to illogically supercede the specific language of a C-22 license, and would be contrary to the spirit and intent of the law and Okada Trucking.

C-22 work under a C-5 interpretation would emasculate C-22, would require the general description of C-5 work to illogically supercede the specific language of a C-22 license, and would be contrary to the spirit and intent of the law and Okada Trucking.

e. Opposition, Page 6: I have read the DOE letter of January 10, 2006. To claim that the Project's metal window jalousies comprise less than 1% of the total Project is factually incorrect. As stated above, it represents 20-25% of the Project.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this day of 16 February 2006, Kahului, Hawai'i.


EDWARD KUNISHI

CONTRACTOR SUMMARY OF EXAMS ADMINISTERED

February-25

EXAM	# ADMIN	1st Time PASS	1st Time PASS %	TOTAL FAIL	TOTAL PASS	TOTAL FAIL %	TOTAL PASS %
_ Contractor Business And Law	34	5	14.71%	20	14	58.82%	41.18%
A General Engineering	3	0	0.00%	2	1	66.67%	33.33%
B General Building Contractor	6	0	0.00%	4	2	66.67%	33.33%
C-03 Asphalt Paving and Surfacing Contractor	2	0	0.00%	1	1	50.00%	50.00%
C-05 Cabinet, Millwork, And Carpentry Remodeling And Repairs Contractor	8	0	0.00%	6	2	75.00%	25.00%
C-06 Carpentry Framing Contractor	1	0	0.00%	1	0	100.00%	0.00%
C-13 Electrical Contractor	12	0	0.00%	8	4	66.67%	33.33%
C-17 Excavating, Grading And Trenching Contractor	2	0	0.00%	1	1	50.00%	50.00%
C-27 Landscaping Contractor	8	0	0.00%	6	2	75.00%	25.00%
C-33 Painting And Decorating Contractor	2	0	0.00%	1	1	50.00%	50.00%
C-36 Plastering Contractor	1	0	0.00%	1	0	100.00%	0.00%
C-37 Plumbing Contractor	3	0	0.00%	2	1	66.67%	33.33%
C-56 Welding Contractor	1	1	100.00%	0	1	0.00%	100.00%

TOTAL EXAMS ADMINISTERED	83
EXAM PASSED 1st TIME	6
EXAM PASSED 1st TIME PERCENTAGE	7.23%
TOTAL EXAMS FAILED	53
TOTAL EXAMS PASSED	30
TOTAL PERCENTAGE FAILED	63.86%
TOTAL PERCENTAGE PASSED	36.14%

A BILL FOR AN ACT

RELATING TO BUILDING PERMITS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 46, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§46- Maintenance and repairs; group U structures;
5 remodeling; exemptions from building permit requirements. (a)
6 Notwithstanding any law to the contrary, the following shall be
7 exempt from the requirement to obtain any county permit when
8 located in areas outside of a special management area delineated
9 pursuant to chapter 205A:

10 (1) Repairs that involve the replacement of component
11 parts of existing work with like-for-like materials
12 for the purpose of maintenance, without regard to the
13 value of the materials or labor; provided that the
14 repairs do not involve any electrical, plumbing, or
15 mechanical installations;

16 (2) Group U occupancies that do not exceed one thousand
17 square feet; and



1 (3) Interior remodeling that does not affect building
2 square footage or the number of rooms or bathrooms and
3 does not modify the location of rooms, walls, or
4 windows.

5 (b) Notwithstanding subsection (a), an owner or occupier
6 who intends to:

7 (1) Perform exempt repairs and maintenance on any dwelling
8 larger than three thousand square feet or structure
9 larger than five thousand square feet that has group
10 A, B, E, F, H, I, or M occupancy under the
11 International Building Code;

12 (2) Install a structure larger than one thousand square
13 feet with group U occupancy; or

14 (3) Perform any interior remodeling work on an existing
15 structure,

16 shall provide written notice to the appropriate county agency
17 about the type of proposed work.

18 (c) No work shall commence until the appropriate county
19 agency has determined that a building permit for the proposed
20 work is not required to comply with federal, state, or county
21 floodplain management development standards, statutes, rules,



1 ordinances, codes, or regulations pursuant to National Flood
2 Insurance Program requirements.

3 (d) The appropriate county agency shall certify the work
4 within thirty calendar days upon the receipt of the written
5 notice from the owner or occupier, pursuant to subsection (b).

6 (e) The applicable county fire department and county
7 building permitting agency may enter the property, upon
8 reasonable notice to the owner or occupier, to investigate
9 exempted work for compliance with the requirements of this
10 section.

11 If entry is refused after reasonable notice is given, the
12 applicable county fire department or county building permitting
13 agency may apply to the district court of the circuit in which
14 the property is located for a warrant, directed to any police
15 officer of the circuit, commanding the police officer to provide
16 sufficient aid and to assist the county fire department or
17 county building permitting agency in gaining entry onto the
18 property to investigate exempted work for compliance, pursuant
19 to the requirements of this section.



1 (f) This section shall not apply to buildings, work, or
2 structures otherwise exempted from building permitting or
3 building code requirements by applicable county ordinance.

4 (g) This section shall not be construed to supersede
5 public or private lease conditions.

6 (h) The State and counties shall not be liable for claims
7 arising from the performance of work described in this section,
8 unless the claim arises out of gross negligence or intentional
9 misconduct by the State or the applicable county.

10 (i) This section shall not be construed to exempt any new
11 or existing buildings, structures, related appurtenances, or
12 other work from building permit requirements, underlying zoning
13 requirements, and other requirements of federal, state, or
14 county floodplain management development standards, statutes,
15 rules, ordinances, codes, or regulations, pursuant to National
16 Flood Insurance Program requirements.

17 (j) Any failure to comply with this section shall result
18 in penalties that are consistent with those imposed by the
19 applicable county building permitting agency.

20 (k) As used in this section, "group U occupancy" includes
21 uninhabited structures, including but not limited to



1 agricultural buildings, aircraft hangars, an accessory to a one-
2 or two-family residence, barns, carports, communication
3 equipment structures, fences, grain silos, livestock shelters,
4 private garages, retaining walls, sheds, stables, tanks, and
5 towers."

6 SECTION 2. New statutory material is underscored.

7 SECTION 3. This Act shall take effect on January 1, 3000.



H.B. NO. 367 H.D. 2

Report Title:

County Permits; Maintenance; Group U Structures; Remodeling;
Special Management Areas; Exemptions

Description:

Allows for county permit exemptions for certain kinds of activities, including maintenance activities, installing group U structures, and interior remodeling work, when located outside a special management area. Effective 1/1/3000. (HD2)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

2025-2369 HB367 HD2 HMSO



A BILL FOR AN ACT

RELATING TO REMEDIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 657-8, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "**§657-8 Limitation of action for damages based on**
4 **construction to improve real property.** (a) No action, whether
5 in contract, tort, statute, or otherwise, to recover damages for
6 any injury to property, real or personal, or for bodily injury
7 or wrongful death, arising out of any deficiency or neglect in
8 the planning, design, construction, supervision and
9 administering of construction, and observation of construction
10 relating to an improvement to real property shall be commenced
11 ~~[more than two years after the cause of action has accrued, but~~
12 ~~in any event not]~~ no more than ten years after the date of
13 completion of the improvement~~[-]~~, subject to the statute of
14 repose provisions under this chapter.

15 (b) This section shall not apply to actions for damages
16 against owners or other persons having an interest in the real
17 property or improvement based on their negligent conduct in the



1 repair or maintenance of the improvement or to actions for
2 damages against surveyors for their own errors in boundary
3 surveys. ~~[The term "improvement" as used in this section shall~~
4 ~~have the same meaning as in section 507-41 and the phrase "date~~
5 ~~of completion" as used in this section shall mean the time when~~
6 ~~there has been substantial completion of the improvement or the~~
7 ~~improvement has been abandoned. The filing of an affidavit of~~
8 ~~publication and notice of completion with the circuit court~~
9 ~~where the property is situated in compliance with section 507-~~
10 ~~43(f) shall be prima facie evidence of the date of completion.]~~
11 An improvement shall be deemed substantially complete upon the
12 earliest of the following:
13 (1) The issuance of a certificate of occupancy; or
14 (2) The filing of an affidavit of publication and notice
15 of completion within the circuit court of the judicial
16 circuit where the property is situated in compliance
17 with section 507-43(f).
18 If the improvement consists of multiple buildings or
19 improvements, each building or improvement shall be considered
20 as a separate improvement for purposes of determining the
21 limitations period set forth in this section.



1 (c) This section shall not be construed to prevent, limit,
2 or extend any shorter period of limitation applicable to
3 sureties provided for in any contract or bond or any other
4 statute, nor to extend or add to the liability of any surety
5 beyond that for which the surety agreed to be liable by contract
6 or bond.

7 [~~(e)~~] (d) Nothing in this section shall exclude or limit
8 the liability provisions as set forth in the products liability
9 laws.

10 (e) No action, whether in contract, tort, statute, or
11 otherwise, based on a violation of the applicable building code
12 shall be commenced unless the violation is a material violation
13 of the applicable building code.

14 (f) For purposes of this section:

15 "Date of completion" means the time when there has been
16 substantial completion of the improvement or the improvement has
17 been abandoned.

18 "Improvement" has the same meaning as in section 507-41.

19 "Material violation" means a building code violation that
20 exists within a completed building, structure, or facility that
21 may reasonably result or has resulted in physical harm to a



1 person or significant damage to the performance of a building or
2 its systems."

3 SECTION 2. Section 672E-3, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "[~~f~~]**§672E-3**[~~f~~] **Notice of claim of construction defect.**

6 (a) A claimant, no later than ninety days before filing an
7 action against a contractor, shall serve the contractor with a
8 written notice of claim. The notice of claim shall [~~describe~~]:

9 (1) State that the claimant asserts a claim against the
10 contractor for a construction defect in the design,
11 construction, or remodeling, or any combination
12 thereof, of a dwelling or premises; and

13 (2) Describe the claim [~~in detail and include the results~~
14 of any testing done.] with particularity and
15 specificity sufficient to determine the circumstances
16 constituting the alleged construction defect. A
17 general statement that a construction defect may exist
18 shall be insufficient.

19 The notice of claim shall not constitute a claim under any
20 applicable insurance policy and shall not give rise to a duty of
21 any insurer to provide a defense under any applicable insurance



1 policy unless and until the process set forth in section 672E-5
2 is completed. Nothing in this chapter shall in any way
3 interfere with or alter the rights and obligations of the
4 parties under any liability policy.

5 (b) If available to the claimant, the claimant shall
6 provide to the contractor, with the notice of claim, evidence
7 that depicts the nature and cause of the construction defect and
8 the nature and extent of the repairs necessary to repair the
9 defect, including the following information if obtained by the
10 claimant: photographs, videotapes, and any testing performed.

11 (c) Each individual claimant or putative class member
12 shall comply with this chapter, which includes permitting
13 inspection under section 672E-4 of each dwelling or premises
14 that is the subject of the claim. No person shall be permitted
15 to join a class action under this chapter unless the person has
16 first complied with this chapter.

17 ~~[(b)]~~ (d) A contractor served with a written notice of
18 claim shall serve any other appropriate subcontractor with
19 notice of the claim. The contractor's notice shall include the
20 claimant's written notice of claim.



1 ~~[(e)]~~ (e) After serving the notice of claim, a claimant
2 shall give to the contractor reasonable prior notice and an
3 opportunity to observe if any testing is done."

4 SECTION 3. Section 672E-4, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "**§672E-4 Rejection of claim; opportunity to repair**
7 **construction defect.** (a) The contractor rejects a claimant's
8 claim of construction defects by:

9 (1) Serving the claimant with a written rejection of the
10 claim; or

11 (2) Failing to respond pursuant to subsection (b)(1) or
12 ~~[(b)(2)]~~ (2) to the notice of claim within thirty
13 days after service.

14 (b) The contractor, within thirty days after service of
15 the notice of claim, shall serve the claimant and any other
16 contractor that has received the notice of claim with a written
17 response to the alleged construction defect that:

18 (1) Offers to settle without inspecting the construction
19 defect by:

20 (A) Monetary payment;

21 (B) Making repairs; or



1 (C) Both subparagraphs (A) and (B); or

2 (2) Proposes to inspect the premises of the alleged
3 construction defect that is the subject of the claim.

4 (c) Within thirty days following any proposal for
5 inspection under subsection (b) (2), the claimant shall provide
6 access to[+] inspect the premises. The claimant and contractor
7 shall agree on a time and date for the inspection, which shall
8 occur within thirty days of the claimant's acceptance of the
9 contractor's proposal for inspection, unless the claimant and
10 contractor agree to a later date. The claimant shall provide
11 reasonable access to the dwelling or premises during normal
12 working hours to:

13 (1) Inspect the premises;

14 (2) Document any alleged construction defects; and

15 (3) Perform any testing required to evaluate the nature,
16 extent, and cause of the asserted construction defect,
17 and the nature and extent of any repair or replacement
18 that may be necessary to remedy the asserted
19 construction defect;

20 provided that if the claimant is an association under chapter
21 514B, the claimant shall have forty-five days to provide [~~such~~]



1 access. If access to an individual condominium unit is
2 necessary, and the association is unable to obtain [~~such~~]
3 access, then the association shall have a reasonable time to
4 provide access. If destructive testing is required, the
5 contractor shall give advance notice of tests and return the
6 premises to its pre-testing condition. If inspection or testing
7 reveals a condition that requires additional testing to fully
8 and completely evaluate the nature, cause, and extent of the
9 construction defect, the contractor shall provide notice to the
10 claimant of the need for additional testing. The claimant shall
11 provide additional access to the dwelling or premises. If a
12 claim is asserted on behalf of owners of multiple dwellings, or
13 multiple owners of units within a multi-family complex, the
14 contractor shall be entitled to inspect each of the dwellings or
15 units.

16 (d) Within fourteen days following the inspection and
17 testing, the contractor shall serve on the claimant a written:

18 (1) Offer to fully or partially remedy the construction
19 defect at no cost to the claimant. [~~Such~~] The offer
20 shall include a description of construction necessary



- 1 to remedy the construction defect and a timetable for
2 the completion of the additional construction;
3 (2) Offer to settle the claim by monetary payment;
4 (3) Offer for a combination of repairs and monetary
5 payment; or
6 (4) Statement that the contractor will not proceed further
7 to remedy the construction defect.

8 (e) Any offer of settlement under this section shall
9 reference this section, and shall state that a claimant's
10 failure to respond with a written notice of acceptance or
11 rejection within thirty or forty-five days, whichever applies
12 pursuant to section 672E-5(a), shall mean that the offer is
13 rejected. Failure to serve a written offer or statement under
14 this section shall be deemed a statement that the contractor
15 will not proceed further."

16 SECTION 4. Section 672E-6, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "[+]§672E-6[+] **Offer of settlement.** (a) Any time after
19 the service of the notice of claim, any party may serve an offer
20 of settlement.



1 (b) If the offer is accepted, the parties shall be deemed
2 to have resolved the claim in whole or in part pursuant to the
3 offer.

4 (c) An offer not accepted within the time period required
5 under section 672E-5, or ten days after service for any
6 subsequent offers, shall be deemed withdrawn and evidence
7 thereof ~~[is]~~ shall not be admissible except to determine
8 entitlement to recovery of attorneys' fees and costs~~[. If the~~
9 ~~judgment or award obtained in a subsequent proceeding is not~~
10 ~~more favorable than the offer, the offeree shall pay the costs~~
11 ~~incurred by the offeror after the making of the offer. The fact~~
12 ~~that an offer is made and not accepted does not preclude a~~
13 ~~subsequent offer.]~~ and reasonableness of the contractor's offer
14 of settlement in subsection (d).

15 (d) If a claimant rejects a contractor's reasonable offer
16 of settlement, the claimant's cost of repair recovery shall be
17 limited to the reasonable value of the repair determined as of
18 the date of the offer and the amount of the offered monetary
19 payment. Any additional damages caused by the alleged
20 construction defect shall not be limited by this section."



- 1 SECTION 5. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.
3 SECTION 6. This Act shall take effect on July 1, 3000.



Report Title:

Statute of Repose; Contractor Repair Act; Notice of Claim;
Inspection; Repair; Rejection of Claims; Limitations on Recovery

Description:

Clarifies the applicability of the statute of repose for actions arising from construction defects. Repeals the two-year limitation for actions arising from construction defects. Clarifies the required contents of a notice of claim of construction defect served on a contractor. Specifies that claimants must comply with the Contractor Repair Act and bars persons from joining a class for failure to comply with the Contractor Repair Act. Amends the process and time frame for a claimant to accept a contractor's offer to settle or inspect. Limits the amount a claimant can recover if the claimant rejects a contractor's reasonable proposal for inspection or a reasonable offer to remedy. Clarifies the consequences of rejecting an offer of settlement. Effective 7/1/3000. (HD3)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

