

MOTOR VEHICLE INDUSTRY LICENSING BOARD  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF MEETING

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

Date: Tuesday, August 20, 2019

Time: 9:00 a.m.

Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Present: Wayne De Luz, Industry Member, Chairperson  
Steven J. T. Chow, Esq., Public Member, Vice-Chairperson  
Byron Hansen, Public Member  
Larry Ignas, Public Member  
John Uekawa, Industry Member  
Russell Wong, Industry Member  
Kedin C. Kleinhans, Executive Officer ("EO")  
Christopher J. I. Leong, Deputy Attorney General ("DAG")  
LaJoy Lindsey, Secretary

Guests: None

Call to Order: Chairperson De Luz called the meeting to order at 9:00 a.m. at which time a quorum was established.

Approval of Minutes of June 18, 2019, meeting: It was moved by Mr. Wong, seconded by Mr. Ignas and unanimously carried to accept both the open and executive session minutes of June 18, 2019.

Executive Session: IN: At 9:02 a.m. it was moved by Mr. Chow, seconded by Mr. Hansen and unanimously carried to enter in to executive session.

OUT: At 9:25 a.m. it was moved by Mr. Wong, seconded by Mr. Chow and unanimously carried to exit executive session and move to open session.

Licensing:

a. Ratifications

Motor Vehicle Salesperson Transfers  
Motor Vehicle Salesperson License  
Motor Vehicle Dealer License  
Motor Vehicle Dealer Relocation License  
Motor Vehicle Manufacturer License  
Motor Vehicle Manufacturer License

The following corrections were made to the ratification list:

**Car Salesperson Transfers** – VERGE De DIOS, Rey B. Jim Falk Motors of Maui should be moved from City and County of Honolulu to County of Maui.

County of Hawaii, Gill Island Motors Inc., dba Windward Ford of Hawaii and Shelly Eurocars LLC should be moved to City and County of Honolulu.

Noting corrections, it was then moved by Mr. Chow, seconded by Mr. Hansen and unanimously carried to ratify the above lists.

b. Applications

i. Terry S. Gomez – Motor Vehicle Salesperson – It was moved by Mr. Wong, seconded by Mr. Hansen and unanimously carried to approve Mr. Gomez’s application.

ii. Anthony H. Ransom – Motor Vehicle Salesperson – It was moved by Mr. Chow, seconded by Mr. Ignas and unanimously carried to approve his application subject to compliance with terms of his probation and that he notifies dealers of his history.

iii. Michael T. O’Leary – Motor Vehicle Consumer Consultant – It was moved by Mr. Hansen, seconded by Mr. Wong and unanimously carried to defer his application until EO Kleinhans can obtain additional information as to his actual intentions, which will better determine what type of license he should pursue.

iv. Ryan Shinjo – Request to Remove Conditions – License CS-19496. It was moved by Mr. Hansen, seconded by Mr. Chow and unanimously carried to remove conditions of license once Mr. Shinjo submits said request directly to the Board. This request was made by AutoSource.

Chair De Luz recommended that the Board delegate authority to EO Kleinhans to make decisions on conditional license requests.

New Business:

a. RICO – Motor Vehicle Industry Advisory Committee List and Addendum – It was moved by Mr. Chow, seconded by Mr. Hansen and unanimously carried to approve RICO’s Motor Vehicle Industry Advisory Committee List.

Executive Officer’s

Report:

a. Orientation for DCCA/PVL Members – EO Kleinhans informed the Board of the orientation scheduled for October 11, 2019. The Industry Board members advised him that they will not be able to attend the orientation as it conflicts with the Motor Vehicle Dealer convention.

b. Revisions to Hawaii Administrative Rules Chapter 86 – EO Kleinhans mentioned that these revisions are more involved than expected. Mr. Chow commented that the rules set forth policy for the statutes. Some rules have not been amended in years, some go back to 1993. DAG Leong mentioned that the rules making process is cumbersome. EO Kleinhans stated that he will try for the October meeting. Chair De Luz mentioned that there needs to be further clarification. For example, if someone is convicted of a DUI nor more than two years prior, what is the insurability? He also recommended that the Executive Officer be given more latitude.

There was a brief discussion regarding “as is” requirements. Chair De Luz shared that many dealers are unaware of 437 and the federal law and federal trade commission’s requirements regarding “as is.” Many lots do not have those decals available. Updating rules will give the Executive Officer more leverage and the ability to refer people to the rules.

Public Comment:

None.

Next Meeting:

Tuesday, October 15, 2019  
9:00 a.m.  
King Kalakaua Building  
Queen Liliuokalani Conference Room  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Adjournment:

There being no further business to discuss, the meeting adjourned at 9:43 a.m.

Taken and recorded by:

/s/ LaJoy Lindsey

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LaJoy Lindsey, Secretary

Reviewed and approved by:

/s/ Kedin C. Kleinhans

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Kedin C. Kleinhans  
Executive Officer

9/20/19

- Minutes approved as is.
- Minutes approved with changes. See Minutes of \_\_\_\_\_.

DRAFT