



STATE OF HAWAII

DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

Hoisting Machine Operators Advisory Board

Princess Ruth Keelikolani Building, 830 Punchbowl Street, Room 337, Honolulu HI 96813

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Hoisting Machine Operators Advisory Board Minutes

Wednesday, March 18, 2015 at 1:30 p.m.

DLIR Conference Room, 321

Present: Trustees: Joaquin Diaz (Chairperson), Tristan Aldeguer (Vice Chairperson), Angela Chinen (at 1:39 p.m.), Rich Lentes, and Jim Weander
Staff: Executive Director Robert M. Armstrong
Visitors: None

- 1. Call to Order:** The meeting was called to order at 1:31 p.m. by Chairperson Diaz.
- 2. 18 February 2015 Minutes:** Weander moved and Aldeguer seconded to approve the minutes without discussion. The motion was approved unanimously.
- 3. DLIR Interim Director's Status:** None
- 4. HIOSH Report:** Conroy Dang replaced Soon Hye for this meeting and offered a written document regarding long-standing inaccuracies found on the HMOAB webpage. Armstrong will follow-up these changes with the IT department, who hopefully can execute the changes.
- 5. Executive Director's Report:** a.) \$1750 in receipts were taken in against just \$100 in expenses. b.) During the past month, six new members were certified and one existing member renewed. c.) Armstrong discussed his concerns regarding State Senate confirmations of HMOAB Trustees. In an email today, he was notified of Trustee Lentes confirmation completion but received no word on the fate of Trustee Chinen's nomination, submitted at the same time, approximately ten months ago. In addition, the Governor's office informed the office Trustee Weander's second term will now end earlier on August 16, 2016.
- 6. Old Business:** None, although Chairperson Diaz asked the Executive Director to follow up with DLIR's Technology Department regarding updating the HMOAB webpage. The Executive Director was reminded to provide Trustees with a current list of HMOAB certified member names with their expected expiration dates. A motion to mail an annual report to each current member was forwarded by Aldeguer and seconded by Weander. The motion was approved unanimously and the process will begin next week.
- 7. New Business:** The majority of the meeting addressed the recently proposed OSHA crane operator qualification process and regulations. Chairperson Diaz called the proposal, as it

currently exists, “scary” as it seems to negate the need for union participation and State oversight boards such as the Hawai’i Hoisting Machine Advisory Board.

He says under the new proposed rule changes, employers would be responsible for all three areas (qualification, certification and training) of an operator’s knowledge, creating a time consuming, difficult, expensive, and potentially unsafe dynamic. The impact would also be far reaching as the federal agency still hasn’t made a clear distinction between an operator being ‘qualified’ versus ‘certified.’ He also called the proposal poorly written and confusing as the rules do not specify what makes a contractor qualified or provides any means in which an outside body or person can evaluate them.

Nearly all Trustees provided additional comments and questions, to which Chairperson Diaz asked them to look at the proposal and what changes we would suggest to Washington. Besides promising to provide a link to Trustees of the proposal, discussion also identified other possible constituents and groups who may be interested in the rule changes. He promised to continue the discussion on this matter, as well as provide any informational updates, at the next HMOAB Board meeting in April.

- 8. Community Comments:** None
- 9. Next HMOAB Meeting:** Tentatively scheduled for Wednesday, May 13, 2015 at 1:30 p.m. as a part of the Hawaii OSHA Workshop in the Pomaikai Ballrooms, Dole Cannery Center.
- 10. Adjournment:** Aldeguer moved and Lentes seconded to adjourn the meeting at 2:22 p.m. The motion was unanimously agreed to without discussion.