



STATE OF HAWAII  
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS  
Hawaii Occupational Safety and Health Division  
**Hoisting Machine Operators Advisory Board**  
830 Punchbowl Street, Room 114  
Honolulu, Hawaii 96813  
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EXECUTIVE ASSISTANT

## **Hoisting Machine Operators Advisory Board Minutes**

Wednesday, September 12, 2018

1:30 p.m. HT

830 Punchbowl Street, Room 114

Honolulu, HI 96813

Board Members Present: Tristan Aldeguer, Richard Lentes III, Angela Chinen, and John Muhlbauer Jr.

Excused: Doc Bailey

Staff: DLIR Director Leonard Hoshijo, William Kunstman, HIOSH Administrator Norman Ahu, Clayton Chun, and Executive Assistant Mel Chang

1. Call to Order: A quorum was present and the meeting was called to order by Chair Tristan Aldeguer at 1:37 p.m.
2. Approval of Minutes from 18 July 2018. Chinen moved and Lentes seconded to approve minutes as circulated. Motion carried unanimously.
3. DLIR Director – Director Hoshijo attended the meeting after Norman Ahu and Clayton Chun left. Hoshijo listened to a recap of the discussion about the future of the HMOAB. Hoshijo reported that they are trying to keep the HMOAB office in room 114, but it may be necessary to separate the wiring at a cost of between \$1,000 and \$5,000.
4. HIOSH – This is covered under Old Business on proposed changes.
5. Executive Assistant Mel Chang Report
  - a. Certifications and applications report – Chang reported that 26 applications were processed from July 1 to September 12 (11 new applications and 15 renewals). An additional 3 certifications were updated and one is pending.
  - b. Fund Status–Chang reported that the latest HMOAB Special Funds Report of July 2018 showed \$1,429.25 in revenues over expenses. The year to date Fund balance is \$342,668.71.
6. Old Business:
  - a. Proposed legislative and administrative rule changes – there was a long discussion about the future role of the HMOAB in light of the proposed OSHA rules on crane operator certification which is now expected to take effect in November 2018 or six months after that date.
    1. Lentes – can't share the details on HAAG Engineering data until the end of this month, but the data shows that operator errors in general industry

accounts for 35 percent of accidents. 15 states have general industry requirements.

2. Norman Ahu – HIOSH is completing their rule making process which adopts the existing Federal standards which were supposed to take effect in November 2019. Some standards are still being fleshed out and instead of changing and adopting Hawaii rules every year, HIOSH will wait until the fallout over OSHA rules settle down, then Hawaii will adopt it. Hawaii can only adopt snapshot standards, not moving standards. As it stands now, HMOAB certification is still required for crane operators doing construction work. As for expanding certification to general industry, there would be a lot of opposition. We would need Hawaii specific data on crane accidents in general industry to justify such a move. If the state program is not equal to or better than Federal OSHA then OSHA would do the enforcement, not HIOSH.
3. Lentes – At a minimum, if HMOAB certification were to sunset, the requirement for crane operators to pass a medical examination should be maintained. It is already required for HMOAB certification but it could be maintained under HIOSH rules. HMOAB would continue as an advisory board to HIOSH. We would still like to be proactive and better than Federal Osha by expanding crane certification to general industry and utilities in the future.
4. Mihlbauer – raised the possibility to requiring certification for the hoisting machine itself.
5. There was discussion about the possibility that HMOAB could set itself up as a licensing body instead of using third-party organizations like the NCCCO, CIC, NCCER, or OECP. Board members were in agreement that this would not be practicable. Kuntsman added that under the present statute, HMOAB does not have the authority to train and any employer could object to it.
6. Aldeguer – A probable timeline would still require HMOAB certification until the end of 2020. If OSHA finalizes rules in early 2019, HIOSH would begin making the HMOAB legislative and rule changes in 2019 to early 2020. Final approval would probably be in late 2020, so HMOAB certification would be required until that date.

7. New Business

- a. Electrical wiring of Room 114. Director Hoshijo informed the Board that the HMOAB may have to pay the expense to rewire their office in Room 114. Lentes moved and Mihlbauer seconded a motion to approve the expense to rewire the office in an amount not to exceed \$6,000.

8. Community Comments – None

9. Next Board Meeting: **Wednesday, October 17, 2018 @8:30 am**, HMOAB Room 114.

10. Adjournment: The meeting adjourned at 2:54 p.m.

Persons unable to attend or wishing to present additional comments may send written or e-mail correspondence to: the above address or [HMOAB@hawaii.gov](mailto:HMOAB@hawaii.gov). Any person requiring a special accommodation (large print materials, sign language interpreters, etc.) should make a request in writing or by calling (808) 586-8146. The request must be received at least five business days before the hearing date.