

MOTOR VEHICLE INDUSTRY LICENSING BOARD

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

AGENDA

DATE: October 29, 2024

TIME: 1:00 p.m.

In-Person Meeting Location: PVL Exam Room 330
HRH King Kalakaua Building
335 Merchant Street, Third Floor
Honolulu, Hawaii 96813

Virtual Participation: Virtual Videoconference Meeting – Zoom Meeting (use link below)

<https://dcca-hawaii-gov.zoom.us/j/81393919733?pwd=vFqM2tBskVNUvYfPwCyFRZxXzm2iUL.1>

Phone Number: 669 900 6833
Meeting ID: 813 9391 9733
Passcode: 534436

Agenda: The agenda was posted to 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 mvi@dcca.hawaii.gov or submit by hard copy mail to: Attn: Motor Vehicle Industry Licensing 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.

INTERNET ACCESS:

To view the meeting and provide live oral testimony, please use the link at the top of the agenda. You will be asked to enter your name. The Board requests that you enter your full name, but you may use a pseudonym or other identifier if you wish to remain anonymous. You will also be asked for an email address. You may fill in this field with any entry in an email format, e.g., *****@***mail.com.

Your microphone will be automatically muted. When the Chairperson asks for public testimony, you may click the Raise Hand button found on your Zoom screen to indicate that you wish to testify about that agenda item. The Chairperson will individually enable each testifier to unmute their microphone. When recognized by the Chairperson, please unmute your microphone before speaking and mute your microphone after you finish speaking.

PHONE ACCESS:

If you cannot get internet access, you may get audio-only access by calling the Zoom Phone Number listed at the top on the agenda.

Upon dialing the number, you will be prompted to enter the Meeting ID which is also listed at the top of the agenda. After entering the Meeting ID, you will be asked to either enter your panelist number or wait to be admitted into the meeting. You will not have a panelist number. So, please wait until you are admitted into the meeting.

When the Chairperson asks for public testimony, you may indicate you want to testify by entering "*" and then "9" on your phone's keypad. After entering "*" and then "9", a voice prompt will let you know that the host of the meeting has been notified. When recognized by the Chairperson, you may unmute yourself by pressing "*" and then "6" on your phone. A voice prompt will let you know that you are unmuted. Once you are finished speaking, please enter "*" and then "6" again to mute yourself.

For both internet and phone access, when testifying, you will be asked to identify yourself and the organization, if any, that you represent. Each testifier will be limited to five minutes of testimony per agenda item.

If connection to the meeting is lost for more than 30 minutes, the meeting will be continued on a specified date and time. This information will be provided on the Board's website at https://cca.hawaii.gov/pvl/boards/motorvehicle/meeting_schedule/.

Instructions to attend State of Hawaii virtual board meetings may be found online at: <https://cca.hawaii.gov/pvl/files/2020/08/State-of-Hawaii-Virtual-Board-Attendee-Instructions.pdf>

1. Call to Order
2. Approval of the Open Session Minutes of the July 30, 2024, Meeting.

The Board may enter into Executive Session to consult with the Board's attorney on general questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with HRS section 92-5(a)(4) to review the executive session minutes.

3. Ch. 91, Adjudicatory Matters
4. Executive Officer's Report
 - a. Ethics Training for State Board Members

5. Applications

The Board may enter into Executive Session pursuant to Hawaii Revised Statute §§ 92-5(a)(1) and 92-5(a)(4) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both and to consult with the board's attorney or questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.

- a. Motor Vehicle Salesperson
 - i. Alexander Krivoulian
 - ii. Mark James K Salzman
 - iii. Sonny M Rodrigue

- b. Motor Vehicle Dealer
 - i. Skilled Services LLC
 - ii. Autopost Corp
 - iii. Used Cars Now
 - iv. Western Pacific Crane & Equipment, LLC
 - v. CJ Auto Hawaii Inc.

- c. Motor Vehicle Dealer - Relocation
 - i. Liberty Auto Group LLC

- d. Ratifications List of October 29, 2024 (see attached)

6. Unfinished Business

The following agenda items were deferred from the July 30, 2024 meeting:

a. Correspondence

1. Motor Vehicle Salesperson License Clarification

Correspondence seeking clarification on whether a motor vehicle salesperson license is required for a "Sales BDC Representative" whose duties include, but are not limited to, appointment setting and forwarding inquiries to a salesperson and finance managers.

2. Motor Vehicle Manufacturer and Distributor Licensing

Correspondence seeking clarification on whether a manufacturer and/or distributor license is required:

- i. If an entity is an out-of-state manufacturer with no physical location in Hawaii but will sell vehicles to a licensed dealer in Hawaii, is a Hawaii manufacturer license required?
- ii. Would that manufacturer also need a distributor license if there is no separate entity to be used as distributor?
- iii. Is a distributor agreement required if the manufacturer and distributor are the same entity?
- iv. Does Hawaii manufacturer/distributor licenses include licensing for low-speed vehicles if the vehicles will be allowed to be used on public roads and can have speed up to 25 mph?

b. Delegation

- 1. Delegation of Responsibility to the Executive Officer or Chairperson to Approve Motor Vehicle Salesperson Applications with DUI Convictions pursuant to HRS section 436B-8.

- c. Election of Chair and Vice Chair Pursuant to HRS §436B-6(a)

7. Correspondence

Motor Vehicle Dealer License

Correspondence is seeking clarification on whether a motor vehicle dealer license is required to sell the following off-road vehicles:

- a. 98cc Go Kart
- b. 105cc Minibike
- c. 196cc Go Kart
- d. 196cc Minibike
- e. AGM Cart
- f. Lithium Cart

- 8. Next Meeting: To Be Announced
Virtual Videoconference Meeting – Zoom Meeting

9. Adjournment

If you need an auxiliary aid/service or other accommodation due to a disability, contact Hector West office at 808-586-2692 or mvi@dcca.hawaii.gov as soon as possible, preferably by October 25, 2024. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this notice is available in alternate formats.

10/22/2024