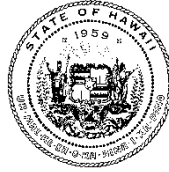


DAVID Y. IGE  
GOVERNOR

JOSH GREEN  
LT. GOVERNOR



Curt T. Otaguro  
Comptroller

AUDREY HIDANO  
Deputy Comptroller

**STATE OF HAWAII**  
**DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES**  
**STATE BUILDING CODE COUNCIL**

P.O. BOX 119, HONOLULU, HAWAII 96810-0119

**SUBCOMMITTEE OF COUNTY BUILDING OFFICIALS MEETING**  
**Wednesday, March 31, 2021**  
**Minutes**

1) **Call to order:** Chair Nishigata called the meeting to order at 8:05 AM

2) **Introduction and public comments**

Chair Willard Nishigata	SBCC Member Department of Planning and Permitting (DPP) City and County of Honolulu
Lyle Carden	SBCC Vice Chair Structural Engineers Association of Hawaii (SEAOH)
Ryan Koga	SBCC Member, County of Kauai
Neal Tanaka	SBCC Member, County of Hawaii
Howard Wiig	SBCC Member Hawaii State Energy Office
Gregg Serikaku	SBCC Member Subcontractors Association of Hawaii
Rick Myers (AIA)	SBCC Member American Institute of Architects of Hawaii
Lance Nakamura	SBCC Member Assistant Administrator Department of Public Works, County of Maui
Dean Au	Hawaii Regional Council of Carpenters
Kika Bukoski	Plumbers and Fitters Local 675
Francis DeGracia	United Brotherhood of Carpenters and Joiners of America
Christopher Delaunay	Pacific Resource Partnership
Nathaniel Kinney	Executive Director, Hawaii Construction Alliance
Ryan Kobayashi	Laborers International Union of North America Local 363
Gail Suzuki-Jones	Hawai'i State Energy Office DBEDT

Brian Lee	LECET
Max Newberg	Hawaii Regional Council of Carpenters
Gary Chock	Martin and Chock
Gary Lum	State Fire Council
Pane Meatoga	Hawai'i Construction Alliance

**3) Review and approval of minutes.**

Mr. Nakamura motioned for approval, Chair seconded, all vote aye.

**4) Discussion of proposed amendments to the 2018 International Building Code (IBC.)**

The Chair asked Mr. Delaunay if he wanted to take up Chapter 17 and Section 3113 separately or in tandem. Mr. Delaunay responded that they should be taken up in tandem.

Mr. Delaunay testified that both Chapter 17 and Section 3113 are in violation of HRS 107-26. They replace standard county procedures and are broad enough in scope to include factory-built housing. In permitting private sector employees to inspect, health and safety are not necessarily taken into account. The process also gives factory built housing a competitive advantage. He gave an example of components built in China where one module in 50 is inspected. The entire shipment is then subjected to truck transport, an overseas voyage which may include storms and another truck ride, all of which may cause shifting and possible damage.

The chair asked others wishing to testify to indicate so by registering in chat.

Dean Au testified that he agreed with Mr. Delaunay, noting that government inspectors who are licensed to inspect for health and safety, inspect all aspects of homes, including looking for cracked pipes and loose electrical wires.

Brian Lee said that he could not find written testimony on the SBCC website. Mr. Rogers replied that testimony is usually posted after meetings.

Ryan Kobayashi said that HRS 107-26 prevents the adoption of Chapter 17 and Section 3113 and that each county should adopt the 2018 IBC on its own. He said that government inspectors are trained to look after the public's health and safety while industry inspectors are paid to look after the manufacturer's interests, possibly cutting corners.

Lyle Carden said that Chapter 17 includes criteria regarding the strength of building components and directions on the placement of components. If the entire Chapter 17 were deleted, the provisions for additional testing by qualified individuals would be eliminated.

Mr. Carden pointed out that Section 3113 covers building trailers and does not include housing.

Gary Chock said that he helped craft the HRS 107-26 language, and that the word "procedures" was deliberately included. He said that this issue had been covered many times, and that the SBCC defined which materials were critical for safety.

Mr. Rogers pointed out that AG Kam ruled that the SBCC did not tell the counties how to how to enforce and inspect and that the licensing of inspectors was also a county decision.

The Chair asked Mr. Rogers if he had any concerns regarding Section 3113 from the fire side. Mr. Rogers stated that he did not see the need to delete it.

Mr. Kinney said he was concerned that certain parties have tried to manipulate the SBCC to favor their own business. He stated that, as an attorney, he was concerned that the law may serve to “line the pockets” of certain entities. He said that the AG’s opinion was not binding that litigation may be necessary. He said that his phone calls to county officials had gone unanswered.

Mr. Newberg voiced his concern that the law may constitute a “slippery slope” toward unaffordable housing.

Testimonies being finished, the Chair asked the CBO’s if there was a motion to delete chapter 17 from the 2018 IBC. There being no motion, the Chair said that Chapter 17 would remain in the code. He then asked if there was a motion to delete Section 3113. There being none, Section 3113 was also included in the 2018 IBC.

Mr. Delaunay asked if the 2018 IBC would be adopted after the investigative committee had reached its conclusions. The Chair responded that it could be adopted at the next SBCC meeting. The investigative committee would be formed and could request that the 2018 IBC be amended in accord with its conclusions.

The Chair asked Mr. Carden if he wished to discuss the proposed amendments regarding wind-borne debris and openings. Mr. Carden replied that he would answer questions, if any. The Chair asked if anyone had comments. There were no comments. The Chair asked if any member wanted to make a motion on the item. There was none.

The Chair asked if there was any public comment on the proposed 2018 IBC amendments. There was none.

- 5) The Chair asked if there was any discussion or a motion to forward the amendments to the 2018 IBC to the SBCC. Mr. Tanaka made a motion to approve the amendments to the 2018 IBC and the Chair seconded. The aye votes were unanimous.
- 6) The Chair announced that the next SBO meeting would be announced.
- 7) The Chair adjourned the meeting at 9:58 AM.