

# CALIFORNIA LICENSED CONTRACTOR

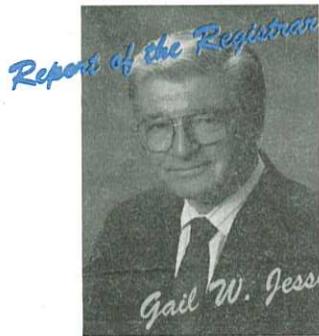
GAIL W. JESSWEIN, REGISTRAR

WINTER 1997 -- LEGISLATION

PETE WILSON, GOVERNOR

## Three Board Members Reappointed Robert Alvarado, Robert Laurie and Phil Moore

The Contractors State License Board was established in 1929 at the request of the building industry to help protect the public. Today, the Board is still in the business of protecting consumers by regulating the construction industry; however, in our many endeavors at the Contractors State



License Board, we strive to strike a balance between reducing over-regulation and continuing to safeguard consumers. In our enforcement activities, as well as in licensing and testing, the Board employs a balanced view and works toward a fair and equitable solution in all situations. We also seek balance in our legislative activities, which involve proposing and supporting changes to laws affecting the construction industry.

An example of legislation that reduces unnecessary paperwork for contractors but maintains necessary safeguards for consumers is Assembly Bill 2494, which was carried by Assembly Member Bob Margett and chaptered in 1996. AB 2494 lessens the notice and disclosure requirements that had been contained in the Business & Professions Code without diluting consumer protection. Prior to the passage of AB 2494, as part of a written contract, contractors had to disclose any license suspension, revocation, or citation in the previous four-year period if they had been disciplined two or more times within a 10-year period.

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Gov. Pete Wilson announced the reappointed of Board members Robert Alvarado, Robert Laurie and Mrs. Phil Moore to the Contractors State License Board.

Robert H. Alvarado's reappointment as the "public member, labor representative" is through June 2000. "As a carpenter, I know the importance of a strong framework," said Mr. Alvarado. "I look forward to continuing to strengthen the Board's policy framework to allow for quality construction with minimum regulation."

A Board member since 1993, Mr. Alvarado is currently a member of the new Contractor and Consumer Education Committee and has served on the Legislative, Licensing and Enforcement Committees and served as Chair of the Contractor Education Task Force. He also has served as the business representative for the Bay Counties Carpenters Union since 1986

and is currently the administrative officer. In addition, he currently serves on the Commission on Health and Safety and Workers' Compensation and the Pinole Planning Commission.

Mr. Alvarado's past public service includes membership on the Board of Directors of the California Conservation Corps, Bay District Region, a local citizens advisory group.

Robert Allen Laurie's reappointment as a "public member" is through June 2000. He has served on the Board since 1992 in a variety of positions including Board Chairman, Chairman of the Executive and Administration/Consumer Education Committees, and a member of various committees. Currently he is a member of the new Contractor and Consumer Education Committee.

A partner in the law firm of Laurie, Maloney and Wheatley, Mr. Laurie's practice emphasizes

government, land use, political, commercial, environment, business and real estate law.

"Cutting government red tape that serves no useful purpose and burdens honest businesses remains a priority," said Mr. Laurie. "My background in business, law and education has proven valuable as the Board continues to weed out unnecessary regulation that stops the growth of honest contracting businesses."

In addition to his work on the Board, Mr. Laurie is a member of the El Dorado County Board of Education. His past experience includes two terms as president of the El Dorado County Chamber of Commerce and teaching business law at Cosumnes River College.

Mr. Laurie received his Bachelor of Arts degree from the University of California, Irvine, and has a law degree from McGeorge School of Law. He also served one tour of duty as an Army Sergeant in Vietnam.

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## New Board Member Envisions Consolidation, Partnerships

Stephen L. Patterson, Chief Building Official for the City of Merced, is the most recent member appointed to the Contractors State License Board. Gov. Wilson named Mr. Patterson as a public member on Oct. 11, 1996. His membership, to June 1, 1997, fulfills the requirement that a building official serve on the Board.

Mr. Patterson has worked the many sides of construction: first in the trades in concrete and as a carpenter, as an inspector and building official, and finally, as a policy maker serving on the Board of the California Building Officials and as a Class A member of the

International Conference of Building Officials. As a Contractors State License Board member, he hopes to use his diverse experience to forge stronger partnerships among the parties involved in construction: designers, contractors, enforcement staff employed by the Board and municipalities, and consumers.

"After all, we are headed toward the same goal," said Mr. Patterson. "One of my main objectives will be to foster a relationship among those involved. We should share information from the beginning,

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Board Member Stephen Patterson

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California Licensed Contractor



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State of California

Pete Wilson  
Governor

Marjorie M. Berte  
Director, Department of  
Consumer Affairs

Gail W. Jesswein  
Registrar of Contractors

Members of the  
Contractors State License Board

John Chalker	Public Member, Chair
Douglas E. Barnhart	A-Contractor, Vice Chair
Robert H. Alvarado	Public Member, Labor
Marilyn J. Dailey	Public Member
Sharon J. Kowitz	Specialty Contractor
Robert A. Laurie	Public Member
Minerva Lopez-Baffo	Public Member
David Lucchetti	Specialty Contractor
Mrs. Phil Moore	Public Member
Stephen Patterson	Building Official Public Member
Timothy Strader	Public Member
Nina S. Tate	B-Contractor

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### Board Sunset Review

As reported previously in the *California Licensed Contractor*, Senate Bill 2036 called for the abolition of all Department of Consumer Affairs regulatory boards — including the Contractors State License Board — by the year 2000. Under SB 2036, the Board is slated to be abolished on Jan. 1, 1999, unless there is legislation to extend the Board's existence.

A comprehensive report on the Board's activities and accomplishments during the past four years was approved by the Board in September and forwarded to the Joint Legislative Sunset Review Committee. The Joint Committee is chaired by Senator Leroy Greene, and includes Senators Maurice Johannessen and Richard Polanco, and Assembly Members Jim Morrissey, Jackie Speier and Bruce Thompson.

The Committee held a hearing on Nov. 12 in which Board Chairman John Chalker, Registrar Gail Jesswein, and various senior staff testified in response to issues identified in the Committee's preliminary report. The Committee will forward its recommendations regarding the Board to the Department of Consumer Affairs, which will then submit its own findings and recommendations to the Legislature in January.

The Committee will meet in February to finalize its recommendations. Then the Legislature will decide whether the 1999 termination date set for the Board shall become effective or whether new legislation will be needed to retain the Board.

The spring edition of the *California Licensed Contractor* will contain an update on the Sunset Review process.

## Board Briefs

### Regulation Reduction and Classification Task Force

The Regulation Reduction and Classification Review Task Force met in Anaheim in October and in Sacramento in November and December.

The Task Force is charged with the responsibility of reviewing and evaluating the existing contractor licensing classification structure. The first Task Force meeting was held in May.

Chaired by Board member Tim Strader, the Task Force consists of Board member Nina Tate; Board Chairman and ex officio member John Chalker; Board Vice-Chair and ex officio member Douglas Barnhart; Sam Abdulaziz, attorney; Beverly Carr, National Electrical Contractors Association; Roger Fiske, California Landscape Contractors Association; Linda Heetland, Heetland Group; Raymond Huff, Los Angeles Unified School District; Henry Iverson, Cal Pipe Trades Council; David Jones, Associated General Contractors; Roger Lighthart, The Lighthart Corporation; Cyndi Marshall, Sheet Metal Air Conditioning Contractors Association; Robert Rivinius, California Building Industry Association; Professor Rovane Younger, California State University, Chico; and Johnny Zamrzla, Western Pacific Roofing.

### Reappointments

Continued from page 1

Public member Mrs. Phil J. Moore's reappointment is through June 2000. She has served on the Board since 1990, currently as the Board's Legislative Liaison on the Executive Committee and as a member of the Enforcement Committee. She previously has served as Board Chair, Vice-Chairman, Chair of the Legislative, Executive, and Administration Committees, and has participated on each of the Board's committees at one time or another.

"My appointment to the Board has proven to be a very rewarding assignment and one I treasure," said Mrs. Moore. "I

am proud to continue as a voice for California's consumers on this important Board."

An active community volunteer, Mrs. Moore is a member of the Coalition of Small Business, Citizens for Fair Government, and the Committee to Improve North Santa Barbara County. She is also a member of the Retired Officers Association and the American Association of Retired Persons, and active in promoting the California Spaceport Program in the central coast area of the state.

### Late Breaking News . . .

Board Chair John Chalker was reappointed to the Contractors State License Board on Nov. 26, 1996. Mr. Chalker's term expires June 1, 2000. More about Mr. Chalker in the next issue of the *California Licensed Contractor*.

## Good Guys Give

If you are anything like the rest of us, much of the holidays are spent shopping, cooking, and mailing cards. Californians are very fortunate to have contractors who volunteer their time and expertise to special projects during the holidays and the remainder of the year.

John and Michelle Zumwalt of Zumwalt & Associates Building Construction and Roofing Service, have spent the last year organizing "Contractors Caring for Kids Toy Drive" to benefit needy children in the Sacramento area.

The Zumwalts, along with the Sacramento Builders Exchange and the National Concrete Cutting Company, invited Sacramento contractors to a Dec. 7, 1996, toy drive and fund-raiser to benefit children at the Children's Receiving Home, Big Brothers/Big Sisters, and other organizations. Everyone who attended was asked to bring a toy, clothes, or books, or to donate to the "Contractors Caring for Kids" fund. Contractors participated in a raffle and a pie toss at local building inspector.

"Construction families are like anyone else. We are just people with the same values. We wanted to combine charitable efforts of contractors, to pull individuals together to help children," said Michelle Zumwalt.

The 1996 goal simply was to make a difference with each child served; however, "Contractors Caring for Kids" has plans to go year-round



Habitat for Humanity seeks contractor volunteers any time of the year

and is looking for members to make up a board of directors. For more information, contact John or Michelle Zumwalt, (916) 978-9600 or log onto the Internet at <http://www.furnituredirect.com/care4kids/>.

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Habitat for Humanity of San Fernando/Santa Clarita Valleys is looking for skilled contractors in all classifications this holiday season to help begin a development in the east San Fernando Valley early in 1997. Volunteers will work and teach construction skills to unskilled workers. The organization will sign

up volunteers in December and January. After the grading is done and foundations poured, a one-month building blitz commences in February.

Vinnie Ruggieri, a fourth-generation Sherman Oaks general contractor, began volunteering with Habitat for Humanity a year ago and already has helped remodel the nonprofit organization's office. Mr. Ruggieri will chair the 1997 development construction committee, overseeing painting and cabinetry.

"Volunteering is sometimes a

chunk of work, but if you draw satisfaction from your philanthropy, you should volunteer," said Mr. Ruggieri. "My motivation is knowing that individuals cannot be healthy when the community is not healthy," he added.

In 1994, San Fernando Habitat for Humanity volunteers built an eight-unit condominium complex with the help of \$400,000 in volunteer hours. After the 1994 Northridge earthquake, volunteers organized \$700,000 worth of earthquake recovery work.

Call John Jasso, Habitat for Humanity general contractor, at (818) 765-2073 to volunteer.

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From Sunnyvale to South San Francisco, Christmas in April Mid-Peninsula coordinates existing home renovations for needy homeowners. Homeowner applications are accepted from August to November, and recipients are selected in January. Work is completed between February and April, with the last Saturday in April designated as work day. Landscape, plumbing, roofing, general, electrical, and other contractors are needed as volunteers. In the last seven years, the nonprofit organization has coordinated \$4.6 million worth of volunteer time for needed home renovations. To volunteer, contact Loretta E. Cullinane, at (415) 361-4920.

## Contractors Board Reaches Out

From the Los Angeles Convention Center to the North Tahoe Home Show, CSLB is reaching out and informing contractors and consumers about Board activities and services. Since August, approximately 815,000 people have been made aware of the importance of becoming licensed and of hiring only licensed contractors. CSLB public affairs staff has traveled with the Board's display booth to six home shows in the last three months. The purpose is to reach consumers who are poised and ready to hire a contractor. CSLB staff reports that contractors are delighted to see the Board repre-

sented at these home shows.

"We want consumers to demand that the contractor they hire is licensed," said CSLB Registrar Gail Jesswein. "We are reaching a consumer audience on the verge of hiring a contractor, and they will have the message to hire only licensed contractors fresh in their minds."

Show attendees come with questions and go home with answers and Board brochures. Common questions from consumers include, "What is the first thing I should ask a contractor?" Potential contractors want to know how to get licensed, and licensed contractors ask about arbitration and what CSLB is doing about unlicensed activity.

The cost of booth space is donated by a CSLB partner, including local builders exchanges, homeowners associations, or trades guilds.



CSLB employees Wendy Boemecke, left, and Alice Reed staff home show booth in Sacramento

## New Educational Booklet for Contractors Announced

The Contractors State License Board is pleased to announce the availability of a new booklet on home improvement contracts. The booklet, which includes and explains all of the information legally required for home improvement contracts, will be available in January.

"The publication of this booklet fits in well with our Strategic Plan of assisting contractors in strengthening their skills," said Board member Nina Tate, who currently is Chair of the Contractor and Consumer Education Committee.

The booklet came into being as a recommendation of a Contractors State License Board Task Force chaired by Ms. Tate and vice-chaired by current Board Chairman John

Chalker. "We found that many contractors had questions about what constituted a home improvement contract and about the various notices and requirements," added Ms. Tate. The full Board accepted the Task Force's recommendation that an informational booklet on home improvement contracts be developed.

Contractors who would like to order a free copy in advance may write to the Contractors State License Board, Attn: Home Improvement Contracts, P. O. Box 26000, Sacramento, CA 95826. Orders will be filled in January.

In addition, Ms. Tate urged contractors to communicate their education needs to the Contractor and Consumer Education Committee either by writing at the address above or by completing the survey located on page 7.



### Registrar's Report

Continued from page 1

Disclosure was required even for citations for technical violations which did not result in injury to the consumer. Under AB 2494, effective Jan. 1, 1997, contractors must only disclose license suspensions and revocations within the last eight-year period in a written document. However, any disclosable disciplinary action will continue to be available to consumers from CSLB's Automated Phone Response System.

Another piece of legislation sponsored by the Board and passed in 1996 was Assembly Bill 2958, carried by Assembly Member Trice Harvey. With its passage, the statute of limitations for criminal and administrative action against an unlicensed contractor is extended from three to four years. Previously, the statute of limitations for licensed contractors was four years, but only three years for unlicensed contractors. This bill levels the playing field by holding unlicensed contractors to the same standards as licensed contractors. It better serves licensed contractors

and provides more protection for consumers.

The Board envisions additional balanced legislation in 1997. One such piece of legislation that the Board has approved and is moving forward on addresses home improvement contracts. Current law requires that any home improvement contract which exceeds \$100 must include a three-day right-to-rescind clause. For example, if a plumber is called to fix a leaky faucet, the consumer technically must either wait three days before work commences or complete a waiver statement. Proposed legislation would raise the contract dollar threshold from \$100 to \$1500. Additionally, a streamlined written contract for work between \$500 and \$1500 would be included in the legislation. Such legislation protects consumers while reducing unnecessary red tape for contractors.

This issue of the *California Licensed Contractor* includes a special legislative update and resource guide that outlines contractor-related legislation effective in 1997. I hope you will use it in conducting your contracting business in the coming year. Have a happy and prosperous 1997!

## Disciplinary Actions from Oct. 1996 -- Nov. 1996

Note: Disciplinary actions do not include licenses suspended for failure to maintain required bonds. The following explanation may be helpful to identify causes of disciplinary action indicated by sections referenced in the table of Disciplinary Actions.

### Business and Professions Codes

- 490 Relationship of conviction of a crime to licensed activity
- 7018.5 Failure to provide notice to owner regarding lien provisions
- 7026.7 Advertising as a contractor without a license
- 7028 Acting in the capacity of a contractor without license
- 7029 Contracting as a joint venture without the required license
- 7029.5 Failing, as a plumbing, electrical sign or well drilling  
7029.6, 7029.7
- 7030 Failing to include in a contract the notice that contractors are licensed by the Contractors State License Board
- 7030.5 Failing to fulfill the requirement that the contractor's license number be placed on all contracts, subcontracts, calls for bid, and other forms of advertising
- 7071.11 Judgment or admitted claim against bond
- 7083 Failing to report a change of address, name, or personnel within 90 days
- 7085.6 Failure to comply with an arbitration award
- 7090.1 Failure to comply with civil penalty or "order to correct" in Registrar's citation
- 7097 Suspension of additional licenses
- 7098 Revocation of additional licenses
- 7099.6 Non-compliance with a final citation
- 7107 Abandonment of a project without legal excuse
- 7108 Diverted funds or property received for a specific job to other purposes
- 7109 Willfully disregarded plans and specifications, or has failed to complete the job in a good and workmanlike manner
- 7109.5 Violation of Safety Laws resulting in death or serious injury
- 7110 Willful disregard and violation of building laws
- 7101.1 Violation of Section 206.5 of the Labor Code
- 7111 Failure to keep records and to make them available to a representative of the Registrar
- 7111.1 Refusal to or failure to cooperate with deputy in investigation
- 7112 Misrepresentation of a material fact on an application
- 7113 Failure to complete a project for the price stated in the contract
- 7113.5 Avoiding or settling for less than lawful obligations as a contractor through the various bankruptcy proceedings
- 7114 Aiding and abetting an unlicensed person
- 7115 Failure to comply with the Contractors' Law
- 7116 Committing a willful or fraudulent act as a contractor
- 7117 Acting as a contractor out of namestyle
- 7117.5 Contracting with inactive license
- 7118 Contracting with unlicensed person
- 7119 Failure to prosecute a job with diligence
- 7120 Failure to pay for materials or services
- 7121 Prohibition against associating with suspended or revoked license
- 7122 Participation of license in violating Contractors Law
- 7122.5 Responsibility of Qualifying Person for acts committed by his/her principal
- 7123 Conviction of a Felony in connection with construction activities
- 7124 A plea of nolo contendere is considered a conviction
- 7154 Employment of unregistered home improvement salesman
- 7155 Participation in violation by a home improvement salesman
- 7157 Model Home kickback prohibition
- 7159 Failure to comply with contract requirements
- 7161(b) False advertising

## LICENSES REVOKES

NAME	CITY	LIC #	DATE	SECTIONS VIOLATED
A VINTAGE GARDEN LANDSCAPE	SONOMA	575219	05/30/96	7107, 7109, 7110(1689.7), 7113, 7115(7071.13) 7159, 7116, 7119
A TO Z CONSTRUCTION	GARDEN GROVE	521822	09/26/96	7090.1
A. C. SISON CONSTRUCTION CO.	LONG BEACH	567253	09/12/96	7113, 7115/7028, 7159
AACON GENERAL	FONTANA	301549	09/03/96	7090.1
ACE MAINTENANCE COMPANY	LOS ANGELES	656782	10/01/96	7090.1
ADAMS CONSTRUCTION				
GENERAL CONTRACTOR	TEMECULA	311915	10/16/96	7090.1
ALL TECK CONSTRUCTION	LAGUNA NIGUEL	603604	09/12/96	7109(A), 7109(B), 7113
ALL TECK CONSTRUCTORS	LAGUNA NIGUEL	603604	09/12/96	7109 (A), 7109 (B), 7113
ALL PRO PAVING	PERRIS	577942	08/18/96	7107, 7109(a), 7109(B), 7110, 7113, 7115, 7159, 7116, 7117(A), 7098
ALMAR GLASS	EUREKA	599504	10/15/96	7090.1
AREA WIDE ROOFING	POLLOCK PINES	595822	08/01/96	7107, 7109, 7113, 7117, 7120, 7097, 7098, 7121, 7121.5
ASSOCIATED DIVERSIFIED INTERIORS INC	ORANGE	600088	09/10/96	7090.1
ATLAS HARDWOOD FLOORS	SAN CLEMENTE	646067	09/12/96	7109(A), 7110(1689.7) 7113, 7115 (7159,E,F,G,J,L), 7030, 7097, 7098, 7121
AXIOM CONSTRUCTION COMPANY	HAYWARD	513959	10/15/96	7090.1

[continued on page 5]

Revocations (cont. from page 4)

NAME	CITY	LIC #	DATE	SECTIONS VIOLATED
BAILEY FRANK D	PARADISE	426593	09/26/96	7090.1
BARZGARIAN B & A & ASSOCIATES	ANAHEIM	607884	10/29/96	7090.1
BERGER JAMES A CONSTRUCTION	UPLAND	552482	09/09/96	7090.1
BEST ROOTER	NORTH HOLLYWOOD	650888	09/03/96	7090.1
BILL RUCKMAN	JAMESTOWN	266935	09/30/95	7109, 7113, 7116
BLAYLOCK ROOFING	PROJECT CITY	315697	09/19/96	7120, 7113, 7116, 7097, 7098, 7121, 7121.5
BOC CON	UPLAND	453832	09/26/96	7090.1
BOOMGARDEN CONSTRUCTION	REDDING	458786	07/03/96	7109, 7113, 7115, 7159
BOOMGARDEN CONSTRUCTION	REDDING	499778	07/03/96	7109, 7113, 7115, 7159
BRONSKY PLUMBING	WALNUT CREEK	387495	09/06/96	7090.1
BROSANAN P J INC	MILLBRAE	438773	08/01/96	7109(B), 7110, 7113, 7115, 7159, 7116, 7097, 7098, 7121, 7121.5
BROWN MARK	HUNTINGTON BEACH	663284	10/22/96	7090.1
BUY RITE CONTRACTORS INC	ANAHEIM	626284	10/21/96	7090.1
CALIFORNIA RESTORATION	GLENDALE	684849	10/18/96	7071.11(C), 7097, 7098, 7107, 7109, 7113, 7115(7083), 7121.5
CALIFORNIA CONSTRUCTION & DEVELOPMENT	SAN DIEGO	589184	09/06/96	7109, 7113, 7097, 7098, 7121.5
CALIFORNIA CONST & DEVELOPMENT	SAN DIEGO	589184	09/06/96	7109, 7113, 7097, 7098, 7121.5
CALIFORNIA COAST MASONRY	HEMET	593683	10/22/96	7090.1
CALIFORNIA CONCRETE WALLS	RIVERSIDE	487644	10/21/96	7090.1
CALVIN D INC				
DBA CALCO PLUMBING	RANCHO CUCAMONGA	604704	10/22/96	7090.1
CAMELOT CONSTRUCTION	HUNTINGTON BEACH	435162	08/09/96	7085.6
CARIAGA ERNIE M	LONG BEACH	450109	09/30/96	7085.6
CARMODY MORRIS	FULLERTON	306540	10/04/96	7107, 7109A, 7109B, 7110, 7113, 7115(7030, 7030.5, 7083, 7159, 7117A, 7125.1
CELTIC HOME IMPROVEMENTS	SIERRA MADRE	575522	10/08/96	7090.1
CERAMIC TILE BROKERS INC				
DBA RIVER CITY				
FLOOR COVERING	WEST SACRAMENTO	554139	09/06/96	7090.1
CERAMICA TILE AND DESIGN	VENTURA	631477	09/03/96	7090.1
COLLEGIATE PAINTING COMPANY	MONTEREY PARK	700844	11/01/96	498, 7097, 7098, 7112, 7121, 7121.5
CONSTRUCTION UNLIMITED	SAN FRANCISCO	482719	07/27/96	7107, 7110, 7113, 7115, 7028, 7116, 7117.6
CRAFTSMAN BUILDER'S SUPPLY	SANTA ANA	477925	10/22/96	7090.1
CRAIG R D	NORTHRIDGE	356861	08/28/96	7090.1
CRAIG'S PAINT & TRIM	DIAMOND SPRINGS	651966	09/19/96	7107, 7108, 7110, 7115(7159), 7028, 7117.5(B), 7083, 7097, 7098, 7121, 7121.5
CREATIVE CONSTRUCTION	SANTA CRUZ	517122	08/01/96	7109A, 7113, 7097, 7098, 7121
D J SUTTON CONSTRUCTION	SYLMAR	615677	10/24/96	7085.6
DAN ROBERT STANLEY ASPHALT	VACAVILLE	387704	09/23/96	109, 7110, 7113, 7115, 7159, 7097, 7098, 7121, 7121.5, 7122
DENNEY CONSTRUCTION	MADERA	497746	10/07/96	7090.1
DESIGNER HOME 2010	ARCADIA	624802	09/06/96	7107, 7109, 7113, 7097, 7098, 7121, 7121.5
DIAMOND SECTIONAL DOORS	LOS ALAMITOS	659147	10/01/96	7090.1
DIXON-BECKETT DESIGN	APTOS	402871	10/15/96	7090.1
DOCTOR DONE RIGHT	BEASON, IL	585884	09/16/96	7090.1
DONE RIGHT PLUMBING	VAN NUYS	633087	08/28/96	7090.1
E W CONSTRUCTION	WHITTIER	596486	09/20/96	7085.6
E & H BUILDING AND DEVELOPMENT	OAKLAND	623984	09/21/96	7085.6
ECONOMY TREE CARE	MONTECITO	689698	07/28/96	7071.13, 7110, 7112, 7115(7027.5), 7121.5, 7097, 7098, 7121, 7121.5
ELIGOM INTERNATIONAL CONSTRUCTION INC	SAN FRANCISCO	619301	10/15/96	7090.1
F & P PLUMBING SERVICES INC	COSTA MESA	591070	10/22/96	7090.1
FABELA CONSTRUCTION	IRVINE	604345	10/2/96	7090.1
FIERRO ROGELIO C	CHULA VISTA	585805	08/21/96	7090.1
FIREHOUSE WEST HOME IMPROVEMENT CENTER	BAKERSFIELD	549867	10/15/96	7090.1
FIVE LEAF CLOVER				
LANDSCAPE DESIGNS	CHULA VISTA	649603	08/28/96	7090.1
FREEMAN CONST	SACRAMENTO	432114	08/01/96	7109(A), 7113, 7115(7030a), (7159), 7097, 7098, 7121, 7121.5
G & M CONSTRUCTION	TORRANCE	536072	10/22/96	7090.1
GARCIA CONSTRUCTION	SOUTH GATE	686734	09/12/96	7107, 7113, 7109, 7115 (7159D), 7097, 7098, 7121, 7121.5
GEBHART CONSTRUCTION	VAN NUYS	564224	09/03/96	7090.1
GEMINIANI PHILLIP CONSTRUCTION	BIG BEAR CITY	633338	07/19/96	7107, 7113, 7115, 7159, 7114, 7071.13
GILBERTI CONSTRUCTION COMPANY	PALM SPRINGS	468857	08/09/96	7085.6
GOLDMAN BILL CONSTRUCTION	PALO ALTO	421900	07/08/96	7085.6
GREEN G O ELECTRIC	LOS ANGELES	471004	10/22/96	7090.1
GUARDIOLA DESIGN AND CONSTRUCTION	SALINAS	463068	07/30/96	7085.6
H & R CONSTRUCTION SERVICE	HOLLISTER	648668	09/26/96	7090.1
HANSON CONST	HEMET	362493	09/06/96	7107, 7109(A)(B), 7113, 7119, 7097, 7098, 7121.5
HEARTWOOD CONSTRUCTION	MONTEREY	565226	10/15/96	7090.1
HILL MICHAEL D	YUCAIPA	417937	08/28/96	7090.1
HOME IMPROVEMENTS	CITRUS HEIGHTS	494602	08/01/96	7107, 7113, 7116, 7115(7159), 7117, 7097, 7098, 7121
HOMESTEAD ROOFING INC	RIVERBANK	596024	08/01/96	7107, 7109, 7120, 7113, 7115(7159), 7097, 7098, 7121, 7121.5
HOMESTEAD EXTERIORS	RIVERBANK	667509	08/01/96	7121.5
HORNER STEVE AND SONS				
FENCE CONTRACTORS	MORRO BAY	443543	09/24/96	7085.6
HOUSEWRIGHT CONSTRUCTION	HEALDSBURG	458952	10/15/96	7090.1
HOUSTON E A CONSTRUCTION	THOUSAND OAKS	267464	09/26/96	7090.1
HOWELL ELECTRIC CONSTRUCTION, INC	LOMA LINDA	338523	09/12/96	7107, 7109(A), 7113, 7115(7018.5), 7159(D), 7097, 7098, 7121.5
HUGHES TERRY CONSTRUCTION & DESIGN	SANTA BARBARA	433049	09/03/96	7090.1
IMAGINEER	AGOURA HILLS	680736	10/01/96	7090.1

[continued on page 6]

## 1996-97 Is A Peak Year

If you are one of California's 277,000 contractors up for license renewal in 1996-97, you are not only in good company but part of a huge crowd. Every other fiscal year, the Contractors State License Board experiences a 15 percent increase in license renewals because of a mountain of applications received and licenses issued during a one-year amnesty program in 1988.

During the 1996-97 "peak" year, CSLB is renewing approximately 11,000 licenses each month. But not to worry. Most licenses are renewed in record time. The Contractors State License Board licensing staff has not only kept up with the extra load but has dramatically improved renewal time. In 1993-94, it took 5.1 weeks to renew. Renewal time dropped to 2.4 weeks in 1994-95, then it was down to about one week in 1995-96. Now, in 1996-97, CSLB can process a license renewal in less than one week.

How does CSLB do it? "The speedy turn-around time is attributed to a combination of an excellent license renewal staff, a streamlined process, technology,

and a renewal checklist to assist contractors in sending in a completed form," said CSLB Licensing Deputy Linda Brooks.

Renewal applications are sent two months in advance of renewals and mailed to the contractor's address of record. If you have not received your application within two weeks of renewal, please call the Contractors State License Board at (800) 321-CSLB. All active licenses renew every two years at a fee of \$300, and inactive licenses renew every four years at a fee of \$150.

In 1988 the amnesty program, which created peak and valley license renewal years, expanded the type of experience necessary to qualify for a contractor's license. The number of examination applications more than doubled from 19,500 in 1987-88 to a whopping 49,000 during the amnesty year of 1988-89. Once the amnesty program expired, examination applications received settled down to 16,880 in 1989-90. Soon after the amnesty program, the law changed to allow additional types of experience to qualify.

## Classy Contractor Ads

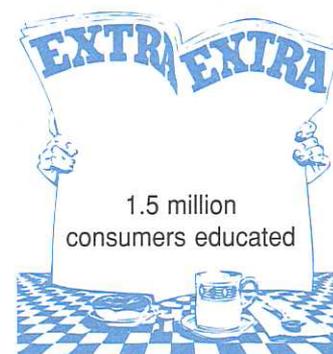
More than 1.57 million consumers have been educated about hiring only contractors through a classified advertising project conducted under the direction of the CSLB Contractor and Consumer Education Committee. A letter was sent to all California daily and weekly classified advertising managers urging them to run the following notice at the beginning of the "home improvement" section of classified advertisements: "California law requires that contractors taking jobs that total \$300 or more (labor and

materials) be licensed. State law also requires that contractors include their license numbers on all advertising. Check out your

licensed contractor by calling the Contractors State License Board at (800) 321-2752."

To date, 47 newspapers have responded and 1,579,300 newspaper readers have been reached.

The Contra Costa Times out of Walnut Creek took it one step further and sent a letter to all of their contractor advertisers stating that their license number must be on all ads.



## CSLB Successfully Enforces Licensing Law With Support From Many Partners

The Contractors State License Board could not combat unlicensed contractor activity without help from its many partners, including licensed contractors, consumers, associations, and local building departments. Between July and September of 1996, CSLB conducted nearly 40 stings or sweeps throughout the state, thanks to direct support from these partners. A budget augmentation of \$500,000 will increase CSLB enforcement activity in 1997.

CSLB's Central Region lately has been concentrating on sweeps. Phoned-in complaints tipped off Central Region's Underground Economy Enforcement Unit that the Santa Barbara/San Luis Obispo/Ventura area was a hotbed of unlicensed activity. A three-day sweep in October, held in cooperation with the Employment Development Department and Industrial Relations' Division of Labor Standards, yielded 37 non-licensees illegally performing work on individual homes. An additional seven sweeps of construction sites and one sting were performed within the Region during the last quarter.

For a Northern Region sting held in October, UEEU staff targeted unlicensed contractors with a record of complaints and invited them to bid on work at the sting

house. The operation brought down eleven non-licensees, seven of whom were the subject of prior consumer and contractor complaints.

Southern Region's UEEU staff has been unplugging the telephone lifeline of unlicensed operations. With assistance from partners, CSLB puts together the evidence, and the Public Utilities Commission switches off phone service to non-licensees. One unlicensed scofflaw was running three different advertisements with three different phone numbers before CSLB cut off telephone service. Southern Region also conducted a very successful sting in San Diego's wildfire disaster area. Read more about that activity in the accompanying article.

CSLB sweeps are generalized license checks in construction areas. If a worker does not have a valid pocket license and enforcement staff cannot verify one on the laptop computer, the non-licensee is cited. Stings are often set up to go after particular non-licensees who are subjects of complaints. CSLB arranges for the use of a house, then invites unlicensed contractors to come bid on various work. If the bid is for \$300 or more and the individual cannot verify a contractor's license, he or she is cited.

## CSLB Hot on the Heels of SoCal Wildfires

The embers from October's wildfires in Southern California had barely cooled before the Contractors State License Board stepped in to assist victims and warn unlicensed contractors about the foolhardiness of contracting without a license. More than 100 homes were destroyed in San Diego, Orange, and Los Angeles Counties when Santa Ana winds whipped up and spread fires throughout the South State.

"The Contractors State License Board did not want wildfire victims to suffer a second time by hiring unlicensed contractors to rebuild or repair their homes and businesses," said Board Chair John Chalker.

Immediately after the fires, CSLB information packets were delivered to home and business owners whose property was damaged or destroyed. The Board's disaster victims hot line was activated to more quickly assist casualties of the fires. Area media were enlisted to help spread the word to consumers about hiring licensed contractors. CSLB booklets and a special brochure, *Wild Fire Victims*, were distributed by district offices, local municipalities and the Governor's Office of Emergency Services. Finally, CSLB's enforcement units enacted plans to conduct beefed-up surveillance and stings in affected areas.

A sting was conducted Nov. 13 on the property of a resident whose home was reduced to rubble by the wildfires. Non-licensees were invited to bid on demolition and cleanup work. By the end of the day-long sting, six unlicensed contractors had received felony citations and had been booked into county jail. Because Gov. Wilson declared the counties a disaster area, contracting without a license carries a felony charge. Those cited could receive up to three years in jail and/or a \$10,000 fine, or both.

### Revocations (cont. from page 5)

NAME	CITY	LIC #	DATE	SECTIONS VIOLATED
INTEGRAL INTERIOR ARCHITECTURE INC	LOS ANGELES	555503	09/13/96	7090.1
J M LANDSCAPING	MENIFEE	661164	10/01/96	7090.1
JACOBS DEVELOPMENT	HUNTINGTON BEACH	466988	09/06/96	7107, 7109, 7097, 7098, 7121.5
JAMES FREDERICK SCHAFFLER	RIVERSIDE	647609	10/18/96	7107, 7109(A), 7110, 7113, 7115(7030), 7116, 7117, 7117.6, 7120, 7097, 7098, 7121, 7121.5
JAMES REYES	SAN DIMAS	574009	09/12/96	7107, 7109(A), 7110 (301(A)), 7110(3700), 7113, 7125.1, 7115, 7159(E), 7116, 7119, 7097, 7098, 7121.5
JANIS MILO	PALM SPRINGS	302179	08/28/96	7090.1
JEZAK ELECTRIC CO	SAN FRANCISCO	611750	10/15/96	7090.1
JORGENSEN CONSTRUCTION INCORPORATED	LA MESA	515292	09/06/96	7108, 7108.5, 7120, 7116, 7115 (7030), 7113, 7097, 7098, 7121, 7121.5
JOSSICK DAVID GENERAL CONTRACTOR	CAMERON PARK	646008	09/06/96	7090.1
K C CONSTRUCTION CO	GRASS VALLEY	665390	09/19/96	7107, 7109(B), 7120, 7113, 7115(7159), 7111.1, 7116, 7071.11, 7083, 7097, 7098, 7121, 7121.5
KANEKO MASATOSHI	BERKELEY	544372	10/01/96	7085.6
KARMENLENDY GROUP INC.	FREMONT	684849	10/04/96	7071.11(C), 7097, 7098, 7107, 7109, 7113, 7115(7083), 7121.5
KELLY PATRICK CONSTRUCTION	LANCASTER	491710	10/01/96	7090.1
KER-AIRE HEATING/AC	KERMAN	686461	09/06/96	7090.1
KING GARY KEITH	BAKERSFIELD	324635	09/06/96	7090.1
KIRKWOOD CONSTRUCTION	SAN DIEGO	285838	10/04/96	7107, 7109(A), 7109(B), 7113,
KITCHEN REFACING & DESIGN INC	POMONA	705875	09/10/96	7085.6
L S DESIGN	COMPTON	619350	09/13/96	7090.1
LA CROS CONSTRUCTION COMPANY	LOS ANGELES	266589	08/29/96	7090.1
LAURITA LARRY CONCRETE CONST	REDDING	294553	09/06/96	7090.1
LEATHERWOOD JOE B	ALTA LOMA	259394	09/26/96	7090.1
LOUCKS DAVID J & SONS	VILLA PARK	499972	08/28/96	7090.1
LOWELL SORENSON SMITH M & K BUILDERS	DIAMOND SPRINGS	292458	10/13/96	7109, 7113, 7116, 7110, 7115
M G CONSTRUCTION	SIERRA MARDE	487287	04/30/96	7085.6
MANGRUM KEN J	SANTA ROSA	172230	10/15/96	7090.1
MARTINEZ RAUL	RESEDA	602510	04/22/94	7085.6
MASTER DESIGN	TORRANCE	570994	09/13/96	7090.1
MASTER DEVELOPMENT	SAN DIEGO	671524	09/06/96	7098
MAYSE & SON FIRE PROTECTION	SAN DIEGO	459560	09/06/96	7028, 7107, 7108.5, 7109(B), 7113, 7114, 7116, 7119, 7115, 7030, 7159, 7117.6, 7154
MC GOWAN KEITH CONSTRUCTION	FRESNO	426694	10/15/96	7090.1
MCQUEEN CONSTRUCTION CO	SAN JOSE	656976	09/04/96	7090.1
MEZA ROOFING COMPANY	LINCOLN	282211	10/25/96	7109, 7110, 7113, 7115(7030), 7164
MICHAEL BOB LANDSCAPING	LOS ANGELES	670657	09/03/96	7090.1
MICHAEL D. COLLINS COMPANY	NOVATO	280508	09/06/96	7090.1
MICHAELS ELECTRIC	FOSTER CITY	498682	06/12/93	7110, (1088), 110, 7116
MISSION WEATERPROOFING	MORENO VALLEY	489234	09/10/96	7090.1
MOWRY/CHAN GROUP	LAGUNA NIGUEL	592849	08/28/96	7090.1
NATIONAL CONSTRUCTION CO	SIMI VALLEY	661697	09/03/96	7090.1
NEW HOPE CONSTRUCTION	SAN CLEMENTE	676607	09/12/96	7085.6
NORTH STAR ESTATES INC	SANTA CLARA	671946	08/01/96	7107, 7110, 7108, 7113, 7115(7159), 7116, 7097, 7098, 7121, 7121.5
NORTH STAR ESTATES INC	CERES	568873	09/06/96	7090.1
OFA SAKOPO AHO	KENT WA	568873	08/30/96	7109, 7113, 7116, 7097, 7098, 7121.5
ORANGE COUNTY CONSTRUCTION	SAN FRANCISCO	638288	10/15/96	7090.1
OSCAR ROSALES-ESODUS CONSTRUCTION	BUENA PARK	582314	10/24/96	7085.6
P H CONSTRUCTION	VICTORVILLE	583294	10/18/96	7107, 7109(A), 7111.1, 7113, 7115, 7071.11, 7116, 7097, 7098, 7121, 7121.5
PACIFIC ARCHITECTURAL COATINGS	SANTA CLARA	403780	10/15/96	7090.1
PALMER ELECTRIC	PORT HUENEME	378576	09/03/96	7090.1
PAUL GREENBERG	NEWPORT BEACH	477402	10/24/96	7090.1
DBA EARTH DESIGN	REDDING	422435	09/06/96	7107, 7108, 7109(A), 7113, 7115/7164, 7116, 7120
PHIL THOMAS	IRVINE	653961	09/06/96	7107, 7109(A), 7113, 7115(7159D,J), 7115(7083), 7097, 7098, 7121.5
PHILBIN GARY ALLAN	COOL	422734	09/20/96	7113, 7120, 7116, 7108, 7115(7164), 7097, 7098, 7121.5
R & S DEVELOPMENT	PENRYN	510913	05/30/96	7113, 7120, 7121.5
REGAL HOME IMPROVEMENT	PALM SPRINGS	465461	10/15/96	7090.1
REGAN ROOFING COMPANY	HUNTINGTON BEACH	550736	08/09/96	7085.6
REICH JIM CONSTRUCTION	VISTA	474896	09/11/96	7085.6
RODRIGUEZ A E ROOFING COMPANY INC	KENT WA	308241	08/30/96	7122
ROMANI J CONTRACTING	SAN MATEO	311101	09/06/96	7090.1
ROY EDDIE T MASONRY CONTRACTOR	HALF MOON BAY	556497	09/26/96	7090.1
SCC INTERLOCK CONCRETE SYSTEMS	PALM DESERT	433103	09/03/96	7090.1
SCHORKEN FRED	DIAMOND BAR	647705	09/16/96	7090.1
SHAY ENTERPRISES INC	SAN LENADRO	682642	08/07/96	7085.6
SHAY CONSTRUCTION	SAN DIEGO	415809	10/22/96	7090.1
SIMPSON DAVID CO	HESPERIA	682118	10/01/96	7085.6
SLAVO CHRISTOPHER J	LONG BEACH	551590	08/28/96	7090.1
SMITH & SON CONSTRUCTION, INC.	ALISO VIEJO	615839	10/22/96	7090.1
SMITH DON LANDSCAPE CONSTRUCTION	REDDING	629513	11/09/96	7098, 7121.5
SOUTHWESTERN ROOFING COMPANY	FALLBROOK	679933	08/09/96	7085.6
STOCKTON LAB ENTERPRISES	SAN DIEGO	582697	09/06/96	7109(A)(B), 7110 (1689.7), 7113, 7115 (7159 B,E,J, K,L), 7154, 7097, 7098, 7121, 7121.5
	MANTECA	699663	10/17/96	7121.5

[continued on page 7]

## Educational Needs

### Revocations (cont. from page 6)

NAME	CITY	LIC #	DATE	SECTIONS VIOLATED
STONE WORKS	FOUNTAIN VALLEY	570078	08/28/96	7090.1
STROMBERG AND SON INCORPORATED	LONG BEACH	372167	09/13/96	7090.1
SU PAINTING COMPANY	CHINO HILLS	653774	08/09/96	7085.6
SUN SYSTEMS INC DBA				
QUAKE-GUARD CONTRACTORS	ORANGE	473876	10/22/96	7090.1
SUN STATE BUILDERS	GARDEN GROVE	602336	08/09/96	7085.6
T & L HOMES INC	SAN MATEO	645261	09/26/96	7090.1
TEXTURE SHIELD OF AMERICAN INC	SAN BERNARDINO	530221	10/01/96	7090.1
THE AWNING GUYS	WOODLAND	698735	09/12/96	7112, 7097, 7098, 7121
THE MERIDIAN COMPANY	NEWPORT BEACH	382209	09/12/96	7107, 7109(A), 7113, 7116, 7097, 7098, 7121, 7121.5
THOMAS TADD WHITE	STOCKTON	253682	09/12/96	7109(A), 7110, 7113, 7115/7159
THREE BLIND MEN, INC.	SAN DIEGO	686541	09/06/96	7107, 7108, 7109 (A), 7113, 7115,(7159), 7116, 7097, 7098, 7121, 7121.5
TONY J. LOZANO, INC.	MANTECA	208112	10/17/96	7107, 7030.5, 7097, 7098, 7121.5, 7113, 7115
UN CONSTRUCTION	NORWALK	664645	08/09/96	7085.6
UNDERHILL CONSTRUCTION INC	NAPA	410133	09/06/96	7090.1
VALLES TOM	SACRAMENTO	515897	09/26/96	7090.1
VALLEY DESIGN AND CONSTRUCTION	TRACY	647725	09/26/96	7090.1
VALLEYS FINEST LANDSCAPE	LANCASTER	689167	10/01/96	7090.1
VAN DYCK ESTATES INC	FRESNO	304907	09/03/96	7090.1
WALKER FRAMING	SAN CARLOS	513279	09/19/96	7115(7028), 7107, 7113, 7097, 7098, 7121.5
WATER WIZARDS INC	CANYON COUNTRY	607617	10/08/96	7090.1
WEBLEY CONSTRUCTION	TRACY	670864	09/26/96	7090.1
WELDON LORNE POOLE	FREMONT	626715	11/01/96	498, 7112
WEST COAST BUILDERS	WEST LAKE VILLAGE	588085	07/16/96	7085.6
WISHING WELL GARDENS ABQ	MORGAN HILL	169977	09/06/96	7090.1
WOJE ELECTRIC	OAKLAND	325981	09/06/96	7090.1
WOLFE ACOUSTICS INC	PLACENTIA	547999	10/02/96	7090.1
WOOD VALLEY CONSTRUCTION CO	LAFAYETTE	325636	09/26/96	7090.1
YATES CONSTRUCTION	MANHATTAN BEACH	327377	10/01/96	7090.1

Although continuing education for California's building contractors is not mandated, the Contractors State License Board took a strong stand in favor of voluntary continuing education when it formed the Contractor and Consumer Education Committee. Among other activities, the Committee is charged with the task of making educational materials available to contractors. Over the next year, the Committee will review educational topics and methods of delivering information to contractors.

As a first step, we would like your input and will consider your specific requests for educational topics and delivery systems. Please complete the survey below and return it to the Contractor and Consumer Education Committee, Contractors State License Board, P. O. Box 26000, Sacramento, CA 95826; or fax it to (916) 255-1395. Thank you for your input!

**Educational Topics:** What topics would be most useful to you in conducting your business? Please check those topics and include others not listed.

- |                                                |                                                                                                   |
|------------------------------------------------|---------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> Bonds                 | <input type="checkbox"/> Customer Relations                                                       |
| <input type="checkbox"/> Insurance             | <input type="checkbox"/> Supervising Employees                                                    |
| <input type="checkbox"/> Judgments             | <input type="checkbox"/> Collections                                                              |
| <input type="checkbox"/> Workers' Compensation | <input type="checkbox"/> Teaming With Other Professionals (bookkeeper, computer specialist, etc.) |
| <input type="checkbox"/> Contracts             | <input type="checkbox"/> Dealing With Hazardous Materials                                         |
| <input type="checkbox"/> Bidding               | <input type="checkbox"/> Building Permits                                                         |
| <input type="checkbox"/> Locating Jobs         |                                                                                                   |
| <input type="checkbox"/> Safety                |                                                                                                   |
| <input type="checkbox"/> Other: _____          |                                                                                                   |

**Delivery:** How would you like to receive educational information? Please mark the delivery systems most convenient for you and add other ideas not listed.

- |                                                                                                  |                                                                                                                |
|--------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> Booklets, Pamphlets Available from CSLB                                 | <input type="checkbox"/> Seminars/Workshops<br>I would travel _____ miles to attend a free or low-cost seminar |
| <input type="checkbox"/> Booklets, Pamphlets Available From Building Departments or Associations | <input type="checkbox"/> Trade Shows                                                                           |
| <input type="checkbox"/> Videos Available from CSLB                                              | <input type="checkbox"/> Internet                                                                              |
| <input type="checkbox"/> Videos Available From Building Departments or Associations              | <input type="checkbox"/> Messages on CSLB Voice Mail                                                           |
| <input type="checkbox"/> Computer Programs                                                       | <input type="checkbox"/> Mentors                                                                               |
| <input type="checkbox"/> Other: _____                                                            |                                                                                                                |

## New Board Member

Continued from page 1

instead of after the fact."

Through the years, Mr. Patterson has seen building industry employees grow in valuation and professionalism. Contractors have to deal with many new laws and codes in an increasingly technical field. "To be a successful contractor today, you have to be good," he said.

Opposed to excessive regulation of the construction industry, Mr. Patterson prefers facilitation and consolidation to elimination in

both the workplace and in governing the construction industry. Carrying that principle further, he believes that governing bodies should facilitate success rather than tell contractors why they cannot do something.

employees are cross-trained giving staff the ability to answer basic questions about any of the divisions. It serves the public in that they are no longer transferred to several departments for an answer to a question.

qualified and respected in the industry. I appreciate the fact that they are receptive to and interested in a building official's expertise and point of view," Patterson said after his first Board meeting in October. "I also fully support each and every CSLB staff member. After all, they are the backbone of the Board," he added.

A native Californian, Mr. Patterson always enjoyed hands-on work and for 10 years worked as a carpenter and performed concrete work in Southern California. On construction sites where he was employed, Mr. Patterson became the crew member who dealt with the inspectors. The experience piqued his interest in the building inspector side of a construction project. After a move to Colorado, he was employed as a building official in both Cortez and Vail. He spent time in Los Altos, California, then in 1987 settled in Merced. Mr. Patterson earned his B.A. in applied studies with an emphasis in business administration from California State University, Stanislaus in 1992.

" I appreciate the fact that the Board is receptive to and interested in a building official's expertise and point of view. "

--Board Member

*Stephen Patterson*

Government should work with contractors so that projects are completed within the building codes and laws.

In Merced, Mr. Patterson's philosophy is a reality. Under his leadership, several building department divisions were consolidated into one unit, and

He meets with building industry associations every month, emphasizing communication and partnerships. For example, before a fee change is imposed by Merced, the industry is included and informed.

"I am excited that my fellow Board members are highly

### CSLB Calendar

#### CSLB Board Meetings

**January 23:** Board Meeting,  
San Diego

**March 12-13:** Committee  
Meetings, Sacramento

**April 23:** Board Meeting,  
Bay Area

OSP 96 75856



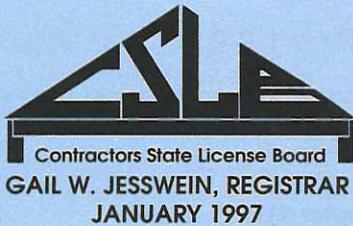
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Contractors State License Board



California Licensed  
Contractor



# Legislative Update and Resource Directory

## Special Insert Provided by Popular Demand

For the second year, the Contractors State License Board is pleased to provide this special insert, designed for you to pull out and keep with your contractor license records. Last year's newsletter survey showed that the insert was a very popular addition to the newsletter, and it will be included with each winter edition.

This insert not only details new laws passed that impact your contractor's license, but also contains reference information that you will want to keep year-round.

Each year, the Board reviews all legislation and takes positions as appropriate. These positions are communicated to the author and sponsor. The Board keeps apprised of legislation throughout the session through detailed summaries provided by CSLB. The Board is also regularly updated on legislation that impacts the construction industry but not contractors' licenses.

Legislatively speaking, 1996 was another active year for the CSLB, with numerous bills

to analyze and watch. A summary of those bills begins on the next page, with the topics listed in the box to the left, "New Legislative Topics at a Glance."



The Board's 1996/97 Strategic Objectives are designed to ensure that all statutes and regulations are necessary, easily understandable and equitable to consumers and contractors. The Board will continue to monitor legislation, take positions as appropriate,

and sponsor legislation when necessary. The Board sponsored four bills this last year. One of the bills was carried by a former contractor, Assembly Member Bob Margett, who is profiled in the article below.

*Mrs. Phil Moore is a member of the Contractors State License Board and is currently the Legislative Officer. She has served on the Contractors State License Board since her original appointment in 1990, and was reappointed in 1996 by Governor Pete Wilson. (See the story on her reappointment on page 1 of this issue.)*

### NEW LEGISLATIVE TOPICS AT A GLANCE

- AB 597: Loan to Cemetery Fund
- AB 734: Public contracts, nonresident contractors
- AB 2334: Geothermal heat exchange wells
- AB 2396: Home improvement contracts
- AB 2494: Contractors, disciplinary disclosure
- AB 2823: Business licenses
- AB 2958: Unlicensed activity, statute of limitations
- AB 3305: Swimming pools, safety disclosure
- AB 3355: Contractors, workers' compensation
  
- SB 258: Home inspectors
- SB 577: Seismic gas shutoff devices, water heaters
- SB 1486: Health and safety, asbestos
- SB 1557: Contractors, building permits
- SB 1597: Contractors, license fees
- SB 1748: Housing and land use omnibus act
- SB 1910: Administrative regulations
- SB 2002: Contractors, licensing exemptions
- SB 2045: Consumer protection, mortgage brokers

### Assembly Member Margett On the Road to Regulatory Reduction

Assembly Member Bob Margett (R-Arcadia) knows what he is talking about when it comes to contractor issues. He is an engineering contractor and partner in the Key Paving Company based in Arcadia which specializes in industrial paving and road work. Mr. Margett, who was first elected to the 59th Assembly District in 1995, has concerns about workers' compensation insurance and believes that overregulation of the construction industry could be harmful.

"Workers' comp issues are still lingering. These costs affect our business climate in California and have a direct impact on the construction industry," said Mr. Margett. "It is our job as legislators to see that we do not load up the contracting profession with unnecessary, regulatory burdens," he continued. "If we do not get a handle on excessive licensing and fees, we will burn out the industry."

As an active participant in business and as a state and local leader, Mr. Margett recog-



Assembly Member Bob Margett

nizes that contractors are more than willing to compete on a level playing field.

In addition to his success as a business owner and state Assembly Member, Mr. Margett has served as both Mayor and Councilman for the City of Arcadia and as Chairman of the San Gabriel Water Quality Authority. He has been involved in construction industry associations, including American Roadbuilders, the Building Industry Association and the Association of General Contractors.

# Legislative Update

Four bills sponsored by the Contractors State License Board -- AB 2494 (Margett); AB 2958 (Harvey); AB 3355 (Firestone), and SB 1557 (Mountjoy) -- were signed by the Governor.

The Governor also signed SB 1597 (Hurtt), a bill sponsored by the Department of Consumer Affairs on behalf of the Contractors State License Board.

Following is information on those bills as well as on other legislation that will impact the Board and California's licensed contractors.

These bills became effective on January 1, 1997, unless otherwise indicated.

## CHAPTERED BILLS

### AB 597 (Chapter 38), Speier

Urgency Measure Effective May 3, 1996. Among other things, requires the Department of Finance to authorize a loan of \$2,559,000 from any special fund or funds under the authority of any board, commission, committee, or bureau of the Department of Consumer Affairs, to the Cemetery Fund for the 1995-96 fiscal year. Requires the loan to be repaid no later than January 1, 2001.

### AB 734 (Chapter 279), Conroy

Requires a nonresident contractor to disclose to an awarding agency any and all bid preferences provided to that contractor by the state or country in which it has its principal place of business.

### AB 2334 (Chapter 581), Cortese

Among other things, specifies that no person shall undertake to dig, bore, drill, deepen, re-perforate, abandon, or destroy a geothermal heat exchange well unless the person responsible for that construction, alteration or abandonment possesses a C-57 Water Well Contractor's License.

### AB 2396 (Chapter 985), Archie-Hudson

Specifies that a change-order shall not be enforceable against the person contracting for the work unless it clearly sets forth the scope of work encompassed by the change-order and the price to be charged for the changes. Specifies that failure to comply with these requirements does not preclude the recovery of compensation for work performed based upon quasi-contract, quantum meruit, restitution or other similar legal or equitable remedies designed to prevent unjust enrichment.

### AB 2494 (Chapter 282), Margett

Sponsored by the Board. Revises the contract notice disciplinary disclosure requirements currently continued in Business and Professions Code Section 7030 by requiring disclosure of any license suspension or revocation which occurred two or more times within an eight-year period. Also provides for an exemption from the \$2,000 cap on civil penalty assessments (contained in Business and Professions Code Section 7099.2), thereby allowing the penalty provisions contained in Section 7030(b)(4) to prevail.

### AB 2823 (Chapter 936), Harvey

Requires a city or county, before it issues a business license to a person to conduct business as a contractor, to verify that the person is licensed by the Contractors State License Board.

### AB 2958 (Chapter 145), Harvey

Sponsored by the Board. Extends the statute of limitations from 3 to 4 years for criminal and administrative action against an unlicensed contractor and clarifies that the complaint must be filed within 4 years from the date of the bid, contract, completion or abandonment of the work, whichever occurs last.

### AB 3305 (Chapter 925), Setencich/Speier

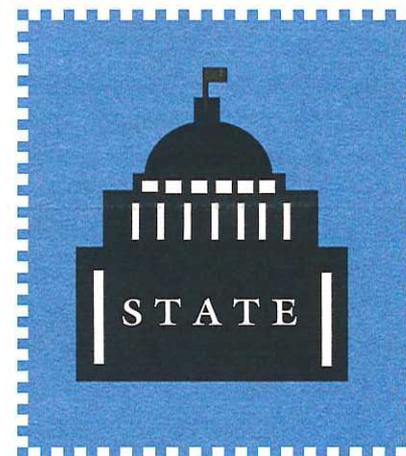
Among other things, enacts the Swimming Pool Safety Act to establish certain safety standards requiring swimming pool enclosures, safety pool covers or exit alarms. Makes these standards applicable, commencing January 1, 1998, to a private, single-family home for which a construction permit for a new swimming pool has been issued on or after January 1, 1998. Requires any person entering into an agreement to build a swimming pool to give the consumer notice of the requirements of this bill.

### AB 3355 (Chapter 331), Firestone

Sponsored by the Board. Clarifies that the filing of a false workers' compensation exemption statement constitutes grounds for disciplinary action.

### SB 258 (Chapter 338), O'Connell

Defines terms related to paid home inspectors, establishes a standard of care for home inspectors, and prohibits certain inspections in which the inspector or the inspector's employer has a financial interest. Provides that contractual provisions seeking to waive the statutory duty of care or limit the liability of a home inspector to the cost of the home inspection report are contrary to public policy and are invalid. Provides that the time for commencement of a legal action for breach of duty arising from a home inspection report shall not exceed 4 years from the date of inspection.



### SB 577 (Chapter 152), Rosenthal

Urgency measure effective July 11, 1996. Replaces references to earthquake-sensitive or seismic gas shutoff devices. Requires the State Architect to certify specified gas shutoff devices that are activated by phenomena other than motion. Exempts from its definition of "seismic gas shutoff device" any device installed within a gas distribution system owned or operated by a public utility. Revises the bracing requirements for water heaters to apply to all new and replacement water heaters and all existing residential water heaters and requires any water heater to be secured in accordance with the Uniform Plumbing Code, except when superseded by the California Plumbing Code or local requirements.

# Legislative Update

## **SB 1486 (Chapter 526), Calderon**

Among other things, provides that certification as an asbestos consultant or site surveillance technician is not required when a licensed contractor or registered asbestos abatement contractor meeting certain training requirements takes no more than 12 bulk samples of suspected asbestos-containing material in connection with a construction project on a residential dwelling for the purpose of bid preparation for asbestos abatement evaluating exposure to its own employees during construction or asbestos abatement, or determining for its own purposes or for the purpose of communicating whether or not a contract for asbestos abatement has been satisfactorily completed.

Prohibits licensed contractors and asbestos abatement contractors from providing professional health and safety services or performing any asbestos risk assessments. Provides that a bid for asbestos abatement may communicate the results and whether or not a contract for asbestos abatement has been satisfactorily completed. Prohibits licensed contractors and asbestos abatement contractors from providing professional health and safety services or performing any asbestos risk assessments. Provides that a bid for asbestos abatement may communicate the results and location of sampling for the purpose of asbestos and how the asbestos will be abated.

## **SB 1557 (Chapter 712), Mountjoy**

Sponsored by the Board. Makes a conforming change to Business and Professions Code Section 7028.1 to allow a contractor to bid for the installation or removal of an underground storage tank without certification, provided the actual work is subcontracted to a contractor who is certified. Amends Business and Professions Code Sections 7108.5 and 7108.6 to specify that the two percent penalty for failure to pay a subcontractor is for the benefit of the subcontractor who has not been paid in accordance with the provisions of those sections. Amends Health and Safety Code Section 19851 to permit state agencies to order the production of building plans for inspection, copying and use in evidentiary administrative hearings.

## **SB 1597 (Chapter 528), Hurtt**

Sponsored by the Department of Consumer Affairs on behalf of the Contractors State License Board. Requires the Contractors State License Board, on or before July 1, 1997, and biennially thereafter, to reduce the amount of license fees collected in order to generate revenues sufficient to maintain the Board's reserve fund at a level approximately equal to three months of annual authorized Board expenditures. States legislative intent that fees not be increased but, instead, that reserve requirements be lowered, thereby triggering lower fees or credits. Effective January 1, 1997 or on or before July 1, 1997.

## **SB 1748 (Chapter 799), Committee on Housing and Land Use**

Among other things, provides cities and counties more flexibility in the placement of various declarations on building permits.

## **SB 1910 (Chapter 501), Johannessen**

Requires the Office of Administrative Law to make the California Code of Regulations available on the Internet, free of charge, on and after July 1, 1998, and authorizes the office to contract with another state agency or private entity in order to provide the service.

## **SB 2002 (Chapter 287) Ayala**

Exempts from the provisions of the Contractors License Law an admitted surety insurer whenever that surety insurer engages a contractor to undertake the completion of a contract on which a performance or completion bond was issued by the surety insurer, provided all actual construction work is performed by duly licensed contractors.

## **SB 2045 (Chapter 684), Rosenthal**

Provides that it is an unfair or deceptive act or practice for a mortgage broker or lender directly or indirectly to use a home improvement contractor to negotiate the terms of any loan that is secured, whether in whole or in part, by the residence of a borrower and which is used to finance a home improvement contract or any portion thereof. Specifies that the bill is not to be construed to either authorize or prohibit a home improvement contractor from referring a consumer to a mortgage broker or lender; however, a



If you are interested in legislation that impacts your license, you may periodically check the Board's Automated Phone Response System at (800) 321-2752 and press "271" for a legislative update, or visit the Board's Internet address at <http://www.ca.gov/cslb/index.html>.

If you would like copies of any of the chaptered bills referenced in this Update, call the State Legislative Bill Room at (916) 445-2323 or request them in writing from the State Legislative Bill Room, State Capitol, Room B-32, Sacramento CA 95814.

home improvement contractor may refer a consumer to a mortgage lender or broker if that referral does not violate Section 7157 of the Business and Professions Code or any other provisions of law. A mortgage lender or broker is also permitted to purchase an executed home improvement contract if that purchase does not violate Section 7157 of the Business and Professions Code or any other provision of law.

# Resource Directory

Write to:

Contractors State  
License Board  
Post Office Box 26000  
Sacramento CA  
95826.

Always include your  
contractor license  
number, previous  
names, if any, and  
daytime telephone  
number when corre-  
sponding with CSLB.



Another source of information on contracting and the CSLB is the Internet. Information is available in the following categories:

- License and application status information
- Licensing and exam information
- How to file a complaint
- Information for disaster victims
- Order forms and applications
- CSLB office locations
- CSLB publications and pamphlets
- New topics, new laws, pending legislation

To report unlicensed activity, contact the appropriate Unlicensed Activity Unit.

Northern Region: (916) 255-2924  
Southern Region: (714) 994-7435  
Central Region: (818) 543-4736

## CSLB AUTOMATED PHONE RESPONSE SYSTEM

The Automated Phone Response System (APRS) is an automated, toll-free number, (800) 321-2752, for obtaining information, forms, publications and other valuable assistance pertaining to contracting and the Contractors State License Board. The following categories identify the kinds of information and materials available through the APRS, followed by the number to press on your touch-tone phone to gain access to or information about each category.

### License Maintenance

License renewal 2151  
Adding a class 21521  
Asbestos certification 21522  
Hazardous substances removal 21523  
License structure 2153  
Changing a business name/address 21541  
Changing officers of the corporation 21542  
Dissociation of qualifying person 21543  
Replacing the qualifying person 21544  
Inactivating a license 21551  
Reactivating a license 21552  
Canceling a license 2156  
Contractors bonds 2157  
Workers' compensation 2158

### Ordering Forms

License renewal form 243  
Reactivation form 243

Inactivation form 243  
Add class/RME/O replacement application 244  
Joint venture application 244  
Asbestos certification application 245  
Hazardous waste application 245  
Name/address change form 246  
Change officers form 246  
Dissociation form 246  
Bond forms/cash alternative forms 247  
Qualifier bond exemption form 247  
Workers' compensation exemption form 248

"Asbestos: A Contractors Guide and Open Book Exam" 262  
"California Contractors License Law and Reference Book" 263 (information on how to order)

(800) 321-2752 (CSLB)

## CSLB OFFICES

**HEADQUARTERS:** 9835 Goethe Road, Sacramento CA 95827 (916) 255-3900

**NORTHERN REGION:** 10365 Old Placerville Road, #220, Sacramento CA 95826 (916) 255-4027

**COMPLAINT DISCLOSURE:** (916) 255-4041

**UNLICENSED ACTIVITY UNIT:** (916) 255-2924

**FRESNO:** 3374 E. Shield Ave., #E-17, Fresno 93726 (209) 445-5281

**OAKLAND:** 8201 Edgewater Dr., #200, Oakland 94621 (510) 577-2429

**ROSEVILLE:** 151 N. Sunrise Ave., #1107, Roseville 95661 (916) 782-1610

**REDDING BRANCH:** 1900 Churn Creek Rd., #117, Redding 96002 (916) 224-4790

**SACRAMENTO:** 10411 Old Placerville Road, #215, Sacramento 95827 (916) 255-4450

**MODESTO BRANCH:** 1209 Woodrow Ave., #C-4, Modesto 95350 (209) 576-6235

**SAN FRANCISCO:** 301 Junipero Serra Blvd., #206, San Francisco 94127 (415) 469-6200

**SANTA ROSA BRANCH:** 50 D St., #105, Santa Rosa 95404 (707) 576-2192

**SAN JOSE:** 100 Paseo de San Antonio, #319, San Jose 95113 (408) 277-1244

**SOUTHERN REGION:** 7001 Village Dr., #260, Buena Park 90620 (714) 994-7430

**COMPLAINT DISCLOSURE:** (714) 994-7450

**UNLICENSED ACTIVITY UNIT:** (714) 994-7435

**LONG BEACH:** 245 W. Broadway, #145, Long Beach 90802 (310) 590-5331

**MORENO VALLEY:** 12981 Perris Blvd., #208, Moreno Valley 92553 (909) 485-6011

**SAN BERNARDINO:** 1250 E. Cooley Dr., #200, Colton 92324 (909) 370-4583

**SAN DIEGO:** 5280 Carroll Canyon Rd., #250, San Diego 92121 (619) 455-0237

**SANTA ANA:** 28 Civic Center Plaza, #351, Santa Ana 92701 (714) 558-4086

**CENTRAL REGION:** 411 N. Central Ave., #525, Glendale 91203 (818) 543-4731

**COMPLAINT DISCLOSURE:** (818) 543-4735

**UNLICENSED ACTIVITY UNIT:** (818) 543-4736

**INGLEWOOD:** 1 Manchester Blvd., #603, Inglewood 90301 (310) 412-6395

**SAN GABRIEL:** 729 N. Azusa Avenue, #2B, Azusa, 91702 (818) 815-8468

**VAN NUYS:** 6150 Van Nuys Blvd., #300, Van Nuys 91401 (818) 901-5168

**VENTURA:** 1787 Mesa Verde Ave., #110, Ventura 93003 (805) 654-4515

**SAN LUIS OBISPO BRANCH:** 3220 S. Higuera St., #103-A, San Luis Obispo 93401 (805) 549-3166

California Contractors State License Board