



CALIFORNIA LICENSED CONTRACTOR

STEPHEN P. SANDS, REGISTRAR

FALL 2001

GRAY DAVIS, GOVERNOR

Free, Fast & Fascinating CSLB Contractor Seminars for 2002!

The Contractors State License Board is currently planning its 2002 Contractor Education Seminar series. To better serve working contractors, the 2002 series will include four weeknight seminars and one Saturday morning seminar to be held January through April 2002 in locations from Sacramento to the San Diego area. Take advantage of this unique opportunity.

Each three and one-half hour seminar will include a 70-minute presentation on contract requirements, a Q&A session with a panel of experts and contractor-related exhibits. During the 70-minute presentation Bill Dexter, Risk Management Consultant, veteran CSLB Contractor Ed speaker and former Director of the California Center for Construction Education, College of Architecture and Environmental Design, Cal Poly asks, "Does Your Contract Measure Up?" His presentation will be based on the five most common complaints submitted to the Board.

The panel of experts will include Board licensing and enforcement deputies, a local building official, and a Cal/OSHA representative.

Also, for the first time, the Board has invited local building exchanges, building departments, Cal/OSHA, the National Association of the Remodeling Industry (NARI), and the Service Corps of Retired Executives (SCORE), and a construction bookstore to set up exhibits at the seminars. All these organizations can provide a wealth of resources and helpful information.

Don't miss your opportunity to attend one of these informative seminars. See page 8 for a list of locations and registration instructions.

Governor Signs Bills Relating to Contractors

Governor Davis recently signed three bills relating to the Contractors State License Board and contractors. Following is a summary of relevant legislation. Each new law becomes effective January 1, 2002, unless otherwise specified. Copies of the bills are available at www.leginfo.ca.gov or through the Legislative Bill Room in the basement of the State Capitol. The phone number is (916) 445-2323.

AB 678 (Papan—Chapter 226)

An extension of existing law that prohibits unlicensed contractors from using California courts to obtain compensation for contracting work, AB 678 further authorizes those who hire unlicensed contractors to seek court action and recovery of compensation they've paid to unlicensed contractors.

SB 135 (Figueroa—Chapter 494)

Existing law allows the Board to disclose only those complaints against contractors that have been referred for legal action. SB 135 requires the Board to disclose all complaints that have been

referred for investigation after a Board Enforcement representative has determined that a probable violation occurred and that if proven, the violation would be appropriate cause for license suspension or revocation or criminal prosecution. SB 135 also limits the disclosure period for citations and disciplinary actions (suspensions and revocations). The bill becomes effective July 1, 2002, or as soon thereafter as specified provisions are administratively feasible.

SB 724 (Figueroa—Chapter 728)

SB 724 is the Contractors Board's "clean up" bill and makes multiple revisions to licensing law. Among other provisions, it authorizes the Board's Registrar to use collection agencies to collect civil penalties; limits licensees to one business name per license; and extends the time during which a claim may be made against a licensee's cash deposit (to three years after the expiration of the license). The bill also revises the licensing application and renewal process for misrepresentations or omissions made on the application or renewal form.

New Home Improvement Contractor Disclosure Requirements Delayed

The last issue of the California Licensed Contractor reported that, as a result of legislation passed last year (SB 2029), new disclosure requirements could become mandatory for Home Improvement Contractors as early as October 2001. Board staff now expects the new provisions to be filed with the Secretary of State before December 1, 2001 and the regulation will then become effective three months from the filing date.

The new disclosure requirements will also require HIC contractors to disclose whether or not they carry Commercial General Liability insurance (CGL) — and if they do, the name and telephone

number of the insurance company. HIC contractors will also be required to provide a consumer information sheet on the importance of Commercial General Liability Insurance (CGL) along with a form called the "Checklist for Homeowners," which describes the main points of home improvement contracting.

Contractors building new single-family homes pursuant to Business & Professions Code Section 7164 will also be expected to provide the CGL notice and disclose whether they carry CGL.

CSLB will make the new notices available on its web site or, upon request, by mail as soon as possible after they are filed with the Secretary of State.

BOARD BRIEFS



THE CALIFORNIA LICENSED CONTRACTOR

is an official publication of the
Contractors State License Board

State of California

Gray Davis
Governor

Aileen Adams
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Agency

Kathleen Hamilton
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Stephen P. Sands
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- Hacob "Jake" Shirvanian, *Public Member*
- Joe Tavaglione, *"B" Contractor*

How To Reach Us

Location: 9821 Business Park Drive,
Sacramento California 95827-1703

Mailing address: P.O. Box 26000
Sacramento CA 95826-0026

Information: (800) 321-CSLB (2752)

Call Center: (916) 255-3900

Internet: www.cslb.ca.gov

Gina Crawford, *Editor*

**John O'Rourke
Appointed to CSLB**

In September 2001, Governor Gray Davis appointed John O'Rourke as the newest member to the Contractors State License Board. He will serve the Board as a labor organization representative. Mr. O'Rourke, of Novato, is the Business Manager and Financial Secretary for the International Brotherhood of Electrical Workers (IBEW) Local 6 in San Francisco. He achieved the post in 1999 after serving 20 years as an Apprentice and Journeyman Inside Wireman for the Local (from 1979 to 1999).



John O'Rourke

Mr. O'Rourke is a member of the San Francisco Joint Apprenticeship Committee and the California Apprenticeship Council. He is also the co-chair of the Division of Apprenticeship Standards' Certification Committee and a member of the Olympic Club and the United Irish Cultural Center.

Mr. O'Rourke's term continues until June 2004.

**Home Improvement
Certification Update**

Home improvement contractors continue to become certified as required by law. As of November 1, more than 148,300 contractors have obtained Home Improvement Certification. They are the only contractors legally allowed to contract for home improvement work. In fact, many local building departments now refuse permits to contractors without HIC. Subcontractors must also be certified if they want to sub on home improvement contracts.

Note: Home Improvement Certification merely allows contractors to contract with homeowners (or sub on home improvement projects) for work already covered in the scope of their existing license. It does not extend the scope of work covered by the license in any way.



**Anthony Elmo
Reappointed to Board**

Governor Davis recently reappointed Anthony Elmo to serve on the Contractors State License Board. First appointed in May 2000, Mr. Elmo's current term will continue until June 2005. His responsibilities with the Board continue to increase, too. On October 23, Mr. Elmo took on the role of Board Secretary when his colleagues elected him to the newly created Board Officer position.

Mr. Elmo is the Director of Building and Safety for the City of Temecula, a position he has held since 1990. He has been a building official/inspector throughout the state for more than 20 years and is the First Vice President of the California Building Officials and the International Conference of Building Officials (CALBO).

**Hearings Scheduled on
License Classifications**

At its July 2001 meeting, the Board voted to initiate the regulatory process to reinstate the C-6 Cabinet and Millwork classification and relevant exam. The process requires amending the current C-5 Carpentry, Cabinet and Millwork license classification.

The Board also voted to amend Board Rule 832.54 (relating to C-54 Tile Contractors) to include the installation of granite and other natural stone for kitchen and bathroom countertops, and Board Rule 832.09 (relating to C-9 Drywall Contractors) to specifically include the application of texturing materials and installation of non-structural metal studs.

Public regulatory hearings on these issues have been scheduled for December 13, 2001, at the Contractors State License Board located at 9821 Business Park Drive, Sacramento. Exact times and additional information on the hearings will be available on the Board's web site at www.cslb.ca.gov as soon as possible.

Interested parties are encouraged to provide input on these issues. While public comment will be taken at the hearings, those unable to attend may submit written comments to the Contractors State License Board, Attention: Linda Morales, P.O. Box 26000, Sacramento, CA 95826. Comments may also be faxed to (916) 366-9130.

UPCOMING BOARD MEETING

January 24, 2002—San Francisco

CONTRACTOR ED CORNER

Habitat for Humanity Seeks Licensed Contractor Volunteers



Habitat for Humanity, an international organization dedicated to building decent, affordable housing for purchase by low-income families, needs licensed contractor volunteers. There are 55 Habitat for Humanity affiliates in California, so there is sure to be one near you. Often, several affiliates located in the same region are in various stages of building. This means licensed contractors can make the best use of their skills by picking a project based on the stage of construction.

Donated professional labor, support, and even supplies of licensed contractors play a vital role in producing Habitat homes and are critical components of Habitat's ability to sell these homes at prices affordable to families with extremely low incomes. Through partnerships with licensed contractors, construction professionals, local volunteers and other community businesses and organizations, labor and material donations support the affordable construction of Habitat homes.

Since its inception in 1976, Habitat for Humanity and its local affiliates have built thousands of decent, affordable homes and sold them at no profit and with zero-percent interest loans to low-income families who, until then, had lived in unsafe, deteriorated, and substandard housing. Because their low incomes would prevent them from obtaining traditional mortgages, home ownership is an otherwise unattainable dream for the families who buy these homes.

Each family selected to purchase a Habitat home contributes 500 hours of "sweat equity" to their community as they work to build their Habitat home and those of other Habitat families. Through the united efforts and personal investment of people throughout the community, neighborhoods and communities become more cohesive, integrated and revitalized. While contributing "sweat equity," Habitat families also learn to care for and maintain their new homes.

For more information about the Habitat affiliate nearest you and their current projects, visit www.habitatforhumanity.org or call Habitat for Humanity's Western Region at (800) 228-6407.

San Jose City College

The San Jose City College Construction Technology Program will offer two semester-long courses from January 28 through May 24, 2002. Each three-unit class will be held on the San Jose City College campus at 2100 Moorpark Avenue, San Jose. You may enroll during the first class. Each class costs \$11 per unit for California residents. For more information about these courses or the College's "Construction Management Certificate," contact Instructor Joe Cota at (408) 929-1435 or cotaics@aol.com or call Kathy Werle, Dean of Applied Science at (408) 288-3781. Courses offered are:

Concrete Construction

This class will be held on Saturdays from 8:15 a.m. to 3:15 p.m. The comprehensive course is an introduction to concrete construction. The hands-on approach covers design, estimating, forming, placing and finishing, testing procedures and more.

Construction Blueprint Reading, Estimating, Codes and Specifications

Held on Monday evenings from 6:30 – 9:35 p.m., this class will benefit all trades, and focuses on a generic quantity estimating procedure. With the use of applicable codes and specifications, and the aid of LCD projection and templates, the instructor will take the students through many quantity estimating procedures. This class is one of three required to complete the Construction Management Certificate Program.

Free Training Videos Available Online

The California Energy Commission has streaming training videos online at www.consumerenergycenter.org/videos/. Three training modules are currently available covering residential HVAC diagnostics (duct blasting), radiant barriers and cool roofs. Training modules on quality residential insulation installation and spectrally selective glass and windows will also soon be available. Each module contains three or four, three-to-eight-minute videos along with links to resources, relevant California Energy Code information, benefits, case studies and more.

Builders and building officials who enforce California's Title 24 Energy Efficiency Standards for Residential and Nonresidential Standards will benefit most from the training modules, although consumers may benefit too.

To view the videos, use the latest version of Windows Media Player or Quick Time player, available online free. You need not download the videos to view them.

Free Contractor Safety Training Materials Available

Pacific Gas and Electric Company has free safety training materials for contractors. The brochure "Gas and Electric Safety for Contractors," (available in both Spanish and English) as well as two short videos "Contractor Beware" and "Dig Safely" demonstrate how to work safely around overhead and underground utilities.

To receive free materials, fill out the information below and mail to Pacific Gas and Electric Company, Attention David Powell, P.O. Box 770000 B23H, San Francisco, CA 94177, or send an e-mail to PublicSafety@pge.com.

How many brochures do you need? English _____ Spanish _____

Where should we send your free safety materials?

Name _____

Title _____

Company _____

Address _____

City, State and Zip _____

E-mail address _____

Name and title of person in charge of safety training at your company _____

ENFORCEMENT UPDATE

Ever wonder exactly how the Board curtails unlicensed contracting activity and levels the playing field for licensed contractors? How do leads turn into action, and who hunts down illegal activity? This complex task belongs to the Board's investigative staff at its eight Investigative Centers and the State-wide Investigative Fraud Team (SWIFT).

While Investigative Center personnel investigate consumer complaints of inferior work performed by unlicensed contractors, the SWIFT unit—comprised of 27 investigators statewide, several of whom possess powers of arrest—uses a variety of proactive investigative techniques to deter unlicensed contracting.

All told, CSLB investigators referred 723 unlicensed contractors for criminal prosecution and issued another 1,015 administrative citations during the 2000 Fiscal Year (July 1, 2000 through June 30, 2001).

Many of the techniques SWIFT uses to locate and snare unlicensed activity are detailed below.

Stings

An average of five undercover sting operations are conducted throughout the state each month. Each sting requires undercover investigators to set up at a predetermined home site

and pose as homeowners interested in contracting for a variety of home improvement projects.

Unlicensed contractors advertising in local print media are then contacted by the agents and invited to bid on various jobs at the sting site. If an unlicensed contractor submits a bid of more than \$500 (for labor and materials) for any job, he has broken license law. Perpetrators are usually arrested and given a Notice to Appear in criminal court.

Sweeps

On average, 10 sweeps are conducted statewide, each month. After traveling to areas dense with active construction, investigators visit numerous job sites and issue administrative citations to contractors unable to produce their licenses.

Many sweeps are coordinated in conjunction with the Department of Labor Standards Enforcement and the Employment Development Department. Each of these state organizations routinely performs job site checks to curtail the underground economy. SWIFT staff focuses on unlicensed contracting, failure to pay state taxes and employers' Workers' Compensation Insurance coverage.

Boiler Room

The Boiler Room is used in geographical locations rich with construction.

Investigators scour print media for contracting advertisements that do not include a license number (usually an indication that the contractor is not licensed). Investigators then determine the contractor's license status and issue appropriate administrative citations.

Educational Outreach Seminars

Investigators present approximately 10 educational seminars throughout the state each month. Contractors, law enforcement personnel, consumers and other groups are educated on how to hire licensed contractors, identify unlicensed activity and avoid scams.

Hot Tips

Board staff receives an average of 25 reports of known or suspected unlicensed contracting activity in California each day. Approximately eighty percent of these leads are investigated and result in some form of disciplinary action.

If you have knowledge of or suspect unlicensed contracting activity in your area and would like to report it to SWIFT, you may report the lead or request a Lead Sheet in Southern California by calling (562) 466-6017 or (562) 466-6018. In Northern California call (916) 255-2924.

Important Note: Leads may be called in anonymously and confidentially and need not involve paperwork. They may be submitted verbally over the phone.

Paying Wages "Under the Table" . . . Is it Worth the Risk?

When employers disguise wage payments to avoid associated payroll taxes and insurance expenses, create an unfair competitive advantage, and/or reduce bookkeeping burdens, they take on a huge financial and legal risk. The financially dangerous and illegal practice of paying employee wages "under the table" can actually be very costly and time consuming in the end.

Many employers do not realize that when they are caught paying wages under the table, their state payroll tax liability can be 20 times more than if they had voluntarily reported the employee's wages and paid the associated payroll taxes and insurance. When audited, employers who pay wages under the table will be unable to prove the number of employees and will, therefore, be unable to take advantage of certain tax and insurance

limits that apply to each employee. Higher tax and insurance bills will result when those expenses are assessed on the full payroll.

Paying employee wages under the table can actually be very costly and time consuming in the end.

Regardless of whether or not other businesses in your industry pay wages under the table, the practice is illegal. When caught, employers who pay wages under the table may also face criminal prosecution. If an employee asks you to hide his or her wages, deny the request. You are legally obligated to report the wages and withhold payroll taxes. Furthermore, if your employee is injured on or off the job they have the right to file a claim for Worker's Compensation or State Disability Insurance benefits. If their wages have

not been correctly reported, their insurance benefits may be delayed or denied and an EDD investigation will follow.

Wage payments made under the table often violate labor laws, too, which in turn can cost the business thousands of dollars in penalties. When under the table wages are discovered, both the employer and employee are subject to applicable state and federal income tax audits. However, when an employer fails to withhold employee-paid taxes, those taxes become the employer's responsibility.

For more information about payroll tax reporting, contact the Employment Tax Customer Service Office in your local EDD office. To report instances of cash wages paid "under the table" call (800) 528-1783. If you wish to remain anonymous, you need not provide your name.

CSLB Industry Experts Offer Concrete Advice for C-8 Contractors

CSLB Industry Expert Mario M. Leon realized that many of the complaints he reviews pertain to cracks in concrete. In an effort to minimize these complaints and resulting actions against the contractors, Mr. Leon wrote in with the following suggestion for placing control joints (commonly called scorelines).

"The American Concrete Institute recommends placing control joints at maximum intervals of 30 times the slab thickness. For instance, a three inch thick concrete slab would require a control joint at 7.5 foot maximum intervals in either direction (.25 feet X 30 = 7.5 feet), while a four inch thick slab would require a control joint at 9.9 foot maximum intervals (.33 feet X 30 = 9.9 feet).

Often, the homeowner wants to minimize control joints and convinces the contractor to place them beyond the recommended distance. If the specifications have not been placed in the contract, the contractor often receives an unfavorable ruling when the concrete cracks."

A Building Official for the southern California cities of Fountain Valley and Paramount, Howard Larnard notes that Mr. Leon's suggestion is just one of many ways to address the problem of concrete cracking and crazing (light, surface-level cracks). He notes that concrete made with a lower water-to-cement ratio will not need as many control joints because it will be inherently stronger and shrink less.

A lower water-to-cement ratio can be achieved by adjusting the amount of each ingredient in the concrete. For example, if the contractor reduces the volume of sand and increases the cement content while using the same amount of water, the result will be a lower water-to-cement ratio and stronger concrete.

"Obviously, using more cement in the mix will cost more. Therefore, clear communication in the contract is imperative. The contract should contain cement specifications, control joint placement, applicable reinforcement and the expectations of the concrete performance," he explains.

The quality and consistency of concrete batching and placement for slabs-on-ground is also a factor in cracking. Industry Expert Steve Maragakis states, "For slabs-on-ground (also called slab-

on-grade), preventing or controlling defects is better accomplished with an understanding of the material and its limitations. Typical concrete poured for residential applications will shrink about five-eighths inch per 100 linear feet. Stress created by the volume change and restraints of underlying soils causes concrete pavement to break at regular intervals." Adding reinforcement such as steel or mesh may also help reduce cracking caused by soil movement.

Whether used to build walls, sidewalks or patios, concrete construction is one of the most technically varied specialties in the construction field. For more information on the subject or if you have questions regarding building codes or recommended practices, call your local building department.

If you've found a tool or technique that saves you time or makes your contracting job easier or more efficient, we'd like to know about it. Write us at Gcrawford@cslb.ca.gov or Public Affairs, P.O. Box 26000, Sacramento, CA 95814. If your tip is published in an issue of the CLC, we'll send you a small gift of appreciation.

Lead Hazard Update

The last issue of the California Licensed Contractor included articles related to ever-tightening lead regulations. While the article correctly indicated that the Federal Bare Residential Soil Hazard Standard is 1,200 parts per million (anywhere but in playgrounds), the California standard is 1,000 parts per million.

You can find more information on HUD's Office of Healthy Homes and Lead Hazard Control web site at www.hud.gov/offices/lead/. HUD is currently offering free lead certification training for contractors and others through HomeSafe, Inc. For more information, call (909) 796-7565 or visit www.leadtraining.org. If you are interested in other training opportunities, visit the California Department of Health Services web site at www.dhs.ca.gov/childlead/html/CRTtrain.html.

Contact information for California's Occupational Lead Poisoning Prevention program was incorrectly listed in the last issue of the CLC. The office offers many free contractor services and materials. For more information call (510) 622-4332 or visit www.dhs.ca.gov/ohb.

WHAT WOULD YOU DO?

Many contractors have written with a response to the anonymous question posed in the summer CLC. Their responses are below.

Q: "Most design/build projects involve a design (floor plan) which I provide. Once accepted by the homeowner, contract specifications are written, the contract is signed and I collect a deposit. The drawings often cost more than the \$1,000 deposit. If the homeowner decides to cancel the project and forego the deposit, I am often left holding the bag, and the bill, for the working drawings. Is there anything I can do as a design/build contractor to receive full payment from the homeowner for working drawings before I pay for them? I want to avoid having to go through the legal system after the fact."

A: "The next time you have a design/build project, I would suggest providing drawings for an agreed price ahead of time. That way whether you do the construction portion of the work or not, you will be compensated for the design drawings. As an incentive to the homeowner, you might even offer the design fee towards the construction cost, if you are awarded the job. An example would be offering the drawings for \$1,000, which would be credited toward the job if you were awarded the contract. If they decided to cancel the project, then you still get the \$1,000 for the design fees. Just remember to agree on this in writing before providing any drawings to a homeowner."

—Josh W. Shields, Laguna Beach

A: "I charge my customers an up-front, non-refundable design fee. The amount is based upon the complexity of the project. I have them sign a one-page "Design Agreement" which explains what they are getting and what is not included. The agreement states that the fee will be off-set against the cost of the job should they elect to hire me, less out of pocket expenses such as travel and postage. The design fee is not to be confused with the job deposit."

—Pat Wallen, San Rafael

A: "Stop giving away your time—you will go broke in no time. You can give a free estimate to your clients, but how do you do that with no drawings? You must set up a preliminary design contract where you get paid for your design time. Arrange the wording of the contract so you are paid for your

(Continued on page 7)

Disciplinary Actions

July – September 2001

NOTE: Disciplinary actions do not include licenses suspended for failure to maintain required bonds.

Business & Professions Code Sections

The following B&P Codes may be referenced in the list of Disciplinary Actions:

- 490 Relationship of conviction of a crime to licensed activity
- 7018.5 Failing 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 contractor, to display identification on business vehicles
- 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, namestyle, or personnel within 90 days
- 7085.6 Failing to comply with an arbitration award
- 7090.1 Failing 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 failing 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
- 7110.1 Violating Section 206.5 of the Labor Code
- 7111 Failing to keep records and to make them available to a representative of the Registrar
- 7111.1 Refusing to or failing to cooperate with deputy in investigation
- 7112 Misrepresentation of a material fact on an application
- 7113 Failing 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 Failing 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 Failing to prosecute a job with diligence
- 7120 Failing 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 Failing to comply with contract requirements
- 7161(b) False advertising

License Revocations

| Name | City | License No. | Date | Sections Violated |
|--|----------------------------|------------------|----------------------|--|
| A & C CONSTRUCTION CO | SAN JOSE | 640484 | 08/29/01 | 7107, 7109A, 7110, 7113, 7115, 7030, 7030.5, 7159/7116, 7097, 7098, 7121, 7121.5 |
| A-1 ALL AMERICAN ROOFING | MANHATTAN BEACH | 714940 | 08/14/01 | 7090.1 |
| ABDALLA JESSE J | TRUCKEE | 478461 | 08/31/01 | 7090.1 |
| ACE ROOFING | BUENA PARK | 701771 | 07/27/01 | 7090.1 |
| ACORN PAINTING | REDDING | 733525 | 08/31/01 | 7090.1 |
| ACTIVE DOOR INSTALLATIONS | CHULA VISTA | 694542 | 07/09/01 | 7090.1 |
| AL STEVENS | ROSEVILLE | 284727 | 08/13/01 | 7109A, 7109B, 7113, 7115/7159/ 7117A, 7117.5, 7097, 7098, 7121, 7121.5 |
| ALERT PLUMBING CO., INC | ANAHEIM | 737284 | 09/04/01 | 7115, 7068.1, 7117(A), 7125.1, 7097, 7098, 7121, 7121.5 |
| ALL CLAIMS RECONSTRUCTION | SAN BERNARDINO | 627367 | 07/16/01 | 7090.1 |
| ALOHA | ANTIOCH | 721599 | 07/12/01 | 7109A, 7113, 7159, 7117, 7117.6, 7110, 7097, 7098, 7121, 7121.5 |
| AMERICAN ROOF COMPANY | SAN DIEGO | 640004 | 07/09/01 | 7090.1 |
| ANDRIESE MATTHEW JR DBA ANDRIESE LANDSCAPE | TULARE | 621442 | 07/23/01 | 7090.1 |
| ASSOCIATED ROOFERS INC | CARSON | 651270 | 07/27/01 | 7090.1 |
| BREWER TERRY L | SAN DIEGO | 390780 | 07/09/01 | 7090.1 |
| C & S GENERAL BUILDING CONTRACTOR | SANTA CLARA | 750270 | 09/07/01 | 7107, 7116, 7108, 7110, 7030(A, B), 7115, 7159(B, E, F, G, J, K, L), 7097, 7098, 7121, 7121.5 |
| CALICON CONSTRUCTION CO | WEST HILLS | 718405 | 07/16/01 | 7090.1 |
| CALIFORNIA WEST COMMUNITIES INC | CORONA | 752426 | 07/09/01 | 7090.1 |
| CAMPFIELD EARL FRANCIS CATALINA POOLS, INC* | SANTA CLARITA | 505038 | 08/13/01 | 7090.1 |
| CATALINA POOLS REPAIRS INC | LA MESA | 223760 | 09/24/01 | 71099A), 7113, 7068.1, 7159(B, E, G, K, L), 7119, 7097, 7098, 7121, 7121.5 |
| CHILDS RALPH ALBERT JR CHILSON MC DEAN INC DBA QUALITY WINDOW SYSTEMS | TEMECULA | 719147 | 08/06/01 | 7090.1 |
| CLASSIC MILLWORKS | SHASTA LAKE | 658334 | 08/13/01 | 7109A, 7113, 7117.5C, 7115, 7030(A, B), 7159(A, B, C, F, G, J, K, L), 7097, 7098, 7121, 7121.5 |
| CLIFFORD D. YUNKER CONSTRUCTION SERVICES UNLIMITED | TEHACHAPI SAN DIEGO | 741728 702837 | 07/12/01 07/09/01 | 490, 7123, 7108, 7097, 7098, 7121, 7121.5 7090.1 |
| COOLEY COMPANY | COLFAX | 717063 | 08/31/01 | 7090.1 |
| D & D ROOFING | CHINO HILLS | 476608 | 07/09/01 | 7090.1 |
| D P C CONSTRUCTION INC | FOUNTAIN VALLEY | 725750 | 08/01/01 | 7090.1 |
| D SMART | SAN JOSE | 674653 | 08/13/01 | 7097, 7098, 7121, 7121.5 |
| DARWIN MANUEL | BREA | 683225 | 09/04/01 | 7123, 7097, 7098, 7121, 7121.5 |
| DASH ENTERPRISES | WEST HILLS | 604805 | 07/16/01 | 7109(A), 7114, 7115, 7159, 7117(A), 7117.5(A), 7118, 7097, 7098, 7121, 7121.5 |
| DAVE GINN CONSTRUCTION & PAINTING | BAKERSFIELD | 325292 | 08/31/01 | 7090.1 |
| DAVE JACOBSON CONSTRUCTION | CUPERTINO | 545910 | 09/20/01 | 7107, 7109A, 7113, 7115, 7159, 7159(D, E), 7097, 7098, 7121, 7121.5 |
| DAY & NIGHT HEATING & A/C | SAN CARLOS | 747542 | 07/30/01 | 7107, 7113, 7115, 7030, 7159(B, D, E, F, G, J, K, L), 7097, 7098, 7121, 7121.5 |
| DESIGN 2000 | MORENO VALLEY | 616025 | 08/10/01 | 7090.1 |
| DIAMOND ROOFING | CERES | 431839 | 08/02/01 | 7097, 7098, 7121, 7121.5 |
| DO-ALL MAINTENANCE | PORTOLA | 728392 | 09/03/01 | 7107, 7109A, 7109B, 7110, 7113, 7115, 7116, 7164B, 7159(B, E, F, J, K), 7097, 7098, 7121, 7121.5 |
| DONNELLY HOME IMPROVEMENT | SUN VALLEY | 758539 | 08/01/01 | 7090.1 |
| DOOR SERVICE CO | WOODLAND HILLS | 757822 | 09/24/01 | 7071.13, 7109(A), 7113, 7114, 7115, 7030(B), 7159, 7154, 7097, 7098, 7121, 7121.5 |
| DOYLE DONALD W DR COLD AIRE | PLAYA DEL REY LANCASTER | 372966 624443 | 08/10/01 07/16/01 | 7090.1 7090.1 |
| EARL'S CONSTRUCTION | OJAI | 5354444 | 08/09/01 | 7030, 7107, 7113, 7159(B, E, F, G, K, L), 7097, 7098, 7121, 7121.5 |
| ELDAC VINYL INC | ESCONDIDO | 719947 | 07/16/01 | 7090.1 |
| ESKIMO CONSTR & REFRIGERATION CO | LOS ANGELES | 570225 | 08/01/01 | 7090.1 |
| F & L ELECTRIC | HEALDSBURG | 733201 | 08/29/01 | 7121.5 |
| FANTASY POOLS & SPAS | INDIO | 668916 | 08/01/01 | 7090.1 |
| FASHION DOORS & STYLISH WINDOWS | LAGUNA NIGEL | 544421 | 07/16/01 | 7107, 7108, 7113, 7115, 7159, 7097, 7098, 7121, 7121.5 |
| FELD PAUL J DBA O-GEE ELECTRICAL CONTR | TEMPLE CITY | 363278 | 07/09/01 | 7090.1 |
| FOURTEEN CORPORATION DBA J C CONSTR | SAN DIEGO | 536089 | 07/09/01 | 7090.1 |
| FURIA CONSTRUCTION AND HOME REPAIR | HEALDSBURG | 721079 | 08/29/01 | 7109(a), 7109(b), 7115/7159/ 7116, 7117(a), 7097, 7098, 7121, 7121.5 |
| GALEN ERIN | SEBASTOPOL | 489752 | 08/02/01 | 7107, 7113, 7115, 7159(A, B, C, D), 7097, 7098 |
| GILLETT CONSTRUCTION | MANHATTAN BEACH | 534227 | 08/01/01 | 7090.1 |
| HARRY ARRINGTON | GARDENA | 616883 | 07/16/01 | 7107, 7109(A), 7113, 7159(B), 7117(A), 7097, 7098, 7121, 7121.5 |
| HOME PRO THE INDUSTRIAL CONTAMINATION EXTRACTION SERVICE INC | FAIR OAKS BAKERSFIELD | 488737 726775 | 07/14/01 07/23/01 | 7090.1 7090.1 |
| IRA CONSTRUCTION COMPANY | CITRUS HEIGHTS | 359018 | 08/21/01 | 7107, 7113, 7115/7159/ 7117.5(c), 7097, 7098, 7121, 7121.5 |
| JACKSON CONSTRUCTION COMPANY | SALINAS | 238575 | 08/13/01 | 7107, 7113, 7110, 7030(B), 7115, 7159(A, B, C, D, E), 7071.11, 7097, 7098, 7121.5 |
| JAMES PURVIS CONSTRUCTION | CAMARILLO | 696835 | 07/16/01 | 7107, 7409(A), 7109(B), 7110, 7159(E, H), 7097, 7098, 7121, 7121.5 |
| JIM WAGNER | ANAHEIM | 624139 | 09/04/01 | 7097, 7098, 7121, 7121.5 |
| JOSEPH THOMPSON | LONG BEACH | 446101 | 09/12/01 | 7030, 7109(A), 7113, 7117.6, 7159, 7097, 7098, 7121, 7121.5 |
| KELLER LYNN CONSTRUCTION | OREM | 605773 | 08/23/01 | 7090.1 |
| KING BEAR ROOFING SERVICES | SAN JOSE | 607571 | 07/25/01 | 7107, 7109A, 7113, 7115, 7159, 7097, 7098, 7121, 7121.5 |
| L A G B INC DBA L A GENERAL BUILDERS | BEVERLY HILLS | 628634 | 07/09/01 | 7090.1 |
| LA PIERRE TILE | CHATSWORTH | 585493 | 07/09/01 | 7090.1 |
| LEUNG PETER K | TEMPLE CITY | 631220 | 07/09/01 | 7090.1 |
| LIFETIME SHINGLE CO INC | SACRAMENTO | 293104 | 08/31/01 | 7090.1 |
| LURIE COMPANY THE | SANTA BARBARA | 397111 | 08/14/01 | 7090.1 |
| M & L CABINETS | CANYON COUNTRY | 568957 | 07/09/01 | 7090.1 |
| M W ROOFING | BIG BEAR LAKE | 574828 | 08/10/01 | 7090.1 |
| M W ROOFING | BIG BEAR LAKE | 574828 | 07/09/01 | 7090.1 |
| MARINA WEST ROOFING | OXNARD | 594454 | 07/09/01 | 7090. |
| MARINA WEST ROOFING | OXNARD | 594454 | 07/09/01 | 7090.1 |
| MARIPOSA CONSTRUCTION COMPANY | CITRUS HEIGHTS | 726697 | 07/23/01 | 7090.1 |
| MARKS CONSTRUCTION | CHICO | 701317 | 08/11/01 | 7085.6 |

License Revocations

| Name | City | License No. | Date | Sections Violated |
|---|------------------|-------------|----------|---|
| MC ANDREWS R J INC | LA MESA | 194771 | 07/09/01 | 7090.1 |
| MC KAY G CONSTRUCTION | LOS ANGELES | 659577 | 09/18/01 | 7085.6 |
| MENA ALBERT ELECTRIC | SAN DIEGO | 660228 | 07/09/01 | 7090.1 |
| MICHAEL E. CONGDON & ASSOCIATES INC | SAN LUIS OBISPO | 698824 | 09/03/01 | 7108, 7108.5, 7116, 7097, 7098, 7121, 7121.5 |
| MICHAEL SHARPE CONCRETE CONSTR | SANTA CRUZ | 613395 | 07/12/01 | 7107, 7113, 7071.11C, 7110(1689.7), 7030B, 7115, 7159(A, B, C, D), 7097, 7098, 7121.5 |
| MONTECINOS BUILDERS | SOUTH GATE | 612851 | 07/09/01 | 7090.1 |
| MORON CONSTRUCTION CO | HESPERIA | 656515 | 07/18/01 | 7109(A), 7113, 7097, 7098, 7121, 7121.5, 7122 |
| MOR-VAR DEVELOPMENT | HESPERIA | 707440 | 07/18/01 | 7109(A), 7113, 7097, 7098, 7121, 7121.5, 7122 |
| MOR-VAR DEVELOPMENT, INC | HESPERIA | 732605 | 07/18/01 | 7109(A), 7113, 7097, 7098, 7121, 7121.5, 7122 |
| NEW HOUSING CONCEPTS, A CALIF. GENERAL PARTNERSHIP | FRESNO | 685515 | 07/12/01 | 7109A, 7113, 7097, 7098, 7121, 7121.5, 7122.5 |
| OLYMPIC ROOFING AND HOME IMPROVEMT | RANCHO CORDOVA | 684961 | 08/13/01 | 7108.5, 7108, 7111.1, 7120, 7115, 7159(F, G, K, L) |
| PELICAN POOLS INC | FOLSOM | 664682 | 07/16/01 | 7107, 7109A, 7110, 7113, 7115/7030, 7115/7159, 7116, 7120, 221LC, 3262(A)CC, 7097, 7098, 7121, 7121.5 |
| PHASE ONE SYSTEMS | BETHEL ISLAND | 458863 | 07/12/01 | 7121.5, 7097, 7098, |
| PORTELLO MASONRY CO | ONTARIO | 641837 | 07/09/01 | 7090.1 |
| PORTELLO MASONRY CO | ONTARIO | 641837 | 08/02/01 | 7107, 7113, 7159(F, G, H, J, K, L), 7030, 7083, 7097, 7098, 7121, 7121.5 |
| PRATT CONSTRUCTION SERVICES | FOLSOM | 713950 | 07/23/01 | 7090.1 |
| PRIME BUILDERS INC | HAYWARD | 699654 | 09/25/01 | 7107, 7109A, 7110, 7113, 7115, 7159(B, D, F, G, J, K, L), 7120, 7116, 7121, 7121.5 |
| PURVIS JAMES CONSTRUCTION COMPANY | SAN JOSE | 696835 | 09/20/01 | 7090.1 |
| QUALITY EXTERIORS | SAN FRANCISCO | 335445 | 07/23/01 | 7090.1 |
| QUINN D L CONSTRUCTION INC | HUNTINGTON BEACH | 694076 | 07/09/01 | 7090.1 |
| R & R CONSTRUCTION CO II | TRACY | 650203 | 07/23/01 | 7090.1 |
| R C GENERAL CO | SANTA CLARITA | 689156 | 08/13/01 | 7090.1 |
| RAYMOND ROBERTS | SAN DIEGO | 744640 | 07/18/01 | 7109(A), 7113, 7117(A), 7159(B, F, G, H, J, L), 7097, 7098, 7121, 7121.5 |
| RICHARD MENESINI BUILDING AND DESIGN | WALNUT CREEK | 556493 | 07/11/01 | 7107, 7109A, 7109A, 7109B, 7113, 7115, 7159, 7116, 7117.5B, 7120, 7125B, 7097, 7098, 7121, 7121.5 |
| RICK LOPEZ | BAKERSFIELD | 755022 | 07/18/01 | 7109(A), 7113, 7097, 7098, 7121, 7121.5 |
| ROOF MASTERS | MERCED | 713353 | 08/02/01 | 7107, 7111.1, 7113, 7115, 7159(D, E, F, L), 7097, 7098, 7121, 7121.5, 7122.5 |
| ROOFING SYSTEMS | OCEANSIDE | 665887 | 08/23/01 | 7085.6 |
| ROSE PETER M | SAUSALITO | 637977 | 07/23/01 | 7090.1 |
| RUEY WAYNE MOLES | FRESNO | 649419 | 07/12/01 | 7097, 7098, 7121, 7121.5 |
| RYAN FRANKLIN | WOODLAND | 681531 | 09/24/01 | 7107, 7109(A), 7113, 7083.1, 7117(A), 7097, 7098, 7121, 7121.5 |
| S A MCDONALD CONSTRUCTION | SAN FRANCISCO | 472416 | 07/16/01 | 7109A, 7113, 7115, 7159, 7097, 7098, 7121, 7121.5 |
| S S POOLS | OJAI | 726285 | 07/23/01 | 7090.1 |
| SAFE ROOFING-ROOFS FRO A LIFETIME | WESTLAKE VILLAGE | 595738 | 07/12/01 | 7109A, 7109B, 7113, 7115, 7159, 7097, 7098, 7121, 7121.5 |
| SEAPORT CONSTRUCTION, INC. | SANTA ANA | 573333 | 08/09/01 | 7108, 7108.5, 7120, 7097, 7098, 7121, 7121.5 |
| SILICON VALLEY ROOFING | FRESNO | 718325 | 08/31/01 | 7113, 7115/7030A, 7030B, 7159J, 7117.5, 7120, 7097, 7098, 7121, 7121.5 |
| SIMPSON LOIEL BERNARD | ALTADENA | 636060 | 07/31/01 | 7090.1 |
| SIMPSON LOIEL BERNARD | ALTADENA | 636060 | 07/31/01 | 7085.6 |
| SK DIVERSIFIED | HUNTINGTON BEACH | 649927 | 08/10/01 | 7109(A, B), 7113, 7115/7068.1, 7083.1/7120, 7097, 7098, 7121, 7121.5, 7122 |
| SKD CONSTRUCTION SERVICES | COSTA MESA | 754129 | 08/10/01 | 7121, 7122 |
| SNYDER MELVIN B DBA 5 STAR HOME REMODELING | MURRIETA | 513535 | 07/23/01 | 7090.1 |
| SOUTH COAST COMMONWEALTH DBA A QUALITY ROOFING | BUENA PARK | 693292 | 08/13/01 | 7090.1 |
| STICK HOUSE CONSTRUCTION | MARINA DEL REY | 696162 | 07/16/01 | 7107, 7109(A), 7113, 7121, 7121.5, 7097, 7098 |
| STONE CONCRETE | OAKLAND | 636168 | 08/02/01 | 7109A, 7113, 7110(1689.7), 7030B, 7115, 7159(A, B, C, D, E, F, G, H), 7101, 7027.1, 7111.1, 7117.6, 7097, 7098, 7121.5 |
| STOUT BUILT HOMES INC | LOS GATOS | 650721 | 07/30/01 | 7107, 7113, 7116, 7083, 7097, 7098, 7121.5 |
| SWEETLAND & SON ROOFING CO. | FRAZIER PARK | 431623 | 09/12/01 | 7109(A), 7113, 7097, 7098, 7121, 7121.5 |
| T C CONSTRUCTION COMPANY | SAN DIEGO | 423136 | 09/17/01 | 7090.1 |
| TAHITI POOLS & SPAS | RANCHO CUCAMONGA | 552278 | 07/23/01 | 7103, 7097, 7098, 7121, 7121.5 |
| TERAN CONCRETE CONSTRUCTION | LA HABRA | 730116 | 07/10/01 | 7090.1 |
| THE BLIND AND SHUTTER FACTORY | SAN DIEGO | 751996 | 08/02/01 | 7107, 7108, 7115, 7159(B, D, F, G, J, K, L), 7097, 7098, 7121, 7121.5 |
| THE ENERGY CENTER WINDOW EXPRESS | SACRAMENTO | 721807 | 08/13/01 | 7097, 7098, 7121, 7121.5 |
| TILE SERVICES | OCEANSIDE | 729860 | 07/23/01 | 7107, 7108, 7110(1689.7), 7113, 7116, 7159(B, D, E, F, G, H, J), 7117(A), 7097, 7098, 7121, 7121.5 |
| TILE SERVICES, INC | CARLSBAD | 770606 | 07/23/01 | 7097, 7098, 7121, 7121.5 |
| TODAY AND TOMORROW TILE | FAIR OAKS | 686710 | 08/31/01 | 7090.1 |
| TRANSCONTINENTAL BUILDERS | PALMDALE | 749873 | 08/14/01 | 7090.1 |
| TRI STAR KITCHENS | ORANGE | 738095 | 08/14/01 | 7090.1 |
| TRI STAR PLUMBING | ORANGEVALE | 725268 | 07/23/01 | 7090.1 |
| TROUTWOOD SECURITY | SAN DIEGO | 351645 | 08/23/01 | 7107, 7108, 7111.1, 7117.6, 7159(D), 7071.11, 7097, 7098, 7121, 7121.5 |
| TROY BROTHERS | NORTH HOLLYWOOD | 722678 | 09/24/01 | 7071.13, 7083, 7107, 7109(A, B), 7110, 7113, 7114, 7115, 7030(A, B), 7068.1, 7159, 7117(A), 7117.6, 7154, 7156(B), 7161(A, B), 7097, 7098, 7121, 7121.5, 7122.5 |
| TROY BROTHERS | WOODLAND HILLS | 225649 | 09/24/01 | 7097, 7098, 7121, 7121.5 |
| UPHILL CONSTRUCTION | SAN DIEGO | 731118 | 09/12/01 | 7109(A, B), 7110, 7113, 7117, 7107, 7159(B, J, L) |
| V I P CONSTRUCTION | VICTORVILLE | 626076 | 08/26/01 | 7085.6 |
| V M F CONSTRUCTION | MIRA LOMA | 648676 | 07/09/01 | 7090.1 |
| VALLEY DIVERSIFIED INDUSTRIES INC DBA: NEW HOUSING CONCEPTS | FRESNO | 709954 | 07/12/01 | 7097, 7098, 7121, 7121.5 |
| VILLA LANDSCAPE SERVICES | LOMITA | 719579 | 08/21/01 | 7090.1 |
| WEST COAST CONSTRUCTION | MILLBRAE | 765711 | 07/23/01 | 7090.1 |
| WILLIAM FREDERICK RICE | RIVERSIDE | 682928 | 07/16/01 | 7071.11, 7107, 7110, 7113, 7030.C, 7108.5, 7117(A), 7118, 7120, 7159(A, B, D, E, J), 7097, 7098, 7121, 7121.5 |
| WILLIAMS GEORGE PLUMBING | ORANGEVALE | 698772 | 07/23/01 | 7090.1 |
| WINCHESTER & BURKHARDT ROOFING | TARZANA | 641551 | 07/09/01 | 7090.1 |
| WOOD R D | ROCKLIN | 374610 | 07/20/01 | 7085.6 |
| WRIGHT SAM ROOFING | CERES | 655860 | 08/02/01 | 7097, 7098, 7121, 7121.5 |

What Would You Do?

(Continued from page 5)

designs with a deposit, say \$600, to be charged at \$65 an hour or whatever you charge for hourly rate for graphics, billed off at half-hour increments. The contract should reimburse the homeowner money not charged or apply the credit towards the building project. This will weed out the serious clients from the ones that just want to use your resources for free. Even if they cancel the project you are still covered for your design work."

—Victoria Foster, Wilton, CA

A: "The approach we use that seems to have been successful for many years is to use an "Intent Agreement" for the final bid and contract package along with the working drawings. The way we work it is as follows. I will go out and look at a project and briefly discuss with the homeowner what their needs and desires are, indicating to them that the estimate will be an approximate figure based on a brief meeting and time spent on the estimate. This cuts my time for the estimate (which is free) to a minimum. If the budget allows and the homeowner decides to proceed, we will enter into an "Intent Agreement" for which they will pay, as per the agreement, a fee for the plans to be drawn, final estimate, specifications, and the contract to do the work. If the customer decides to go ahead with the project, we will enter into the "Contract" phase of the project; if not, I have been paid for my time and they can let the project out for bid elsewhere. Our agreement provides for us to retain design rights to the plans, but fees may be adjusted if you want to give the right to the customer to use your plans for the final project (they probably will anyway).

The safety valve created by doing it this way is that there seems to be less pressure on the customer to feel obligated to enter into a contract if they feel that they can get out without feeling obligated. The upside for us is that if through the design phase, we decide that there is a personality conflict with the customer, we know it before we enter into a contract with someone that we don't really want to work with. Another plus is that by spending the time on something that you know you are being paid for, you will be more careful in the design, specifications, contract terminology and project description. By eliminating any gray areas, there seems to be a better customer-contractor relationship throughout the project."

—George VanDusen, Orangevale

If you have an answer to the question above or would like fellow contractors to answer one of your questions, send your comments to the editor at Gina Crawford, CSLB, P.O. Box 26000, Sacramento, CA 95826 or Gcrawford@cslb.ca.gov.



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Question I'd like answered at the seminar: _____

SEMINAR I WILL ATTEND (check one):

- Santa Clara**—Saturday, January 26, 2002, 8:30 a.m.–Noon
- Sacramento**—Wednesday, February 6, 2002, 1–4:30 p.m.
- Sacramento**—Wednesday, February 6, 2002, 6–9:30 p.m.
- Fresno**—Wednesday, February 20, 2002, 6–9:30 p.m.
- Van Nuys**—Tuesday, March 12, 2002, 6–9:30 p.m.
- Carlsbad**—Tuesday, April 2, 2002, 6–9:30 p.m.

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CSLB must receive your FAX at least seven days before the seminar you wish to attend in order to return your confirmation!

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