

**State of California  
Office of Administrative Law**

**In re:**  
**Department of Justice**

**Regulatory Action:**

**Title 11, California Code of Regulations**

**Adopt sections:**

**Amend sections: ~~31.14~~ 30.14**

**Repeal sections:**

**CORRECTED NOTICE OF FILING AND  
PRINTING ONLY**

**Government Code Section 11343.8**

**OAL Matter Number: 2021-1108-04**

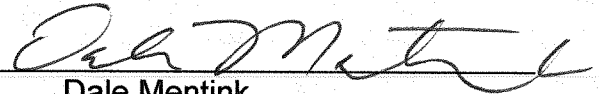
**OAL Matter Type: File and Print Only (FP)**

---

This action by the Department of Justice is a request to file with the Secretary of State and note in the CCR the amendments to the Contractors State License Board's Blanket Performance and Payment Bond form listed at Title 11 California Code of Regulations section ~~31.14~~ 30.14.

OAL filed this form with the Secretary of State and printed notation of its amendment in the California Code of Regulations.

**Date: November 9, 2021**



**Dale Mentink  
Assistant Chief Counsel**

**For: Kenneth J. Pogue  
Director**

**Original: Rob Bonta, Attorney General**

**Copy: Sarah L. Fabian**

NOTICE PUBLICATION/REGULATION SUBMISSION (See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 10/2019)

FILE PRINT

OAL FILE NUMBERS Z- NOTICE FILE NUMBER REGULATORY ACTION NUMBER 2021-1108-04 FP EMERGENCY NUMBER

ENDORSED - FILED In the office of the Secretary of State of the State of California

NOV 09 2021

1:14 PM

For use by Office of Administrative Law (OAL) only OFFICE OF ADMIN. LAW 2021 NOV 8 PM 12:06

AGENCY WITH RULEMAKING AUTHORITY Department of Justice, for the Contractors State License Board

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE TITLE(S) FIRST SECTION AFFECTED 2. REQUESTED PUBLICATION DATE 3. NOTICE TYPE 4. AGENCY CONTACT PERSON TELEPHONE NUMBER FAX NUMBER (Optional) OAL USE ONLY ACTION ON PROPOSED NOTICE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Contractors State License Board Bond Form 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related) SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) ADAPT AMEND 30.14 Article 5, section 31.14 - Blanket Performance and Payment Bond TITLE(S) 11, Div. 1, Chapter 2 REPEAL

3. TYPE OF FILING Regular Rulemaking (Gov. Code §11346) Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) Emergency (Gov. Code, §11346.1(b)) Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) Emergency Readopt (Gov. Code, §11346.1(h)) Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) Print Only File & Print Other (Specify) Revision of surety bond form

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100) Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) Effective on filing with Secretary of State §100 Changes Without Regulatory Effect Effective other (Specify)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY Department of Finance (Form STD. 399) (SAM §6660) Fair Political Practices Commission State Fire Marshal Other (Specify)

7. CONTACT PERSON Sarah L. Fabian TELEPHONE NUMBER 415-510-3517 FAX NUMBER (Optional) E-MAIL ADDRESS (Optional)

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE DATE October 26, 2021

TYPED NAME AND TITLE OF SIGNATORY Sarah L. Fabian, Deputy Attorney General

For use by Office of Administrative Law (OAL) only AUTHORIZED FOR FILING AND PRINTING NOV 09 2021 Office of Administrative Law

THIS BOND SHALL BE FILED WITH THE REGISTRAR OF CONTRACTORS.  
STATE OF CALIFORNIA  
CONTRACTORS STATE LICENSE BOARD

SURETY CODE: \_\_\_\_\_  
BOND NO.: \_\_\_\_\_  
LICENSE NO.: \_\_\_\_\_

## Blanket Performance and Payment Bond

(BUSINESS AND PROFESSIONS CODE SECTION 7159.5)

The term of this bond is \_\_\_\_\_ to \_\_\_\_\_,  
(STARTING DATE) (ENDING DATE)

KNOW ALL BY THESE PRESENTS: That \_\_\_\_\_  
(BUSINESS NAME AS SHOWN ON THE LICENSE)

whose address for service is:

\_\_\_\_\_  
(STREET ADDRESS) (CITY) (STATE) (ZIP CODE)

as Principal, and \_\_\_\_\_  
(NAME OF SURETY)

a corporation organized under the laws of the State of \_\_\_\_\_ and authorized to transact a general surety business in the State of California, as Surety, are held and firmly bound unto each owner or tenant of a residence or dwelling unit as the beneficiaries with whom the Principal, as of the date of this bond and thereafter, enters into a home improvement contract as defined in Section 7151.2 of the Business and Professions Code for repairing, remodeling, altering, converting, or modernizing such building or structure; and the aggregate contract price specified in one or more improvement contracts including all labor, services, and materials to be furnished by the Principal as the contractor exceeds the dollar amount prescribed in subdivision (b) of Section 7159 of the Business and Professions Code in the just and full sum of the amount of each individual contract for which sum, well and truly to be paid, we bind ourselves, our heirs, executors, successors, and assigns, jointly and severally, firmly by these presents. This blanket performance and payment bond is issued in the amount of \_\_\_\_\_ (\$ \_\_\_\_\_).  
(BOND DOLLAR AMOUNT)

THE CONDITION OF THE OBLIGATION IS SUCH, That, WHEREAS, Sections 7159 and 7159.5 of the Business and Professions Code provide for bonding requirements for contractors entering into contracts covered by these provisions of law, AND, WHEREAS, the Principal desires to file a blanket guarantee to operate as security in accordance with Section 995.020 of the Code of Civil Procedure, to cover the performance and payment of all obligations resultant from such contracts in order to conduct business under the exemptions specified under paragraph (8) of subdivision (a) of Section 7159.5 of the Business and Professions Code.

NOW THEREFORE, if the Principal shall well and truly perform and fulfill all the understandings, covenants, terms, conditions, and agreements of said contracts, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contracts; and if the Principal shall promptly make payments to all persons, whether or not in direct contractual relationship with Principal, supplying labor or material or both for the prosecution of the work provided in said contracts, then this obligation is to be void; otherwise, it is to remain in full force and effect as though separate bonds in the full amount of the contract price had been written on the individual contracts.

PROVIDED, HOWEVER, this bond is issued subject to the following express conditions:

1. This bond may be cancelled by the Surety in accordance with the provisions of Sections 996.310 et seq. of the Code of Civil Procedure.



2. This bond shall be deemed continuous in form and shall remain in full force and effect and shall run concurrently with the license period for which the license is granted and shall continue beyond that period and every succeeding license period or periods for which said Principal may hold this license or until the effective date of rescission of the Registrar's approval of the bond, after which liability hereunder shall cease in accordance with provisions of Section 996.360 of the Code of Civil Procedure.
3. This bond to become effective \_\_\_\_\_  
(DATE)
4. Even though this bond may be in effect for more than one year, the Surety's aggregate liability for all contracts covered hereunder shall in no event exceed the amount set forth above.
5. The Surety signing this bond is jointly and severally liable on the obligations of the bond, the obligations of the statutes providing for this bond, and the applicable provisions of the Code of Civil Procedure regarding bonds.

\_\_\_\_\_  
(NAME OF SURETY)

\_\_\_\_\_  
(ADDRESS FOR SERVICE)

I declare under penalty of perjury under the laws of the State of California that I have executed the foregoing bond under an unrevoked power of attorney. I further declare that I have relied upon the "Qualifier's Certification Statement" to determine that, as of the date of execution, the penal sum of this bond is a good faith valuation of the funds required to safeguard the financial interests of the beneficiaries relative to the obligations for which this bond is posted.

Executed in \_\_\_\_\_, \_\_\_\_\_ on \_\_\_\_\_,  
(CITY AND STATE) (DATE)

under the laws of the State of California.

Certificate of Authority # \_\_\_\_\_

Signature of Attorney-in-Fact \_\_\_\_\_

Printed or Typed Name of Attorney-in-Fact \_\_\_\_\_

Address of Attorney-in-Fact \_\_\_\_\_

Telephone Number of Attorney-in-Fact (\_\_\_\_\_) \_\_\_\_\_

Signature of Principal (Qualifier for the License) \_\_\_\_\_