



CONTRACTORS STATE LICENSE BOARD

BOARD MEETING MINUTES

Board Meeting Minutes

A. CALL TO ORDER, ROLL CALL, ESTABLISHMENT OF QUORUM AND CHAIR'S INTRODUCTION

Board Chair David De La Torre called the meeting of the Contractors State License Board (CSLB) to order at 9:00 a.m., Thursday, February 4, 2021, via teleconference.

Chair De La Torre welcomed the meeting host and moderator Shelly Jones and complimented her work with the December 2020 meeting. Chair De La Torre gave an update on the status of CSLB's public offices, which have been closed to the public since Monday, December 7, 2020, pursuant to the Governor's COVID-19 stay-at-home order. After the order was recently lifted, CSLB reopened its public offices and resumed testing applicants for licensure on Monday, February 1, 2021. To accommodate applicants who had test dates during the closure and help reduce the backlog, exams have been rescheduled, a third testing session has been added at many test centers, and seating capacity has been expanded at the Sacramento and Norwalk test centers.

A quorum was established. Chair De La Torre led the Board in the Pledge of Allegiance.

Board Members Present

David De La Torre, Chair
Kevin Albanese
Frank Altamura, Jr.
Augie Beltran
Rodney Cobos
Miguel Galarza
Don Giarratano
Susan Granzella

Diana Love
Michael Mark
Marlo Richardson
Jim Ruane
Johnny Simpson
Nancy Springer
Mary Teichert

CSLB Staff Present

David Fogt, Registrar
Tonya Corcoran, Chief Deputy Registrar
Jessie Flores, Deputy Chief of Enforcement

Michael Jamnetski, Chief of Legislation
Phyliz Jones, Executive Staff
Justin Paddock, Chief of Licensing
Missy Vickrey, Chief of Enforcement

Department of Consumer Affairs Staff Present

Jason Hurtado, Legal Counsel

**B. PUBLIC COMMENT SESSION FOR ITEMS NOT ON THE AGENDA AND FUTURE AGENDA ITEM REQUESTS**Public Comment:

Following up on Chair De La Torre's comments about the reopening of CSLB's test centers, Matt Stockton said that he has been waiting for a test date since the middle of December after beginning the licensure process in August 2020. He said that he appreciates any efforts by CSLB to speed up the process.

Staff Comment:

Chief of Licensing Justin Paddock provided his direct phone number to Mr. Stockton to help with the scheduling of his exam.

C. PRESENTATION OF CERTIFICATES OF RECOGNITION – MAY INCLUDE ORAL PRESENTATIONS COMMEMORATING ACHIEVEMENTS AND SERVICE OF CSLB STAFF

Chair De La Torre presented a certificate of recognition to Chief of Enforcement Missy Vickrey who began her state career in 1985 and has been working with CSLB for 22 years in various Personnel, Administration, and Enforcement positions. Chief Vickrey has been leading the Enforcement division for three years. Chair De La Torre read the certificate, which thanked Chief Vickrey for her outstanding professionalism and contributions toward consumer protection and her strong leadership at CSLB and wished her well in her retirement and with her future endeavors.

Board Member Comments:

Board member Kevin Albanese said that he has enjoyed working with Chief Vickrey over the past few years, and she will be missed. He said that she has been a great advocate for consumers. Board member Albanese wished Chief Vickrey all the best and thanked her for all she has done for the Board, him personally, and the consumers of California.

Board member Nancy Springer agreed and said that Chief Vickrey has always been very helpful, doing necessary homework and research to perform exceptional work. She thanked Chief Vickrey and wished her luck in her retirement.

Board member Johnny Simpson thanked Chief Vickrey for everything she has done for the Board and said that it had been a pleasure to work with her. He said that it is great that she will be retiring, and he wished her well.



Board member Marlo Richardson agreed and wished Chief Vickrey well in her retirement, saying that it is a great time to retire.

Board member Susan Granzella wished Chief Vickrey the best of luck and said that her methods, conclusions, and deliveries of enforcement matters always made logical sense for Board members, both new and experienced. She wished Chief Vickrey the best in her retirement.

Chair De La Torre thanked Chief Vickrey and said that the Board truly appreciates her 22 years of dedication and efforts in consumer protection.

Chief Vickrey thanked the Board members for their kind words and Registrar David Fogt and Chief Deputy Registrar Tonya Corcoran for the opportunity to serve as the Chief of Enforcement. She also thanked the Enforcement division employees, including managers, supervisors, investigators, Consumer Services Representatives, and technicians, who are out there every day doing the hard work necessary to make the Enforcement division what it is today and without whom she could not have done her job. Chief Vickrey said that she is now looking forward to the next chapter in her life, spending time with her children and grandchildren and making more happy memories with them. She said that she is grateful for having had the opportunity.

D. REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING PREVIOUSLY BOARD-APPROVED PROPOSED RULEMAKING TO AMEND TITLE 16, DIVISION 8, CALIFORNIA CODE OF REGULATIONS, SECTION 811 (FEES)

a. Review, Discussion, and Possible Action Regarding Comments Received Before and During the 45-Day Comment Period

Chair De La Torre said that this agenda item is to review draft responses to three public comments received on CSLB's regulatory rulemaking package that is in its final stages to make permanent the renewal fee increase recently enacted by emergency regulation. He said that the Board voted at its September 2019 meeting to amend California Code of Regulations, Title 16 (16 CCR), Division 8, section 811 to increase renewal fees to their statutory maximums, specifically increasing the renewal fee for active contractor licenses from \$400 to \$450, for inactive contractor licenses from \$200 to \$225, and for home improvement salespersons from \$83 to \$95. Chair De La Torre said that the Board is required to respond to all comments it receives regarding regulatory proposals; the public comments and draft responses are included in the meeting packet.



Public Comment:

J.P. Tenore said that there is a problem with unlicensed activity in the gig economy, using Uber-like websites where no one has a license. He said that he brought this subject up in September, but the activity continues, and he is asking for the problem to be addressed.

Board Member Comment:

Chair De La Torre said that this issue is not on the agenda.

Staff Comment:

Registrar Fogt said that he would ask Jessie Flores from the Enforcement division to look into the matter.

Public Comment:

Mr. Tenore said that he reported it to the Enforcement division, but they said that it is just a referral service. He said that he, as a low-voltage license holder before he added the electrical classification, made sure that he could not make a referral to a plumbing contractor and collect ten percent off the top. Mr. Tenore said that these agencies also do the advertising and accounting for their clients. He said that he saw a job for installation of camera equipment at a car dealership that was for \$35,000, and no one had a license. Mr. Tenore said that he reported it to CSLB and was told that that was just a referral service, but he said that the buyer and provider do not have licenses either.

Staff Comment:

Deputy Chief of Enforcement Jessie Flores asked Mr. Tenore to reach out to him directly to discuss the matter offline, and he provided his phone number.

MOTION: To approve the responses, as drafted, to the public comments on the Board's proposed rulemaking regarding California Code of Regulations, Title 16, Division 8, section 811 received on June 10, 2020, and September 28, 2020, and to authorize staff to make non-substantive changes to the Board's responses for inclusion in the Final Statement of Reasons. Kevin Albanese moved; Johnny Simpson seconded. The motion carried unanimously, 15-0.

YEA: David De La Torre, Kevin Albanese, Frank Altamura, Augie Beltran, Rodney Cobos, Miguel Galarza, Don Giarratano, Susan Granzella, Diana Love, Michael Mark, Marlo Richardson, Jim Ruane, Johnny Simpson, Nancy Springer, Mary Teichert

NAY: None



b. Review, Discussion, and Possible Action Regarding Re-Adoption of Emergency Regulation Set to Expire on June 9, 2021

Chair De La Torre said that this agenda item is to grant staff authority to seek a re-adoption, if necessary, of the emergency regulations that the Board previously authorized and that the Office of Administrative Law approved and must be re-adopted if the regular rulemaking discussed previously will not be completed by June 8, 2021. He said that staff expect the regular rulemaking will be completed before the deadline, but this is a preventative measure in the event there are unexpected delays.

MOTION: To authorize staff to seek re-adoption of the emergency regulations regarding California Code of Regulations, Title 16, Division 8, section 811 on or before June 8, 2021, if needed. Johnny Simpson moved; Augie Beltran seconded. The motion carried unanimously, 15-0.

YEA: David De La Torre, Kevin Albanese, Frank Altamura, Augie Beltran, Rodney Cobos, Miguel Galarza, Don Giarratano, Susan Granzella, Diana Love, Michael Mark, Marlo Richardson, Jim Ruane, Johnny Simpson, Nancy Springer, Mary Teichert

NAY: None

E. ADJOURNMENT

Board Chair David De La Torre adjourned the meeting at approximately 9:26 a.m.

David De La Torre
David De La Torre, Chair

2/4/2021
Date

David Fogt
David Fogt, Registrar

2/4/2021
Date