



# CONTRACTORS STATE LICENSE BOARD

## BOARD MEETING MINUTES

### **A. CALL TO ORDER – ESTABLISHMENT OF QUORUM**

Board Chair Eddie Lang called the meeting of the Contractors State License Board (CSLB) to order at 1:30 p.m. on Wednesday, July 29, 2015, in the John C. Hall Hearing Room at CSLB Headquarters, 9821 Business Park Drive, Sacramento, CA 95827. A quorum was established. Board Secretary Linda Clifford led the Board in the Pledge of Allegiance.

#### Board Members Present

Eddie Lang, Chair	Frank Schetter
Augie Beltran, Vice Chair	Joan Hancock
Linda Clifford, Secretary	David Dias
Susan Granzella	

#### Board Members Present via Teleconference Locations

David De La Torre – San Francisco  
Kevin J. Albanese – Santa Clara  
Marlo Richardson – Inglewood  
Johnny Simpson – San Diego  
Bob Lamb – Cypress

#### Board Members Excused

Paul Schifino	Nancy Springer
Pastor Herrera Jr.	

#### CSLB Staff Present

Cindi Christenson, Registrar	David Fogt, Chief of Enforcement
Melanie Bedwell, Public Affairs Supervisor	Ashley Caldwell, Information Officer
Karen Robinson, Chief of Licensing	Erin Echard, Executive Assistant
Laura Zuniga, Chief of Legislation	Kurt Heppler, Legal Counsel
Cindy Kanemoto, Chief Deputy Registrar	

#### Public Visitors

Phil Vermeulen	G.V. Ayers
Frank Nunes	Jamie Khan
Eunie Linden	

### **B. CHAIR'S INTRODUCTORY REMARKS AND BOARD MEMBER COMMENTS**

Board Chair Eddie Lang welcomed the Board and announced the reappointment of Board Member Johnny Simpson.

### **C. PUBLIC COMMENT SESSION – ITEMS NOT ON THE AGENDA**

There was no public comment.



**D. REVIEW AND POSSIBLE APPROVAL OF JUNE 18-19, 2015 BOARD MEETING MINUTES**

**MOTION:** Approve June 18-19, 2015 Board Meeting Minutes. Augie Beltran moved; David Dias seconded. The motion carried unanimously, 12–0.

NAME	Aye	Nay	Abstain	Absent	Recusal
Kevin J. Albanese	X				
Agustin Beltran	X				
Linda Clifford	X				
David De La Torre	X				
David Dias	X				
Susan Granzella	X				
Joan Hancock	X				
Pastor Herrera Jr.				X	
Robert Lamb	X				
Eddie Lang	X				
Marlo Richardson	X				
Frank Schetter	X				
Paul Schifino				X	
Johnny Simpson	X				
Nancy Springer				X	

**E. LEGISLATION**

**1. Review, Discussion and Possible Action Regarding SB 465 (Hill)**

SB 465, legislation that would have required licensees and insurance companies to report most settlement and arbitration awards to the Board, failed to pass out of committee. Senator Hill and Assembly Member Bonilla have asked the Board to work on this issue, meet with stakeholders, and to try and reach consensus so that it can be reintroduced in the next legislative session.

Board members discussed who would participate in these stakeholder meetings and decided that meetings will take place across the state and that invitees will include those who participated previously in workshops, as well as industry representatives. The meetings will be open to any interested party, small and large contractors, and those in favor and in opposition. No more than two board members will be allowed to attend each meeting.

Public Comment:

Julie D’Angelo Fellmeth, Administrator at the Center for Public Interest Law at the University Of San Diego School of Law, provided background information



regarding SB 465. CSLB hired Ms. Fellmeth 14 years ago as a consultant to the CSLB Enforcement Monitor and to evaluate the Board’s discipline system and procedures. The highest priority was reforming the Board’s enforcement program and operation, and improving the overall efficiency of the Board’s disciplinary system. The evaluators concluded that the flow of information into CSLB about licensee misconduct is generally inadequate and that CSLB lacks mandatory reporting statutes applicable to other agencies. At that time, they recommended that CSLB and the Legislature consider enacting statutes requiring the reporting of contractor criminal arrests and convictions, civil judgments and settlements, bankruptcies, debarments by government entities, and private arbitration awards in order for CSLB to make more informed decisions. Ms. Fellmeth urged the Board to convene stakeholder meetings and to support an enhanced flow of truthful and relevant information to CSLB so that it can better do its job.

**MOTION:** Authorize CSLB staff to conduct stakeholder meetings about settlement disclosure with interested parties and report back to the Board through the Enforcement Committee. Linda Clifford moved; Joan Hancock seconded. The motion carried unanimously, 12–0.

<b>NAME</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recusal</b>
Kevin J. Albanese	X				
Agustin Beltran	X				
Linda Clifford	X				
David De La Torre	X				
David Dias	X				
Susan Granzella	X				
Joan Hancock	X				
Pastor Herrera Jr.				X	
Robert Lamb	X				
Eddie Lang	X				
Marlo Richardson	X				
Frank Schetter	X				
Paul Schifino				X	
Johnny Simpson	X				
Nancy Springer				X	

**2. Review, Discussion and Possible Action Regarding SB 467 (Hill)**

SB 467 extends the sunset date for CSLB and the authorization for the appointment of a Registrar from January 1, 2016 to January 1, 2020. It will continue CSLB’s existing structure and allow the implementation of two of CSLB’s suggested statutory changes – eliminating the \$2,500 capital requirement and increasing the required contractor’s bond by \$2,500. CSLB does not verify the existing capital requirement, and believes it offers no additional consumer



protection, whereas a corresponding increase in the amount the contractor’s bond will provide an enhanced level of consumer protection.

The Board discussed and requested clarification about the inclusion of the Board of Accountancy in the legislation to extend CSLB’s sunset date and the minimal risk that could result.

Public Comment:

Mark Mendoza of the Senate Business & Professions Committee reiterated that the goal of SB 467 is to extend CSLB’s sunset date.

**MOTION:** Support CSLB’s sunset extension. Kevin J. Albanese moved; David De La Torre seconded. The motion carried unanimously, 12–0.

<b>. NAME</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recusal</b>
Kevin J. Albanese	X				
Agustin Beltran	X				
Linda Clifford	X				
David De La Torre	X				
David Dias	X				
Susan Granzella	X				
Joan Hancock	X				
Pastor Herrera Jr.				X	
Robert Lamb	X				
Eddie Lang	X				
Marlo Richardson	X				
Frank Schetter	X				
Paul Schifino				X	
Johnny Simpson	X				
Nancy Springer				X	

**3. Review, Discussion and Possible Action Regarding SB 119 (Hill)**

SB 199 establishes the California Underground Facilities Safe Excavation Advisory Committee, under the aegis of the Contractors State License Board and composed of excavation industry stakeholders, to coordinate education and outreach efforts, develop standards for best practices, and investigate violations pertaining to the One-Call laws.

The Board previously took a “watch” position on SB 199, as the bill was a work-in-progress. Additional amendments are anticipated but will not significantly change the bill. Board members raised concerns regarding the fiscal impact on CSLB. Chief of Legislation Laura Zuniga explained that a special fund, financed through



finances normally directed toward the general fund, would support the Safe Excavation Advisory Committee.

**MOTION:** Approve continued “watch” position on SB 119 (Hill). Robert Lamb moved; Augie Beltran seconded. The motion carried unanimously, 12–0.

<b>NAME</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recusal</b>
Kevin J. Albanese	X				
Agustin Beltran	X				
Linda Clifford	X				
David De La Torre	X				
David Dias	X				
Susan Granzella	X				
Joan Hancock	X				
Pastor Herrera Jr.				X	
Robert Lamb	X				
Eddie Lang	X				
Marlo Richardson	X				
Frank Schetter	X				
Paul Schifino				X	
Johnny Simpson	X				
Nancy Springer				X	

**F. FUTURE AGENDA ITEMS**

There were no future agenda items discussed.

**G. TENTATIVE 2016-16 BOARD MEETING SCHEDULE**

- September 3, 2015 – San Diego

**L. ADJOURNMENT**

Board Chair Eddie Lang adjourned the Board meeting at 2:22 p.m.

\_\_\_\_\_  
Eddie Lang, Chair

\_\_\_\_\_  
Date

\_\_\_\_\_  
Cindi Christenson, Registrar

\_\_\_\_\_  
Date