

Construction Contractors Board

201 High St SE, Suite 600
PO Box 14140
Salem OR 97309-5052
Phone: (503) 934-2228 Fax: (503) 373-2007
E-mail: leslie.culpepper@state.or.us Web: www.oregon.gov/ccb

State of Oregon
Honorable Kate Brown, Governor



Jim Denno, Administrator

DRAFT-2
4/20/16

NOTICE OF PUBLIC MEETING
CCB Board Meeting
and
Executive Session, ORS 192.660(2)(f)
Wednesday, April 27, 2016
9:30 a.m. – 12:30 p.m.
201 High St SE, 1st Floor, Hearings Room, Salem, Oregon

	Page
Executive Session Called to Order	
1. Consideration of counsel advice and recommendation(s) memorandum relating to contested case issues pursuant to ORS 192.660(2)(f) – Consideration of an Exempt Public Record	
Public Meeting Called to Order	
Approval of the Agenda	ACTION ITEM (pg 1)
Approval of the Minutes (3/23/16)	ACTION ITEM (pg 2 - 6)
Board Calendar: Date of the Next Regularly Scheduled Meeting: May 16, 2016	
1. Calendar	(pg 7)
Public Comment	
Action Item Update	
1. Action Item Update from 3/23/16 Meeting.....	(pg 8)
New Business	
1. Responsible Managing Individuals (Laurie Hall)	(pg 9 - 10)
2. Enforcement Consent Agenda (Stan Jessup)	ACTION ITEM (pg 11 - 20)
3. Sweep Totals (Stan Jessup).....	(pg 21)
4. Insurance Discussion (Jim Patrick)	(no attach.)
5. Election of Officers.....	(no attach.)
6. Allied Structural Rule Change Request.....	(no attach.)
7. Patrick Koontz Request to Appear as Limited Party in Allied Structural Contested Case	(no attach.)
8. Consideration and Ratification of March 30, 2016 Denno Letter to Allied Structural.....	ACTION ITEM (pg. 22-23)
Old Business	
1. Proposed Rulemaking (Cheryl Martinis)	(pg 24 - 30)
Adjournment	

The Board may meet in executive session under authority of ORS 192.660 from time to time. The specific statutory basis for the executive session will be announced on the record prior to the commencement of the executive session. Executive sessions are closed to the public.

The Board may recess the public meeting, in order to deliberate privately, under authority of ORS 192.690(1). The public meeting will then reconvene for the purpose of decision-making.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Leslie Culpepper (503) 934-2228.

DRAFT

3-23-16

**MINUTES OF THE MARCH 23, 2016
CONSTRUCTION CONTRACTORS BOARD MEETING**

The Construction Contractors Board (CCB) met on Wednesday, March 23, 2016, in the Board Room on the 6th floor at 201 High Street SE, Salem, Oregon.

Attendees:

Board members present: Board Chair, Kimberly Wood and Sandi Warren.

Board members appearing by phone: Kurt Bolser, Jim Kitchin, Mariana Lindsay, Susan Steward & Jim Patrick.

Absent excused: Jerry Jones, Jr.

Staff: Communications & Education Manager Cheryl Martinis, Enforcement Manager Stan Jessup, Licensing Manager Laurie Hall, Central Services Manager Kim Ayers, Board Secretary Leslie Culpepper and Assistant Attorney General Susan Bischoff.

Guests: Bonnie Sullivan, Krista Dauenhauer, Kirsten Adams.

A. MEETING CALLED TO ORDER:

Chair Wood called the meeting to order at 9:32 a.m.

B. APPROVAL OF AGENDA AND ORDER OF BUSINESS:

MOTION: Sandi moved to approve the agenda.
Motion carried unanimously.

C. APPROVAL OF MINUTES:

CHANGES: Kimberly Wood stated that the portion of the consent agenda that lists “111400, NWC Nick Weitzer Co. LLC” as one of her named conflicts of interest is incorrect. Chair Wood is going to check her records to find out if another company should be on this list instead. She will be notifying Leslie Culpepper with updates.

MOTION: Sandi Warren moved to accept the February 24 board meeting minutes as amended. Motion carried unanimously.

D. DATE OF NEXT REGULARLY SCHEDULED MEETING: The next meeting is scheduled for April 27, in the Hearings Room on the first floor at 201 High Street SE, Salem, Oregon. This meeting will include the election of officers and Chair Wood hopes that everyone will be present.

E. PUBLIC COMMENT:

1. There were no public comments.

F. AGENCY REPORTS:

1. Agency Update

This report was delivered by Enforcement Manager Stan Jessup.

a. House Bill 4121:

HB 1421 passed. Mr. Denno is now planning for the legislative session in 2017.

2. Licensing

Licensing Manager, Laurie Hall

a. Second Quarter Statistical Reports:

Licensing section gets many phone calls and a great deal of in-person traffic. Continuing Ed is by far the topic that gets the most inquiries. Many of the questions relate to the website. Many contractors need help with the online process. The vast majority of the phone calls are from residential contractors, not commercial. Many of the contractors are older and experienced as contractors. Often the contractors don't understand why they need to do the continuing ed more than once. Additionally, many contractors are uncomfortable with the online process.

Chair Wood asked whether or not we can create the online account for the contractors. Ms. Hall stated that their passwords would need to be created for them, which would be an Internet security problem.

3. Communication and Education

Communication and Education Manager, Cheryl Martinis

a. Pre-License Education

Approximately 261 people take the contractors test every month. 86% of first-time test takers pass the exam. Test takers report being happy with PSI, the test vendor. Spanish language test takers have a much lower passage rate. Ms. Martinis believes that some people who take the English version of the contractors test are not native English speakers but she is not sure how this affects the pass/fail rates of the English version of the test.

The reason for the low passage rate of the Spanish version of the test seems to be the translation of the reference manual. Ms. Martinis hopes that the new reference manual will be easier to translate. PSI is working with pre-license educators on this issue. They have a preferred translation of certain technical words and have submitted these translations to NASCLA for consideration. Some contractors may speak a mixture of Spanish and English.

They also extended the length of time given to take the test to 3 hours (from 2). Chair Wood asked to know how many people take the full three hours to take the test. Ms. Martinis doesn't know, but will look into it.

The test will be updated to the new manual starting on September 1. By mid-August, people need to know if they haven't tested yet that they will need a new manual. Ms.

Martinis is working with pre-license educators to ensure that everyone is updating the curriculum and materials, and writing letters to people who have taken classes but not taken the test. She will update the students herself if the pre-license educators are unable to do so. Chair Wood asked how they are notifying students, and Ms. Martinis said that she would follow up to find out how.

b. Test Survey

Exam-takers were asked how they felt about the test taking conditions, and they were satisfied overall. She recently asked agencies from states involved with NASCLA to share their test questions, and was given test questions from Louisiana. She is working with Kathi Dahlin to make new test questions and review current test questions.

There is a 1-hour training video called “Paying Under the Table.” Ms. Martinis will send the link to Board Members.

Jim Patrick asked Ms. Martinis how many people passed the old test. Ms. Martinis said that the numbers were somewhere in the mid-70’s to low-80’s. Mr. Patrick also suggested that PSI put a check box on the test survey to ask test takers if English is their second language.

4. Enforcement

Stan Jessup, Enforcement Manager

a. Enforcement Update

A live contractor training class was held on February 17th. It was well attended.

The Enforcement section had 2 recent staff departures from the Compliance section. He is now recruiting for these positions. Mr. Jessup also reported that one of the Enforcement section mediators is retiring in June. This person covers ¾ of the state. Mr. Jessup is trying to reallocate mediator coverage to make the coverage of the state more evenly divided among all mediators.

Regarding HB 4121, Mr. Jessup also reported that he recently received a call from a surety rep who wanted to know if the current dispute resolution process would remain the same. The surety rep was very glad to know that it would.

There was a mediator training on March 9. It was successful and the instructor well-received.

5. Central Services

Kimberlee Ayers, Central Services Manager

a. Budget:

Ms. Ayers reviewed the budget with the Board. Revenue and expenses are both slightly higher than what was projected, and much of the expenses are still attributed to the agency’s move. Revenue is robust because of licensing renewals and new license applications. We are beginning the preliminary processes to lay out the 2017-19 budget.

b. Licensing Software Update:

The new software “My License” will be put into place soon. Building Codes Division will be the first to implement the upgrade beginning around April, and CCB will follow.

Recently the CCB upgraded the email server. All of the staff’s email boxes were moved from the old server to a new server, and new archiving software is being put into place. This software automates email archiving. Through this software, all archived email is easy to retrieve.

The server with the agency’s IT security program will be updated next.

6. Comment from Stan Jessup

Because of previous discussion in the meeting, Mr. Jessup wanted to make it clear that the vast majority of the phone calls that come in to the CCB are residential, and that many of our programs are focused on residential contractors. The vast majority of contractors in the state of Oregon are residential.

G. OLD BUSINESS

1. Ethics and Public Records Related Issues

Susan Bischoff updated the Board on use of personal computer equipment and technology. At the last board meeting the question was raised of how to protect personal information if CCB board emails are received on personal computers. Ms. Bischoff recommended that board members set up a separate email account for all board business, and that all board business is only conducted through that email account. She said that the Board could receive public records training. Any board email received on personal accounts could potentially make those personal accounts subject to public exploration or disclosure.

Chair Wood asked if it would be enough to have a special email set up for Board business, and to have that email forwarded to her work email. Ms. Bischoff said that this might protect the work email account, but that it would be difficult to say for certain.

The board members expressed interest in having the Public Records training.

In addition, Ms. Bischoff stated that legal counsel would be able to review some of the important parts of the Ethics training from February 24th, however, she requested that the Board members review the Ethics training and pick out their questions for future meetings. She requested that all questions be emailed to Leslie Culpepper.

H. NEW BUSINESS

1. Confidential Email

Ms. Bischoff reported that in a week or two there would be a confidential memo sent to the Board regarding an Enforcement case. There may need to be a special meeting of the

Board to discuss the memo. She encouraged Board members to make a “Confidential” sub-folder in their emails and to put it in that folder.

2. “Day in the Life Of” Presentations

Chair Wood requested that each section choose one employee to give a “Day in the Life Of” presentation for the next teleconference along with their section reports.

3. Insurance Issue

Mr. Patrick would like to put an insurance-related issue on the agenda for the April 27th meeting.

I. ADJOURNED:

The meeting adjourned at 10:30 a.m.

2016 3-23 mins.docx

CCB Board Meeting Calendar, 2016

MONTH	MEETING TYPE	NOTED ITEMS	LOCATION
27-Jan	Teleconference Board Meeting		6th Floor Board Room
24-Feb	Board Meeting	Ethics training	1st Floor Hearings Room
23-Mar	Teleconference Board Meeting		6th Floor Board Room
27-Apr	Board Meeting	Election of officers	1st Floor Hearings Room
16-May	Board Meeting	Strategic planning session	1st Floor Hearings Room
25-May	Teleconference Board Meeting		6th Floor Board Room
29-Jun	Board Meeting	New officers terms begin, Budget review	1st Floor Hearings Room
27-Jul	Teleconference Board Meeting		6th Floor Board Room
24-Aug	Board Meeting	KPM 10 – Best practices survey finalized	1st Floor Hearings Room
28-Sep	Teleconference Board Meeting		6th Floor Board Room
26-Oct	Board Meeting		1st Floor Hearings Room
7-Dec	Board Meeting	Stakeholder meeting	1st Floor Hearings Room

*Board meetings begin at 9:30 a.m.

**Unless otherwise stated, board meetings are held at 201 High St. SE, Salem, OR 97301

**Action Item Update
CCB Board Meeting: March 23, 2016**

To Do List for Future Board Meetings

Staff Assigned	Task/Item	Status
Cheryl	(Staff Action Item) – Education Outreach Chair Wood asked how many people take the full three hours to take the contractor’s test.	Data received from PSI
Cheryl	(Staff Action Item) – Education Outreach Chair Wood asked how the students are being notified about the change to the new test on September 1 of this year.	Cheryl discussing this with pre-license educators
Cheryl	(Staff Action Item) – Education Outreach Chair Wood requested that the “Paying Under the Table” video link be sent to the board members.	Completed
Cheryl	(Staff Action Item) – Education Outreach Jim Patrick suggested adding a question to the survey PSI administers to pre-license test takers: Is English your second language?	Request made to PSI; survey changes pending
All Section Managers	(Staff Action Item) – All Sections Chair Wood requested that each section choose one employee to give a “Day in the Life of” presentation for the next teleconference board meeting in May.	

CONSTRUCTION CONTRACTORS BOARD

201 High Street SE, Suite 600
PO Box 14140
Salem, OR 97309-5052
503-378-4621
503-373-2007 FAX



Memorandum

To: Construction Contractors Board
From: Laurie Hall, Manager, Licensing Section
Kathleen Dahlin, Policy Analyst
Date: February 8, 2016
Subject: Responsible Managing Individuals Leaving a Business

PROBLEM

The Construction Contractors Board requested that staff clarify agency rules regarding responsible managing individuals (RMI). At issue is whether a construction business may only have one RMI at a time.

Problems could arise for a construction business if its lone RMI suddenly exits the business. It takes some time to become an RMI, since candidates must complete the 16-hour pre-licensure training and take and pass a test. It is unrealistic to expect the business will shut down its operations immediately.

SOLUTION

According to staff analysis, neither the statutes nor the rules restrict a construction business to designating only one RMI at a time. In fact, the rules state they must designate "at least one."

DISCUSSION

The statutes provide that an RMI is an individual who:

- (1) is an owner or employee of the business;
- (2) exercises management or supervisory authority; and
- (3) has successfully completed the training and testing required for licensing.

ORS 701.005(16).

The board establishes training requirements by rule. ORS 701.122(1). The board, by rule, approves a test. ORS 701.122(2).

With a few exceptions, residential contractors and commercial contractors must have an RMI. ORS 701.081; 701.084. The law requires that a licensed contractor must have at least one RMI at all times. ORS 701.091(1).¹ When a business changes its RMI, it must immediately notify CCB of the change. ORS 701.114(1).

The rules provide that, when first applying for a license, a contractor must designate at least one individual as an RMI. OAR 812-006-0100(2).² The RMI must have: (A) completed the 16 hour pre-licensure training and passed the test; or (B) document that the RMI has worked as a contractor since June 30, 2000. OAR 812-006-0100(2)(a), (b); 812-006-0150; 812-006-0450. An individual who is not an owner may not be designated as the RMI of more than one licensee. OAR 812-006-0100(3). When an RMI leaves the business, the business shall immediately appoint another RMI and notify the CCB – in writing – of the new RMI. OAR 812-006-0150(5). The newly appointed RMI must document completion of the pre-licensure training and passage of the test. OAR 812-006-0150(6).

¹ ORS 701.091 provides that:

(1) A business licensed under this chapter must **at all times** have **at least one** responsible managing individual.

(2) Subsection (1) of this section does not apply to a business licensed with endorsement solely as a residential or commercial developer. (Emphasis added).

² OAR 812-006-0100(2) provides that:

(2) Upon initial application, an applicant for a contractor's license shall designate **at least one individual** as the applicant's RMI and;

(a) Provide evidence that the applicant's RMI has completed the pre-licensure training and passed the test, as provided for in ORS 701.122, OAR 812-006-0150 and 812-006-0300; or

(b) Document that the applicant's RMI has experience as required by OAR 812-006-0450. (Emphasis added).

CONSTRUCTION CONTRACTORS BOARD ENFORCEMENT CONSENT AGENDA

4/15/2016

02/13/2016 - 04/15/2016

NOTICES OF INTENT

1 - ADVERTISING, BIDDING OR WORKING WITHOUT A LICENSE

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
109322	BH PACIFIC HOME SERVICES LLC	701.021(1)	04/07/2016	5,000.00
109560	LAIZURE, PETER JAMES	701.021(1)	04/08/2016	5,000.00
109588	PAUL STUART KUHNKE & MARKUS RAY GORDON	701.021(1)	04/06/2016	5,000.00
110353	BELL, JIMMIE E	701.021(1)	02/23/2016	1,000.00
110355	SNYDER, DUANE ROBERT	701.021(1)	03/11/2016	1,900.00
110357	SNYDER, DUANE ROBERT	701.021(1)	03/11/2016	600.00
110411	STRACNER, TERRAN TIMOTHY	701.021(1)	03/24/2016	5,000.00
110711	LAITE, ANTHONY P	701.021(1)	02/18/2016	600.00
110752	COLRION, TRAVIS WAYNE	701.021(1)	03/17/2016	600.00
110760	TURN U GREEN LLC	701.021(1)	02/19/2016	5,000.00
110839	SEFITA VEAILA & FAAFIAOLO VEAILA	701.021(1)	03/14/2016	5,000.00
110853	JAMESON, STEPHEN SHAWN	701.021(1)	04/12/2016	1,000.00
110873	HOOK, JEREMY EDWIN	701.021(1)	02/18/2016	600.00
110892	POIRIER, CHRISTOPHER	701.021(1)	04/13/2016	1,000.00
110913	PHAM, HIEN	701.021(1)	04/06/2016	5,000.00
110918	JRL REFRIGERATION CO	701.021(1)	03/01/2016	600.00
110962	LAIRD, CAROLE KAY	701.021(1)	02/25/2016	5,000.00
111003	YARROLL, TERRANCE DOUGLAS	701.021(1)	02/24/2016	1,000.00
111082	IONGI, SITIVENI	701.021(1)	03/08/2016	5,000.00
111132	HARRISON JR, RICHARD ALLEN	701.021(1)	02/16/2016	1,000.00
111205	HULSEY, BRETT ALLEN	701.021(1)	03/02/2016	1,000.00
111209	SERVPRO OF SOUTH EAST PORTLAND LLC	701.021(1)	02/16/2016	5,000.00
111210	NEAL, BLAKE MCKINLEY	701.021(1)	04/13/2016	1,000.00
111213	ALVAREZ-GUERRERO, JOSE FRANCISCO	701.021(1)	02/26/2016	5,000.00
111258	AINUU, SOANE	701.021(1)	03/24/2016	5,000.00
111336	BAUTISTA, JULIAN H	701.021(1)	04/15/2016	600.00
111373	CARABANTES DIAZ, JOSE LUIS	701.021(1)	03/08/2016	600.00
111472	TULLEDGE, BRIAN ALLEN	701.021(1)	03/03/2016	5,000.00
111479	JONES, DAVID	701.021(1)	03/21/2016	1,000.00
111503	HARRISON JR, RICHARD ALLEN	701.021(1)	02/18/2016	5,000.00
111509	ANDREW, TIMOTHY WILLIAM	701.021(1)	03/25/2016	5,000.00
111564	ROBERTS JR, DESMOND ROSCOE	701.021(1)	03/22/2016	1,000.00
111572	DAVIS JR, ROBERT LEO	701.021(1)	03/11/2016	600.00
111588	PITMAN, RALPH MICHAEL	701.021(1)	02/26/2016	700.00
111614	PDX FLOORING & REMODELING LLC	701.021(1)	02/18/2016	600.00
111630	TRAN, RICHARD	701.021(1)	02/18/2016	700.00
111631	KRAFT, RICHARD K	701.021(1)	02/17/2016	600.00
111648	PAUL, DYLAN THOMAS	701.021(1)	03/05/2016	700.00
111661	HAZEN, FRANK JAMES	701.021(1)	04/01/2016	5,000.00
111664	LIGHTNER, TRAVIS LEE	701.021(1)	03/28/2016	700.00

CONSTRUCTION CONTRACTORS BOARD ENFORCEMENT CONSENT AGENDA

4/15/2016

02/13/2016 - 04/15/2016

NOTICES OF INTENT (cont.)

1 - ADVERTISING, BIDDING OR WORKING WITHOUT A LICENSE (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111665	ECO PLUS PAINTING LLC	701.021(1)	03/05/2016	1,000.00
111681	SMITH, MATTHEW OSCAR	701.021(1)	03/15/2016	700.00
111684	LP NETWORK INC	701.021(1)	04/06/2016	5,000.00
111693	4CS BUILDERS LLC	701.021(1)	02/23/2016	5,000.00
111706	IVER FACER III & MITCHELL BLANCY	701.021(1)	03/04/2016	5,000.00
111711	GUERRA, DAVID JAMES	701.021(1)	04/08/2016	1,000.00
111723	AM RENTAL PROPERTIES LLC	701.021(1)	03/03/2016	1,000.00
111724	CLEMET, TRAVIS DEAN	701.021(1)	03/03/2016	1,000.00
111737	STANLEY, JOSHUA MICHAEL	701.021(1)	02/24/2016	5,000.00
111784	LEVI MILLER CORPORATION	701.021(1)	03/30/2016	5,000.00
111798	DJ HERINCKX CONSTRUCTION INC	701.021(1)	03/16/2016	5,000.00
111829	HAUDENSHILD, JOHN CALVIN	701.021(1)	03/09/2016	600.00
111883	CHANT, RONALD WAYNE	701.021(1)	03/22/2016	5,000.00
111908	DANDER CONSTRUCTION LLC	701.021(1)	03/25/2016	5,000.00
111959	BIMEMILLER, CLINTON E	701.021(1)	04/06/2016	600.00
112053	SAHLBERG, ROBERT	701.021(1)	04/14/2016	5,000.00
112055	COSTELLO, DAVID C	701.021(1)	04/05/2016	600.00
112094	LUNDIN, TIMOTHY SCOTT	701.021(1)	04/07/2016	1,000.00
112105	STUCKY, BILLY RAY	701.021(1)	04/07/2016	700.00
112111	GRYCKO, JARED WALLACE	701.021(1)	04/15/2016	5,000.00
112155	COMPTON, EDWARD SHANE	701.021(1)	04/14/2016	1,000.00

2 - EXEMPT CONTRACTOR WITH EMPLOYEES

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
110691	MURPHY, JESSE RICHARD	701.035(3)	04/12/2016	1,000.00
110727	INNOVATIVE CONCEPTS CONSTRUCTION LLC	701.035(3)	02/23/2016	1,000.00
110789	PRECISION PAINT & REMODELING LLC	701.035(3)	03/24/2016	1,000.00
111249	SATRE, MELVIN INGOLF	701.035(3)	03/03/2016	1,000.00
111308	STANDLEY II, JAMES DALE	701.035(3)	04/14/2016	1,000.00
111672	FEWELL, JAMUS WALTER	701.035(3)	03/04/2016	1,000.00
111729	TORRERO, FERNANDO CHAVEZ	701.035(3)	03/03/2016	1,000.00
111736	RIVAS, DELFINO VIDRIO	701.035(3)	02/25/2016	1,000.00
111760	DAVID HOTCHKISS CONSTRUCTION INC	701.035(3)	02/25/2016	1,000.00
111797	HYDE, CURTIS MALCOLM	701.035(3)	03/02/2016	1,000.00
111855	TEMPLAR CONSTRUCTION LLC	701.035(3)	03/11/2016	1,000.00
111912	FISHER JR, MICHAEL H	701.035(3)	03/15/2016	1,000.00
111923	MENEYEV, ANATOLIY LEVONTIEVICH	701.035(3)	03/17/2016	1,000.00
111927	ELHECO LLC	701.035(3)	03/17/2016	1,000.00
111954	BUTTON PLUMBING LLC	701.035(3)	03/21/2016	1,000.00
112068	CROSS JR, KENNETH JOSEPH	701.035(3)	04/05/2016	1,000.00

**CONSTRUCTION CONTRACTORS BOARD
ENFORCEMENT CONSENT AGENDA**

4/15/2016

02/13/2016 - 04/15/2016

NOTICES OF INTENT (cont.)

3 - LEAD BASED PAINT

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111001	INTERREGIONAL SERVICES INC	701.510(2)	04/13/2016	1,000.00
111312	ACTION WEST CONTRACTORS INC	701.510(2)	03/03/2016	1,000.00
111725	JASON RAYMOND CAMPBELL & SHAWN ALDON BILLINGS & GAIL NICOLE BARNES	701.510(2)	02/23/2016	1,000.00
111800	DYNASTY CONSTRUCTION INC	701.510(2)	02/29/2016	1,000.00
111839	GIRARDS HOME IMPROVEMENT LLC	701.510(2)	03/09/2016	1,000.00

5 - HIRING AN UNLICENSED SUBCONTRACTOR

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111480	WHOLESALE COMMERCIAL INTERIORS INC	701.026(1)	03/22/2016	1,000.00

6 - FAILURE TO DELIVER RESIDENTIAL CONSTRUCTION NOTICES

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
110813	TW CONSTRUCTION SERVICES LLC	701.330(4)	02/24/2016	100.00
111271	EVERGREEN CONSTRUCTION LLC	087.093(6)	03/25/2016	200.00
111755	SUPERIOR STANDARDS CONSTRUCTION INC	087.093(6)	02/25/2016	200.00
111757	SUPERIOR STANDARDS CONSTRUCTION INC	701.330(4)	02/25/2016	100.00
111796	TERRAFIRMA FOUNDATION REPAIR INC	087.093(6)	03/17/2016	200.00

7 - SUSPENSIONS

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111608	THE ASSOCIATION OF UNIT OWNERS OF THE INN AT OTTER CREST	701.515(1)(d)	03/01/2016	0.00
111669	MESSNER, MICHAEL PAUL	701.102(2)(a)	02/16/2016	0.00
111670	MONTEREY CONSTRUCTION LLC	701.102(2)(a)	02/16/2016	0.00
111671	HANEY CONTRACTING COMPANY	701.102(2)(c)	02/16/2016	
111700	MANAGEMENT SERVICES NORTHWEST INC	701.098(1)(b)	02/18/2016	0.00
111701	ENVIROCON INC	701.098(1)(b)	02/18/2016	0.00
111703	RPM CONSTRUCTION LLC	701.102(2)(a)	02/18/2016	0.00
111710	VERSATILE COMPANY LLC	701.098(1)(b)	02/19/2016	0.00
111820	QUANTA POWER GENERATION INC	701.098(1)(b)	03/04/2016	0.00
111833	A + FLOOR COVERING LLC	701.098(1)(b)	03/08/2016	0.00
111851	GAYLORD KLINEFELTER CONTRACTING INC	701.106(1)(k)	03/11/2016	0.00
111853	KELLOGG BROWN & ROOT SERVICES INC	701.098(1)(b)	03/11/2016	0.00
111859	WE ARMSTRONG & SON INC	701.515(1)(d)	03/11/2016	0.00
111860	CLEMENTS, FRED F	701.515(1)(d)	03/11/2016	0.00
111861	USHER CONSTRUCTION COMPANY INC	701.515(1)(d)	03/11/2016	0.00
111862	SCOTT SORENSEN CONSTRUCTION INC	701.515(1)(d)	03/11/2016	0.00
111866	BECHTOLD, DAVID L	701.515(1)(d)	03/11/2016	0.00
111867	MIKE WARREN CONSTRUCTION INC	701.515(1)(d)	03/11/2016	0.00

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7 - SUSPENSIONS (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111868	BAIRD, STACEY KLEE	701.515(1)(d)	03/11/2016	0.00
111870	ALL SEASONS REMODELING & CONSTRUCTION LLC	701.515(1)(d)	03/11/2016	0.00
111871	MILK CREEK CONSTRUCTION LLC	701.515(1)(d)	03/11/2016	0.00
111872	SIMARD CONSTRUCTION LLC	701.515(1)(d)	03/11/2016	0.00
111874	AGS CONSTRUCTION INC	701.515(1)(d)	03/11/2016	0.00
111938	STERLING TECHNOLOGIES LLC	701.102(2)(a)	03/17/2016	0.00
111939	BENCHMARK INDUSTRIAL SERVICES LLC	701.102(2)(a)	03/17/2016	0.00
111941	JS ROOFING LLC	701.098(1)(b)	03/18/2016	0.00
111944	GUTIERREZ, JOEL PENA	701.102(2)(b)	03/18/2016	0.00
111946	DJH CONSTRUCTION LLC	701.098(1)(b)	03/18/2016	0.00
111947	MARKGRAF CONSTRUCTION LLC	701.098(1)(b)	03/18/2016	0.00
111950	INDOOR AIR MAN INC	701.119(2)	03/21/2016	0.00
111955	K C GENERAL MAINTENANCE & CONTRACTORS LLC	701.102(2)(a)	03/21/2016	0.00
111971	BRITANNIA DEVELOPMENT COMPANY	701.098(1)(b)	03/22/2016	0.00
111973	LAMAIR HEATING & AIR CONDITIONING LLC	701.102(2)(a)	03/22/2016	0.00
112083	THOMAS, DONALD E	701.098(1)(b)	04/05/2016	0.00
112084	THE DALLES IRON WORKS LLC	701.135(1)(b) (2005)	04/05/2016	0.00
112087	GREEN HOME CONSTRUCTION INC	701.119(2)	04/05/2016	0.00
112104	POLAR COMPANY LLC	701.102(2)(a)	04/07/2016	0.00
112116	ANTHONYS PAINTING LLC	701.098(1)(b)	04/08/2016	0.00
112125	PORCH LIGHT PROPERTY INSPECTION SERVICES LLC	701.119(2)	04/11/2016	0.00
112126	PLEASANT VALLEY PLUMBING INC	701.515(1)(d)	04/11/2016	0.00
112127	SCHALLERER, DONALD ROBERT	701.515(1)(d)	04/11/2016	0.00
112128	PACIFIC NORTHWEST STONE & TILE LLC	701.515(1)(d)	04/11/2016	0.00
112129	PRODAN CONSTRUCTION LLC	701.515(1)(d)	04/11/2016	0.00
112145	JASON KRAUSHAAR CONTRACTING LLC	701.515(1)(d)	04/13/2016	0.00
112146	TTM CAPITAL FUNDING LLC	701.515(1)(d)	04/13/2016	0.00
112147	UDER GENERAL CONTRACTOR LLC	701.515(1)(d)	04/13/2016	0.00
112149	KIWIS PROPERTY MANAGEMENT & IMPROVEMENTS INC	701.515(1)(d)	04/13/2016	0.00
112150	A 2 Z CONSTRUCTION AND REMODELING LLC	701.515(1)(d)	04/13/2016	0.00
112151	DOUGLAS J CLANCY LLC	701.515(1)(d)	04/13/2016	0.00
112152	CLASSIC GARDEN CREATIONS INC	701.102(2)(a)	04/13/2016	0.00
112158	COOK FAMILY BUILDERS LLC	701.102(2)(a)	04/14/2016	0.00
112159	FUSITUA, SEMISI FAKAKOVI	701.102(2)(a)	04/14/2016	0.00
112160	BASH HOLDINGS INC	701.102(2)(a)	04/14/2016	0.00

8 - OTHER

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
110948	DEREK MCCrackEN ENTERPRISES LLC	701.345(2)	04/14/2016	500.00
111026	TACKETT, STEPHEN ROY	701.305(2)	03/30/2016	200.00

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8 - OTHER (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111291	SWANSON CONSTRUCTION INC	701.305(1)	03/25/2016	500.00
111334	DEREK MCCRACKEN ENTERPRISES LLC	701.345(2)	04/14/2016	500.00
111355	DYNASTY CONSTRUCTION INC	701.098(1)(g)	02/29/2016	1,000.00
111427	DAVID HOTCHKISS CONSTRUCTION INC	701.305(2)	03/18/2016	200.00
111460	AMES, DANIEL N	701.098(1)(c)	03/30/2016	1,000.00
111619	PACIFIC PLUMBERS CORP	701.098(1)(g)	02/16/2016	1,000.00
111734	MYERS, DEAN GREGG	701.305(2)	02/23/2016	200.00
111751	SUPERIOR STANDARDS CONSTRUCTION INC	701.305(1)	02/25/2016	500.00
111777	SMALL, JAMES ROBERT	701.305(1)	02/26/2016	500.00
111799	MILLER, GREGORY MASON	701.098(1)(b)	03/30/2016	5,000.00
111834	VALENZUELA, WILLIAM EDWARD	701.046(4)	03/21/2016	1,000.00
111869	MUIR PAINTING INC	701.098(1)(b)	03/14/2016	100.00
112097	RAMOS, GEORGE ANTONY	701.305(2)	04/06/2016	200.00
112124	STEVEN CAIN CONSTRUCTION INC	701.098(1)(b)	04/15/2016	400.00
112144	PRAXIS ENTERPRISES LLC	701.098(1)(b)	04/13/2016	0.00

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FINAL ORDERS

1 - ADVERTISING, BIDDING OR WORKING WITHOUT A LICENSE

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
108739	MURIE, EDDIE E	701.021(1)	03/18/2016	5,000.00
109681	ALVAREZ-GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
109787	ALVAREZ GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
109788	ALVAREZ GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
109789	ALVAREZ GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
109891	ALVAREZ GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
110092	WARD, TIMOTHY WAYNE	701.021(1)	03/01/2016	1,000.00
110203	MALDONADO, MIGUEL ANGEL RIVERA	701.021(1)	03/15/2016	1,000.00
110279	SHAW, JONATHAN MATTHEW	701.021(1)	02/26/2016	5,000.00
110313	JHS INDUSTRIAL SOLUTIONS LLC	701.021(1)	03/09/2016	600.00
110355	SNYDER, DUANE ROBERT	701.021(1)	04/13/2016	1,900.00
110357	SNYDER, DUANE ROBERT	701.021(1)	04/13/2016	600.00
110377	GOODRICK, DARRIN EUGENE	701.021(1)	04/11/2016	1,000.00
110384	SNYDER, DUANE ROBERT	701.021(1)	02/29/2016	1,900.00
110392	HANEGRAAF, DAVID K	701.021(1)	02/29/2016	1,000.00
110423	DILUSSO HOMES LLC	701.021(1)	04/04/2016	5,000.00
110556	HOLLEY, STEVEN JAMES	701.021(1)	04/05/2016	700.00
110598	ALVAREZ-GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
110711	LAITE, ANTHONY P	701.021(1)	03/23/2016	600.00
110750	CORBUS, JEREMY KEITH	701.021(1)	04/01/2016	600.00
110760	TURN U GREEN LLC	701.021(1)	03/14/2016	5,000.00
110800	ALVAREZ-GUERRERO, JOSE FRANCISCO	701.021(1)	02/19/2016	5,000.00
110839	SEFITA VEAILA & FAAFIAOLO VEAILA	701.021(1)	04/08/2016	5,000.00
110867	MISTISH, DONALD JEROME	701.021(1)	04/01/2016	600.00
110873	HOOK, JEREMY EDWIN	701.021(1)	04/05/2016	600.00
110918	JRL REFRIGERATION CO	701.021(1)	03/31/2016	600.00
110926	PENA, JUAN CARLOS	701.021(1)	02/18/2016	1,000.00
110962	LAIRD, CAROLE KAY	701.021(1)	04/12/2016	5,000.00
110992	DODSWORTH, GEORGE	701.021(1)	03/21/2016	5,000.00
111000	COPELAND, JERRY DON	701.021(1)	04/01/2016	1,000.00
111064	HARKINS, JOHN MICHAEL	701.021(1)	03/02/2016	1,000.00
111068	DIRECT BUY HOME SOLUTIONS INC	701.021(1)	04/05/2016	1,000.00
111084	TOMLINSON, GREG B	701.021(1)	03/08/2016	1,000.00
111132	HARRISON JR, RICHARD ALLEN	701.021(1)	03/11/2016	1,000.00
111136	GOODMAN, MARK AUSTIN	701.021(1)	03/04/2016	5,000.00
111143	GOODMAN, MARK AUSTIN	701.021(1)	03/04/2016	5,000.00
111153	GOODMAN, MARK AUSTIN	701.021(1)	03/04/2016	1,000.00
111154	GOODMAN, MARK AUSTIN	701.021(1)	03/04/2016	5,000.00
111176	GOODMAN, MARK AUSTIN	701.021(1)	03/04/2016	1,000.00
111205	HULSEY, BRETT ALLEN	701.021(1)	04/08/2016	1,000.00

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FINAL ORDERS (cont.)

1 - ADVERTISING, BIDDING OR WORKING WITHOUT A LICENSE (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111239	LIASCOS, GREGORY	701.021(1)	04/07/2016	5,000.00
111295	GOODMAN, MARK	701.021(1)	03/18/2016	5,000.00
111326	PAYNE III, BRYAN	701.021(1)	03/24/2016	5,000.00
111364	AISG SECURITY SERVICES LLC	701.021(1)	04/05/2016	1,000.00
111386	ROOT, RYAN ALLEN	701.021(1)	02/19/2016	600.00
111387	GALLARDO, JESUS	701.021(1)	03/11/2016	600.00
111388	SOUZA, DARIN MICHAEL	701.021(1)	02/25/2016	1,000.00
111398	PITMAN, RALPH MICHAEL	701.021(1)	02/17/2016	5,000.00
111415	SCHINDLER, LEONARD JOHN	701.021(1)	02/22/2016	600.00
111435	WARREN JR, NEWELL ERNEST	701.021(1)	04/01/2016	600.00
111476	MACHINSKY, CHARLES M	701.021(1)	04/01/2016	1,000.00
111479	JONES, DAVID	701.021(1)	04/12/2016	1,000.00
111483	YOUNGER, MICHAEL	701.021(1)	03/01/2016	600.00
111493	AARON JOHN MCCORMICK & CLAUDIA ELIZABETH MCCORMICK	701.021(1)	04/01/2016	5,000.00
111503	HARRISON JR, RICHARD ALLEN	701.021(1)	03/15/2016	5,000.00
111556	SMITH, SHAWN MICHAEL	701.021(1)	03/11/2016	1,000.00
111614	PDX FLOORING & REMODELING LLC	701.021(1)	04/07/2016	600.00
111634	BALOGH, GIRARD	701.021(1)	03/11/2016	600.00
111641	PDX HOME CARE COMPANY	701.021(1)	04/01/2016	700.00
111648	PAUL, DYLAN THOMAS	701.021(1)	04/08/2016	700.00
111650	GOODMAN, JUSTIN ALLEN	701.021(1)	03/30/2016	1,000.00
111693	4CS BUILDERS LLC	701.021(1)	03/17/2016	5,000.00
111737	STANLEY, JOSHUA MICHAEL	701.021(1)	03/30/2016	5,000.00

2 - EXEMPT CONTRACTOR WITH EMPLOYEES

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
109942	ADMIRAL MOBILE HOMES INC	701.035(3)	03/08/2016	1,000.00
110342	DAVIS, ERIC JUSTIN	701.035(3)	02/16/2016	1,000.00
110412	WEAVER, MARK ARNOLD	701.035(3)	02/22/2016	1,000.00
110658	SHEPHERD, DAVID	701.035(3)	03/31/2016	1,000.00
110727	INNOVATIVE CONCEPTS CONSTRUCTION LLC	701.035(3)	03/31/2016	1,000.00
110890	MINSON, ANDREW PHILIP	701.035(3)	03/30/2016	1,000.00
111005	BRUNO, MICHAEL RENE	701.035(3)	04/05/2016	1,000.00
111032	CORONA, FRANCISCO V	701.035(3)	02/26/2016	1,000.00
111083	DC ELECTRICAL SOLUTIONS LLC	701.035(3)	03/08/2016	1,000.00
111249	SATRE, MELVIN INGOLF	701.035(3)	04/06/2016	1,000.00
111296	SILVERSTONE PROPERTY MAINTENANCE LLC	701.035(3)	02/22/2016	1,000.00
111451	MORGAN, PAUL MICHAEL	701.035(3)	02/18/2016	1,000.00
111571	KISOR, TRAVIS L	701.035(3)	03/16/2016	1,000.00

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2 - EXEMPT CONTRACTOR WITH EMPLOYEES (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111659	GOODMAN, JUSTIN ALLEN	701.035(3)	03/30/2016	1,000.00
111736	RIVAS, DELFINO VIDRIO	701.035(3)	03/10/2016	1,000.00
111760	DAVID HOTCHKISS CONSTRUCTION INC	701.035(3)	04/07/2016	1,000.00
111797	HYDE, CURTIS MALCOLM	701.035(3)	04/15/2016	1,000.00
111855	TEMPLAR CONSTRUCTION LLC	701.035(3)	04/07/2016	1,000.00

3 - LEAD BASED PAINT

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
109943	ADMIRAL MOBILE HOMES INC	701.510(2)	03/08/2016	1,000.00
110345	COASTAL ROOFING & REPAIR LLC	701.510(1)	03/09/2016	1,000.00
110557	HIGH DEFINITION PAINTING LLC	701.510(2)	02/24/2016	1,000.00
110632	GILMOUR, DAN	701.510(2)	04/05/2016	1,000.00
111577	R & B REMODEL LLC	701.510(2)	02/26/2016	1,000.00
111725	JASON RAYMOND CAMPBELL & SHAWN ALDON BILLINGS & GAIL NICOLE BARNES	701.510(2)	03/17/2016	1,000.00

4 - IMPROPER LICENSE ENDORSEMENT

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111322	CASCADE INTERIORS INC	701.021(2)	04/01/2016	1,000.00

5 - HIRING AN UNLICENSED SUBCONTRACTOR

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
110393	STONE BY STONE CONSTRUCTION LLC	701.026(1)	03/16/2016	1,000.00
110413	WEAVER, MARK ARNOLD	701.026(1)	02/22/2016	1,000.00
111480	WHOLESALE COMMERCIAL INTERIORS INC	701.026(1)	04/14/2016	1,000.00
111521	COAST TO COAST CARPORTS INC	701.026(1)	02/18/2016	1,000.00

6 - FAILURE TO DELIVER RESIDENTIAL CONSTRUCTION NOTICES

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
109939	ADMIRAL MOBILE HOMES INC	701.330(4)	03/08/2016	100.00
109940	ADMIRAL MOBILE HOMES INC	701.330(4)	03/08/2016	100.00
110425	OVERBUILT FENCES & DECKS LLC	087.093(6)	03/08/2016	200.00
110813	TW CONSTRUCTION SERVICES LLC	701.330(4)	04/07/2016	100.00
110930	STEVENS, GARY L	087.093(6)	02/22/2016	200.00
110990	ADMIRAL MOBILE HOMES INC	087.093(6)	03/08/2016	200.00
111262	OVERBUILT FENCES & DECKS LLC	701.330(4)	03/08/2016	100.00
111263	OVERBUILT FENCES & DECKS LLC	701.330(4)	03/08/2016	100.00
111450	SANTIAM MOUNTAIN INVESTMENT LLC	087.093(6)	03/14/2016	200.00
111471	CONNER, BERKLEY ROSS	087.093(6)	02/16/2016	200.00
111481	CONNER, BERKLEY ROSS	701.330(4)	02/16/2016	100.00

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6 - FAILURE TO DELIVER RESIDENTIAL CONSTRUCTION NOTICES (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111482	CONNER, BERKLEY ROSS	701.330(4)	02/16/2016	100.00
111516	ONEILL, RONALD JAMES	087.093(6)	02/18/2016	200.00
111517	ONEILL, RONALD JAMES	701.330(4)	02/18/2016	100.00
111518	ONEILL, RONALD JAMES	701.330(4)	02/18/2016	100.00
111566	STEVENS, GARY L	701.330(4)	02/22/2016	100.00
111567	STEVENS, GARY L	701.330(4)	02/22/2016	100.00
111578	R & B REMODEL LLC	087.093(6)	02/26/2016	1,000.00
111579	R & B REMODEL LLC	701.330(4)	02/26/2016	100.00
111580	R & B REMODEL LLC	701.330(4)	02/26/2016	100.00
111585	GENERAL INTERIORS LLC	087.093(6)	02/26/2016	200.00
111586	GENERAL INTERIORS LLC	701.330(4)	02/26/2016	100.00
111587	GENERAL INTERIORS LLC	701.330(4)	02/26/2016	100.00

7 - SUSPENSIONS

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
111507	FOLTZ, TIMOTHY EDGAR	701.102(2)(a)	02/16/2016	0.00
111520	ROBINSON BROTHERS CONSTRUCTION LLC	701.102(2)(a)	02/24/2016	0.00
111594	GREEN, RYAN ERIK	701.102(2)(a)	02/26/2016	0.00
111643	MARTIN INVESTMENT CORPORATION	701.102(2)(a)	03/18/2016	0.00
111645	LEBRUN CONSTRUCTION INC	701.102(2)(a)	03/18/2016	0.00
111700	MANAGEMENT SERVICES NORTHWEST INC	701.098(1)(b)	03/18/2016	0.00
111701	ENVIROCON INC	701.098(1)(b)	03/18/2016	0.00
111702	FERRISS, THOMAS WESLEY	025.750	02/18/2016	0.00
111703	RPM CONSTRUCTION LLC	701.102(2)(a)	03/18/2016	0.00
111710	VERSATILE COMPANY LLC	701.098(1)(b)	03/31/2016	0.00
111786	NEWMAN, JUSTIN LEE	025.750	02/26/2016	0.00
111820	QUANTA POWER GENERATION INC	701.098(1)(b)	03/15/2016	0.00
111833	A + FLOOR COVERING LLC	701.098(1)(b)	03/23/2016	0.00
111838	POND, BRADLEY JAY	025.750	03/09/2016	0.00
111897	BENSON, KEVIN WAYNE	025.750	03/14/2016	0.00
111941	JS ROOFING LLC	701.098(1)(b)	04/08/2016	0.00
111944	GUTIERREZ, JOEL PENA	701.102(2)(b)	04/08/2016	0.00
111947	MARKGRAF CONSTRUCTION LLC	701.098(1)(b)	04/08/2016	0.00
111971	BRITANNIA DEVELOPMENT COMPANY	701.098(1)(b)	04/13/2016	0.00
112117	VASQUEZ, JULIAN CHRISTOPHER	025.750	04/08/2016	0.00

8 - OTHER

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
109941	ADMIRAL MOBILE HOMES INC	701.305(1)	03/08/2016	500.00
110799	DELASHMUTT, ALAN KENT	701.305(1)	02/16/2016	500.00

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8 - OTHER (cont.)

<u>File #</u>	<u>Respondent</u>	<u>Cite</u>	<u>Date</u>	<u>Amount</u>
110931	STEVENS, GARY L	701.305(1)	02/22/2016	500.00
110932	STEVENS, GARY L	701.106(1)(j)	02/22/2016	1,000.00
110959	PASIAKA, ROBERT KADEEM	701.046(4)	03/11/2016	5,000.00
111229	CARTER, ROBERT SCOTT	701.098(1)(g)	03/30/2016	1,000.00
111358	PASIAKA, ROBERT KADEEM	701.046(4)	03/11/2016	5,000.00
111417	ONEILL, RONALD JAMES	701.305(1)	02/19/2016	500.00
111427	DAVID HOTCHKISS CONSTRUCTION INC	701.305(2)	04/07/2016	200.00
111445	R & B REMODEL LLC	701.098(1)(g)	02/26/2016	1,000.00
111475	CASCADE INTERIORS INC	701.098(1)(e)	04/01/2016	1,000.00
111562	HENSON HEATING & AIR CONDITIONING LLC	701.098(1)(b)	04/06/2016	100.00
111576	R & B REMODEL LLC	701.305(2)	03/01/2016	200.00
111583	GENERAL INTERIORS LLC	701.305(2)	02/26/2016	200.00
111619	PACIFIC PLUMBERS CORP	701.098(1)(g)	03/02/2016	1,000.00
111658	GOODMAN, JUSTIN ALLEN	701.305(2)	03/30/2016	200.00
111734	MYERS, DEAN GREGG	701.305(2)	03/05/2016	200.00
111777	SMALL, JAMES ROBERT	701.305(1)	04/12/2016	500.00

Marion/Polk Counties Revenue/CCB Joint Sweep Totals

Day 1:

Larry Moore: Keizer

19 JSC's

1 violation

Violation: 701.035(3) exempt with employees and no WCD coverage.

Tim Lenihan: Silverton/Stayton

10 JSC's

0 Violations

6 Unworked jobsites (all in Silverton)

Day 2:

Larry Moore: Salem

11 JSC's

7 violations

3-701.021(1) no license

1-701.026(2) hiring unlicensed subcontractors X 3

2-No CCB license number used

1-No LBPR license

Tracey Pipkin: Mt Angel/Molalla

15 JSC's

0 violation s

6 unattended sites

TOTALS:

55 Jobsite Checks

8 Violations

12 nonworking jobsites.



Oregon

Kate Brown, Governor

Construction Contractors Board

www.oregon.gov/ccb

Mailing Address

PO Box 14140

Salem, OR 97309-5052

Phone # 503-378-4621

Fax # 503-373-2007

March 30, 2016

Patrick Neal Koontz
121 Poison Oak Dr.
Winston, OR 97496

Re: *In the Matter of Allied Structural (Patrick Neal Koontz)*
Agency Case No. 108760
OAH No. 1504050
DOJ File No. 915001- GB0591-14

Dear Mr. Koontz:

As you have been advised by legal counsel for the Construction Contractors Board (CCB), a number of your requests relating to the above noted contested case have been referred to me for action. I have now considered your requests and offer the following:

Rulemaking Requests. Your request to undertake adoption of a temporary rule that would allow you to act as a non-lawyer representative on behalf of Allied Structural in the captioned case is denied for the reason that the request does not meet the required emergency-type circumstances necessary to justify a temporary rule.

Your "petition" to promulgate a new or amended rule under OAR 137-001-0070, is similarly denied. In the first instance, the petition does not meet the requirements of the rule. Additionally, like your temporary rule request, the petition appears to seek adoption of a new or amended rule that would specifically permit you to represent Allied Structural in the pending contested case. The rulemaking process is not designed to address the needs of a single or specific individual or entity. Rather, because rules generally carry the weight of law, they are intended to apply broadly as a means to efficiently administer the agency and implement the intent of the legislature and its delegation of authority. Notwithstanding the denial of your petition, I have identified the issue of expanding the group of business entities that may be represented by non-lawyers in matters before the Board as an item for Board consideration should the agency undertake a comprehensive rule revision project sometime in the future. Business trusts would be among the business forms considered.

Appearance as a Limited Party. You have also requested that the Administrative Law Judge, the Board or both, permit you to join and participate in the Allied Structural case as a party or limited party to the Allied action. You indicated that the nature and scope of your participation would be as a representative of Allied Structural. OAR 137-003-0535 governs joinder requests. This rule provides that petitions for participation in a contested case must be filed at least 21 days prior to the date set for hearing. You did not meet this requirement and you failed to provide any reason for your untimely filing. Moreover, authorizing your participation as a party would not provide the relief you have requested, i.e., party status, whether limited or otherwise, would not authorize you to represent Allied Structural as a non-lawyer. Your request to join the case as a party is denied.

As part of the discussions on the record at the time set for hearing, CCB advised that it had no objection to making any of the personal medical or treatment records that you identified confidential and subject to the protective order that had been previously granted. CCB further

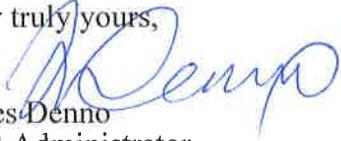


Mr. Patrick Koontz
March 30, 2016
Page 2

indicated that it would not object if, at the time CCB offered evidence into the record at hearing, you sought to raise confidentiality issues relating to the admissibility of your mental health and/or sex offender treatment records or the testimony of any treatment providers. CCB does not intend to change the position it represented to ALJ Meerdink; however, because the hearing did not move forward, the admissibility of any of such records or testimony became a non-issue.

I believe this letter should address all outstanding requests or petitions you asserted during the pendency of this case. If this is incorrect, please contact legal counsel for CCB who will, in turn, reach out to me.

Very truly yours,


James Denno
CCB Administrator

c: Christopher Peterman, Esq.
Susan G. Bischoff, Sr. AAG

denno/sgb/doj/7271237-v1

CONSTRUCTION CONTRACTORS BOARD

201 High Street SE, Suite 600
PO Box 14140
Salem, OR 97309-5052
503-378-4621
503-373-2007 FAX



Memorandum

To: Construction Contractors Board
From: Cheryl Martinis, Manager, Education Section; Laurie Hall, Manager, Licensing Section; Kathleen Dahlin, Policy Analyst
Date: April 18, 2016
Subject: Proposed Rulemaking: Pre-License and Continuing Education

At the CCB meeting on Feb. 24, 2016 the Board approved rule changes relating to pre-license and continuing education. The public comment period has concluded. Public comments received were as follows:

- One person supported additional exemptions for certified building inspectors. (An April 15 public hearing produced no additional comments. See attached hearings officer report).

Staff proposes to implement these rules on July 1, 2016, giving the agency sufficient time to communicate the changes to licensees and the public, and requests that the Board adopt these rules with July 1 as the effective date.

These proposed rules:

- ✓ **Provide an optional alternative path to contractor licensing.** This path sets a higher bar for knowledge about construction while offering a more portable license for multistate contractors. Applicants must pass an examination offered by the National Association of State Contractors Licensing Agencies (NASCLA) *and* the Oregon pre-licensure test.
- ✓ **Provide that applicants must obtain a CCB license within two years of passing the pre-license test.** This changes the existing rule that required contractor applicants to obtain a CCB license within two years of *completing the Oregon pre-license training*. The change will reduce confusion in the construction industry.
- ✓ **Provide continuing education credit to home inspectors for “ride alongs.”** The proposed rules allow home inspectors to obtain continuing education credit for hosting “ride-alongs” with home inspector applicants.

- ✓ **Remove obsolete rules.** The bulk of obsolete text applies to past versions of continuing education.
- ✓ **Reduce confusion and regulatory burdens by aligning exemptions for commercial continuing education and residential continuing education.** The rules add exemptions for landscape contractors, home inspectors and master builders and expand an existing exemption involving electricians and plumbers. (See exemption chart in this memo.)

Alternative NASCLA Examination

Applicants may qualify for an Oregon contractor license by passing the “NASCLA Accredited Examination for Commercial General Building Contractors” and the existing Oregon pre-license exam.

Individuals would satisfy the pre-license training requirement through self-study for the NASCLA examination and the Oregon pre-licensure test. Passage of the NASCLA exam assesses the competence of residential contractors, in addition to commercial contractors, and will be accepted for those licenses. While this path to licensure may appeal to multistate contractors, the current pre-licensure training and test will remain the mainstay for contractor licensing in Oregon.

Applicable rules: OAR 812-006-0100 to 812-006-0400(3).

- ✓ **OAR 812-006-0100(2)(c):** Amended to require applicant to document that the responsible managing individual studied for the NASCLA exam, passed the NASCLA exam and passed the Oregon-specific pre-licensure exam.
- ✓ **OAR 812-006-0100(6)(c):** Amended to incorporate the NASCLA exam path to licensure in cases where contractor replaces an RMI through appointment.
- ✓ **OAR 812-006-0150:** Amended to exempt from the standard pre-licensure training persons who study for and pass the NASCLA examination.
- ✓ **OAR 812-006-0160 (new):** Sets forth the pre-licensure training requirements (study of 20 sources) for those choosing the NASCLA examination
- ✓ **OAR 812-006-0200:** Amended to exempt applicants from the standard pre-licensure 16-hour training requirement.
- ✓ **OAR 812-006-0310 (new):** Allows an alternative method to obtain a contractor’s license by: (1) studying for the NASCLA examination; (2) passing the NASCLA examination; and (3) passing the Oregon pre-licensure test. Notes that passage of the NASCLA exam qualify qualifies for pre-license testing regardless of when the test was taken.
- ✓ **OAR 812-006-0400(3):** Amended to exempt RMIs that use the NASCLA examination from training and testing timing periods.

Language creating alternate path

Here is the language creating the new, optional path to licensure:

812-006-0310

Pre-Licensure Testing Based on NASCLA Accredited Examination for Commercial General Building Contractors

- (1) An RMI may satisfy the pre-licensure requirements by passing the NASCLA Accredited Examination for Commercial General Building Contractors and the Oregon pre-licensure test developed by the CCB.
- (2) Proof of passing the NASCLA Accredited Examination for Commercial General Building Contractors is established when the name of the RMI is entered in the NASCLA National Examination Database (NED).
- (3) Passing the NASCLA Accredited Examination for Commercial General Contractors and the Oregon pre-licensure test qualifies as pre-licensure testing under ORS 701.122, regardless of when the tests were taken and passed.

Pre-Licensure Training and Testing Period

CCB proposes to amend the rule to require contractor applicants to obtain a CCB license within two years of passing the Oregon pre-licensure test.

Applicable rules: OAR 812-006-0400(1) (2) (3)

- ✓ **OAR 812-006-0400(1):** States that pre-licensure training and testing is valid for 24 months from the date the “responsible managing individual passed the test.”
- ✓ **OAR 812-006-0400 (2):** Clarifies that the above change does not affect certain contractors that may obtain a license based on experience (“grandfathered” contractors).
- ✓ **OAR 812-006-0400 (3):** Exempts RMIs that use the NASCLA path from training and testing time periods. (Someone who passed the NASCLA exam five years ago may still use the results to apply in Oregon, recognizing that multistate contractors who choose this path may well have taken the exam more than two years ago.)

Home Inspector Changes

Housekeeping changes are made so that rule language (1) reflects the move to the national exam and (2) allows home inspectors to receive continuing education credit for hosting “ride-alongs” with home inspector candidates.

Applicable rules: OAR 812-008-0020, OAR 812-008-0072; 812-008-0074

- ✓ **OAR 812-008-0020(34):** Deletes reference to “a test administered by the agency.”
- ✓ **OAR 812-008-0072 (4):** Amends rule to allow one continuing education credit (CEU) for each clock hour for providing “ride-along” inspection training to home inspector applicants. Deletes reference to allowing credit for attending a CCB Home Inspector Advisory Committee meeting. The committee no longer exists.
- ✓ **OAR 812-008-0074:** Removes reference to a non-existent “home inspector study guide” and substitutes “national examination content items.”

Obsolete Rules: Continuing education

Applicable Rules: Commercial Continuing Education:

- ✓ **OAR 812-020-0050 (3)(c):** Removes a reference to prorating continuing education (CE) requirements that was relevant when the law requiring CE was new.
- ✓ **OAR 812-020-0070(5).** Amends outdated rule to clarify that commercial contractors who held a residential-only endorsement at the last renewal must complete residential continuing education (as opposed to no CE at all).
- ✓ **OAR 812-020-0071(1).** Repeal an obsolete rule section. This rule section refers to a transitional phase of continuing education and became obsolete January 1, 2016.
- ✓ **812-020-0080:** Repeals prorating continuing education hours during time that a contractor is inactive.

Applicable Rules: Residential Continuing Education

- ✓ **OAR 812, Division 21:** Repeal. This set of continuing education rules became obsolete Jan. 1, 2016. Division 22 rules implement the current CE program.
- ✓ **OAR 812-022-0010:** Deletes parts of the rule that apply to license renewals prior to January 1, 2016. Clarifies that Division 22 rules apply to all residential contractors that renew licenses on or after Jan. 1, 2016.

Exemptions: Commercial continuing education

- ✓ **OAR 812-020-0062(3) – (7):** Amend to add and/or expand the following exemptions (currently found in, or added to, the residential continuing education): (1) electrician-owned or operated contractors or contractors that employ one or more electricians; (2) plumber-owned or operated contractors or contractors that employ one or more plumbers; (3) architect-owned or operated contractors; (4) professional engineer-owned or operated contractors; and (5) landscape contracting businesses also licensed as construction contractors.

Exemptions: Residential continuing education

- ✓ **OAR 812-022-0011:** Repeal this rule (this exemption for developers was moved to 812-022-0021).
- ✓ **OAR 812-022-0021 (1):** Amend to add exemptions for boiler contractors; elevator contractors; renewable energy contractors; pump installation contractors; limited sign contractors;
- ✓ **OAR 812-022-0021 (2):** Existing exemption for residential developers moved to this section.
- ✓ **OAR 812-022-0021 (3):** Expands an exemption for a contractor owned by, having an officer or having an employee who is a licensed **electrician**.

- ✓ **OAR 812-022-0021(4):** Expands an exemption for a contractor owned by, having an officer or having an employee who is a licensed **plumber**.
- ✓ **OAR 812-022-0021(5) and (6):** Restate prior exemptions for contractors owned by or having an officer who is a registered **architect** or licensed professional **engineer**.
- ✓ **OAR 812-022-0021(7):** Adds an exemption for contractors licensed as **landscape contracting** businesses.
- ✓ **OAR 812-022-0021(8):** Adds an exemption for contractors owned by or having an employee who is a **home inspector**. (Only applies to residential contractors).
- ✓ **OAR 812-022-0021(9):** Adds an exemption for contractors that are certified as **master builders**. (Only applies to residential contractors).

Exemptions and CCB classes

As proposed, none of those exempted from continuing education would be required to complete CCB-developed courses. However, the CCB has many ways of communicating changes in law and rule.

- If the 2017 Legislature approves proposed changes to continuing education, CCB classes will be free and easily available to any contractor starting January 1, 2018.
- Other communications tools: email or mail directly to contractors, the website, the quarterly newsletter, and speaking engagements. The agency has increased its outreach in all these areas in the past several years. The CCB can also provide information to key stakeholder industry groups for use in their publications.
- Some years there are significant law/rule changes; other years, changes are minimal. The degree and nature of change (do changes affecting contractors involve CCB laws and rules or those of other agencies, for example) determine the best way to communicate.
- That said, the bulk of small contractors who are the least likely to have the resources to follow regulatory issues – and the greatest need to be reminded of how to keep their license in good standing – must still complete continuing education that includes mandatory CCB classes.

Exempt: Pre-rulemaking		
	Residential	Commercial
Contractors owned by or having an officer who is an engineer	X	
Contractors owned by or having an officer who is an architect	X	
Plumbing contractors	X	X
Electrical contractors	X	X
Boiler contractors		X
Elevator contractors		X
Renewable energy contractors		X
Pump installation contractors		X
Limited sign contractors		X
Developers	X	X

Exempt: Post-rulemaking		
	Residential	Commercial
Contractors owned by or having an officer who is an engineer	X	X
Contractors owned by or having an officer who is an architect	X	X
Plumbing contractors plus contractors owned by or having an officer or an employee who is a plumber	X	X
Electrical contractors plus contractors owned by or having an officer or an employee who is an electrician	X	X
Boiler contractors	X	X
Elevator contractors	X	X
Renewable energy contractors	X	X
Pump installation contractors	X	X
Limited sign contractors	X	X
Developers	X	X
Home inspectors*	X	
Master builders*	X	
Landscape contractors who are construction contractors	X	X

*Can only hold residential endorsement

CONSTRUCTION CONTRACTORS BOARD

201 High St SE Suite 600
PO Box 14140
Salem OR 97309-5052
503-378-4621
503-373-2007 FAX



Board Memo

To: Construction Contractors Board
From: Leslie Culpepper
Hearing Officer
Date: April 15, 2016
Subject: Presiding Officer's Report on Rulemaking Hearing and Public Comment Period

Hearing Date: April 15, 2016

Hearing Location: 201 High St SE, Suite 600, Salem, Oregon

Public Hearing

The rulemaking hearing on the proposed rules was convened at 10:00 a.m. on Friday, April 15. No one signed up to present oral or written comment at the hearing. The hearing was adjourned by 11:00 a.m.

Written Comments

During the public comment period, we received a written statement from Timothy Codiga, a Building Inspector in Yamhill County. Mr. Codiga advocated for additional exemptions for licensed building, plumbing, mechanical, plans examiner, fire life safety inspectors and state of Oregon licensed building officials who also hold a CCB contractors license.

The public comment period closed at 5:00 p.m. on Friday, April 15. No other written comments were received during that time.

Presiding Officer Report form.docx