



CONTRACTORS STATE LICENSE BOARD

9821 Business Park Drive, Sacramento, California 95827
Mailing Address: P.O. Box 26000, Sacramento, CA 95826
800.321.CSLB (2752) | www.cslb.ca.gov | CheckTheLicenseFirst.com

STATE OF CALIFORNIA
Governor Edmund G. Brown Jr.

March 4, 2015

Office of Administrative Law
Elizabeth A. Heidig, Senior Staff Counsel

Subject: ctu2015-0106-01_Doyle
B – General Building Contractor

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

MAR 9 2015

2:22 PM

I, Cindi Christenson, am the Registrar of the Contractors State License Board. I am empowered and am making this certification pursuant to Title 1, California Code of Regulations, Section 280.

I hereby certify that the Contractors State License Board will not issue, use, enforce, or attempt to enforce the alleged underground regulation as identified in the attached notice "Exhibit A" (attached).

Dated: March 4, 2015

Cindi Christenson, Registrar
Contractors State License Board

EXHIBIT "A"

B – General Building Contractor

Acceptable B – General Building Contractor experience includes trades which are "significant components" of B work and makes a building or structure habitable. These trades include **CONCRETE & MASONRY** (includes but is not limited to slab foundations, tilt-ups concrete decks, masonry stem wall foundations and/or basements), **ELECTRICAL** (includes power plants/stations or substations, commercial, industrial and residential wiring, devices and controls), **FRAMING** (includes but is not limited to rough and finish carpentry [wood and/or structural steel], raised foundations, decking, gazebos, trellises, enclosures and roof framing and/or roof sheathing repairs), **HEATING, VENTILATING AND AIR CONDITIONING** (includes radiant heating systems) **ROOFING** and **PLUMBING** (includes but is not limited to gas and water, radiant heating systems, septic tank and other underground and above ground storage tanks and boilers). **[Experience in framing and at least any two (2) of these trades must be claimed in your application in order to qualify for the B license.]**

Unacceptable experience, for example, includes claiming three unrelated minor trades such as "DRYWALL, LANDSCAPING and FLOORING" or "FENCING, INSULATION and PAINTING" OR "SHEETMETAL, PLASTERING AND SOLAR" or any combination and not claiming at least two other significant building trades.

PETITION TO THE OFFICE OF ADMINISTRATIVE LAW

RE: Alleged Underground Regulation

FROM: JOHN C. DOYLE (Petitioner)DATE: 1/6/15

Use of this form is optional. It requests the information required by California Code of Regulations, title 1, section 260, for a petition challenging an alleged underground regulation. Although you are not required to use this specific form, the mandatory information required by California Code of Regulations, title 1, section 260, including the supporting documentation, must be included in your petition. If you create a separate petition, or if you use this form and need to add extra pages, be sure that each page is labeled clearly.

1. Identifying Information:

Your name: JOHN DOYLEYour address: 77564 B COUNTRY CLUB DR # 368 B, PALM DESERT
CA, 92211Your telephone number (if you have one): 760-391-0590Your email (if you have one): JOHN@COMPLETEMECHANICALSERVICE.COM2. State agency or department being challenged: CSLB

3. Provide a complete description of the purported underground regulation. Attach a written copy of it. If the purported underground regulation is found in an agency manual, identify the specific provision of the manual alleged to comprise the underground regulation. Please be as precise as possible.

SEE ATTACHED DOCUMENT AS EXHIBIT "A".
THIS IS BEING USED INTERNALLY @ THE CSLB.
UNABLE TO FIND THIS IN ANY CSLB LAWS
OR REGULATIONS. THIS VIOLATES AN ACTUAL
REGULATION. SEE ATTACHED DOCUMENT EXHIBIT "B"
FOR CURRENT LAWFUL REGULATION

4. Provide a description of the agency actions you believe demonstrate that it has issued, used, enforced, or attempted to enforce the purported underground regulation.
IN SEVERAL APPLICATIONS THAT HAVE ALREADY BEEN DENIED & CURRENTLY UNDER INVESTIGATION WITH THE CSLB.

5. State the legal basis for believing that the guideline, criterion, bulletin, provision in a manual, instruction, order, standard of general application, or other rule or procedure is a regulation as defined in Section 11342.600 of the Government Code AND that no express statutory exemption to the requirements of the APA is applicable.
I WAS PERSONALLY INFORMED BY THE INVESTIGATOR ON MY APPLICATION THAT THEY USE THIS AS THEIR INTERNAL GUIDELINE & I ASKED HIM TO SEND ME A COPY.

6. Provide information demonstrating that the petition raises an issue of considerable public importance requiring prompt resolution.
~~THE~~ THE INTERNAL ~~REG~~ UNDERGROUND REGULATION IS PREVENTING PEOPLE FROM BECOMING LICENSERS & CAUSING PEOPLE TO WORK WITHOUT A LICENSE & NOT REGULATED PROPERLY & SLOWING ECONOMIC GROWTH

7. (Optional) Please attach any additional relevant information that will assist OAL in evaluating your petition.
EXHIBIT "C" IS THE FAX COVER I SENT WITH ALL THIS TO THE CSLB

8. Certifications:

I certify that I have submitted a copy of this petition and all attachments to the state agency which has issued, used, enforced, or attempted to enforce the purported underground regulation:

Name of person in agency whose rule you are challenging to whom petition was sent: CINDI A. CHRISTENSON

Title: REGISTRAR OF CONTRACTORS

Address: 9821 BUSINESS PARK DR
SACRAMENTO, CA 95827

Telephone number:

Please note that if the state agency whose rule you are challenging is the California Department of Corrections and Rehabilitation (CDCR) or any prison or facility within the CDCR, the correct address to which to send a copy of the petition is:

Regulations and Policy Management Branch
CDCR
P.O. Box 942883
Sacramento, CA 94283-0001

Additional information, including OAL's recommendations for submitting a petition, may be found on the OAL web site at www.oal.ca.gov.

If you have additional questions, contact the OAL Reference Attorney by calling (916) 323-6815, or by sending an e-mail message to staff@oal.ca.gov.

Deliver this petition, along with all supporting information, to:

Office of Administrative Law
300 Capitol Mall, Suite 1250
Sacramento, CA 95814
Attention: Chapter 2 Compliance Unit

You may also fax your petition to 916-323-6826 or email it to staff@oal.ca.gov

Revised: 11-26-2012

EXHIBIT "A"**B – General Building Contractor**

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EXHIBIT "B"

[Home](#) | [About Us](#) | [Library](#) | [Licensing Classifications](#) | **B - General Building Contractor**

B - General Building Contractor

Business & Professions Code
Division 3, Chapter 9. Contractors, Article 4. Classifications

7057. (a) Except as provided in this section, a general building contractor is a contractor whose principal contracting business is in connection with any structure built, being built, or to be built, for the support, shelter, and enclosure of persons, animals, chattels, or movable property of any kind, requiring in its construction the use of at least two unrelated building trades or crafts, or to do or superintend the whole or any part thereof.

This does not include anyone who merely furnishes materials or supplies under Section 7045 without fabricating them into, or consuming them in the performance of the work of the general building contractor.

(b) A general building contractor may take a prime contract or a subcontract for a framing or carpentry project. However, a general building contractor shall not take a prime contract for any project involving trades other than framing or carpentry unless the prime contract requires at least two unrelated building trades or crafts other than framing or carpentry, or unless the general building contractor holds the appropriate license classification or subcontracts with an appropriately licensed specialty contractor to perform the work. A general building contractor shall not take a subcontract involving trades other than framing or carpentry, unless the subcontract requires at least two unrelated trades or crafts other than framing or carpentry, or unless the general building contractor holds the appropriate license classification. The general building contractor may not count framing or carpentry in calculating the two unrelated trades necessary in order for the general building contractor to be able to take a prime contract or subcontract for a project involving other trades.

(c) No general building contractor shall contract for any project that includes the "C-16" Fire Protection classification as provided for in Section 7026.12 or the "C-57" Well Drilling classification as provided for in Section 13750.5 of the Water Code, unless the general building contractor holds the specialty license, or subcontracts with the appropriately licensed specialty contractor.

(Amended by Stats. 1997, Chapter 812 (SB 857).)



[Laws](#)

[Forms and Applications](#)

[Board Members](#)

[Employment Opportunities](#)

FAX

To: Cindi A Christenson **From:** John Doyle

Fax: 916-255-3933 **Pages:** 6

Phone: 916-255-4632 **Date:** 1.6.2014

Re: Office of Administrative Law Underground **CC:** Office of Administrative Law
Regulations

Urgent For Review Please Comment Please Reply Please Recycle

Comments:

Please be sure that this reaches the Registrar Of Contractors and she may contact me at 760-972-8068 or by cell at 760-391-0590 or email me at John@CompleteMechanicalService.com

EXHIBIT "C"

1.6.2014



Last Transmission

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Jan.06.2015 06:12 PM

Name : Complete Mechanical Service

Tel : 17603092346

Date	Time	Type	ID	Duration	Pages	Result
Jan.06	06:10PM	Send	19162553933	02:11	6	OK