

## Idaho Contractors Board

### Board/Commission Members:

- Gary R. Bond, Twin Falls – Chair
- J. Robert Pilote, Caldwell
- Dave S. Shurtleff, Boise – Public Member
- Rodney Underhill, Rathdrum
- Todd B. Webb, Idaho Falls

**Board/Commission Composition:** The Board consists of five (5) members: four (4) registered contractors and one (1) member of the public. The four contractors are appointed as follows: one (1) contractor to be from Idaho, Lewis, Nez Perce, Clearwater, Latah, Benewah, Boundary, Shoshone, Kootenai or Bonner Counties; one (1) contractor to be from Lemhi, Butte, Clark, Fremont, Jefferson, Madison, Teton, Bonneville, Bingham, Caribou, Bear Lake, Franklin, Oneida, Power or Bannock Counties; one (1) contractor to be from Elmore, Ada, Canyon, Boise, Gem, Payette, Washington, Adams or Valley Counties; and one (1) contractor to be from Blaine, Camas, Cassia, Custer, Gooding, Jerome, Lincoln, Minidoka or Twin Falls Counties. Board members serve a term of four (4) years. Idaho Code [§ 54-5206](#).

**Operating costs per registrant: \$38.52.** This number represents the dollar amount required annually to serve each applicant or registrant based on the average number of registrants and the average expenditures since Fiscal Year 2014. This includes all administrative, fiscal, legal and investigative services.

**Total number** of registrants in Idaho on May 19, 2018: **17,649**.

For the Idaho Contractors Board, the **shortest time** from complete application to issuing a registration was the **same day** for both individual registrants and entity registrants. The **longest time** from complete application to issuing a registration was **34 days** for individuals and **29 days** for entities. Of all individual registrations, **90.7 percent** were issued the **same day**. Of all entity registrations, **94.8 percent** were issued the **same day**. The **average time** from complete application to issuing a registration was **0.6 days**. The Board issued **2,856 registrations** between May 19, 2017 and May 19, 2018.

**Note:** All Board meetings are subject to Idaho's Open Meeting Law. The law requires a minimum of five (5) calendar days' notice for regular meetings, and a forty-eight (48) hour notice for the agenda. Special meetings require twenty-four (24) hour meeting and agenda notice. Idaho Code [§ 74-204](#).

Idaho Contractors Board

**A. Index of Statute, Rule, and Policy Requirements for Licensure and Renewal**

		<b>Statute</b> <a href="#">Title 54,</a> <a href="#">Chapter 52</a>	<b>Rule</b> <a href="#">IDAPA</a> <a href="#">24.21.01</a>	<i>*Policy</i>	<b>Application</b>	<b>Basis to Deny Issuance or Renewal</b>	<b>Fees</b>
Individual Contractor	Issuance for Initial Registration	<a href="#">I.C. § 54-5210</a>	IDAPA <a href="#">24.21.01.150</a> and <a href="#">24.21.01.165</a>	*	<a href="#">Application</a>	IDAPA <a href="#">24.21.01.165</a> , and I.C. <a href="#">§§ 54-5210</a> and <a href="#">54-5215</a>	<a href="#">\$35 Original Application Fee</a>
	Renewal Requirements	<a href="#">I.C. § 54-5211</a>	IDAPA <a href="#">24.21.01.200</a>	*		IDAPA <a href="#">24.21.01.165</a> , and I.C. <a href="#">§§ 67-2614</a> and <a href="#">54-5215</a>	<a href="#">\$35 Renewal Fee</a>
Entity Contractor	Issuance for Initial Registration	<a href="#">I.C. § 54-5210</a>	IDAPA <a href="#">24.21.01.150</a> and <a href="#">24.21.01.165</a>	*	<a href="#">Application</a>	IDAPA <a href="#">24.21.01.165</a> , and I.C. <a href="#">§§ 54-5210</a> and <a href="#">54-5215</a>	<a href="#">\$35 Original Application Fee</a>
	Renewal Requirements	<a href="#">I.C. § 54-5211</a>	IDAPA <a href="#">24.21.01.200</a>	*		IDAPA <a href="#">24.21.01.165</a> , and I.C. <a href="#">§§ 67-2614</a> and <a href="#">54-5215</a>	<a href="#">\$35 Renewal Fee</a>

*\*All of the Board's requirements for licensure and renewal are in statute or rule. The Board does not have any requirements in policy.*

## Idaho Contractors Board

### B. Applications and Renewals Denied, May 19, 2017 through May 19, 2018

Refusal to Issue Initial Registration [Total Number: 4]

	<b>Basis in Law/Rule</b>	<b>Summary of Factual Basis</b>
1	<a href="#">IDAPA 24.21.01.165.01</a>	Applicant did not meet the qualifications for registration based upon the nature of the felony conviction.
2	<a href="#">IDAPA 24.21.01.165.01</a>	Applicant did not meet the qualifications for registration based upon the nature of the felony conviction.
3	<a href="#">IDAPA 24.21.01.165.01</a>	Applicant did not meet the qualifications for registration based upon the nature of the felony conviction.
4	<a href="#">IDAPA 24.21.01.165.01</a>	Applicant did not meet the qualifications for registration based upon the nature of the felony conviction.

Refusal to Renew Registration [Total Number: 0]

	<b>Basis in Law/Rule</b>	<b>Summary of Factual Basis</b>
	None	

## Idaho Contractors Board

### C. Disciplinary Actions for the Last Five (5) Years\*\*

The Idaho Contractor Board received **1,578 complaints** from Fiscal Year 2013 through May 19, 2018. During this time frame, **922 complaints were closed** by the Board with no disciplinary action; **407 resulted in disciplinary action**; **74 were pending for legal review**; **166 remained under investigation**; and **9 awaited Board determination** for a final action.

*\*\*The detail provided below is only for disciplinary action closed between May 19, 2017 and May 19, 2018. Cases are not always closed within the same fiscal year they are opened, and sometimes multiple complaints are included in one disciplinary action. The Board's full [disciplinary action information](#) is available online.*

Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2016-076	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.
CON-2016-104	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5214(2)</a> and <a href="#">§ 54-5215(2)(h)</a> ;	Respondent admitted to performing construction work that substantially failed to meet the generally accepted standard of care; failed to display its contractor registration number on statutorily-required documents; and failed to provide a homeowner with consumer disclosures.
CON-2016-113	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5204(2)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5215(2)(g)</a>	Respondent failed to complete the punch list on a home, hired an unregistered subcontractor, failed to provide a homeowner with consumer disclosures, and failed to display its contractor registration number on statutorily-required documents.
CON-2017-007	7/12/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-011	10/10/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.
CON-2017-012	11/14/2017	Consent Order	I.C. <a href="#">§ 54-5214(2)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5209(2)</a> ; and <a href="#">§ 54-5215(2)(f)</a>	Respondent failed to prominently display his contractor registration number; failed to obtain a building permit for remodeling a homeowner's master bathroom; failed to post permits at the construction site; and engaged in conduct constituting a violation of public laws or ordinances relevant to contracting.
CON-2017-013	7/12/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.
CON-2017-014	7/12/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.
CON-2017-015	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.
CON-2017-017	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without being registered with the Board.
CON-2017-029	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; and <a href="#">§ 54-5215(2)(c)</a>	Respondent submitted a contractor registration application to the Board in which he falsely answered “no” to the question about receiving a conviction, finding of guilt, withheld judgment or suspended sentence for any felony in any jurisdiction.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-034	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5214(2)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5210(1)(d)</a> ; and <a href="#">§ 54-5215(2)(c)</a>	Respondent failed to prominently display his contractor registration number; failed to maintain sufficient worker's compensation insurance; and submitted a contractor registration application to the Board in which he falsely answered "no" to the question about receiving a conviction, finding of guilt, withheld judgment or suspended sentence for any felony in any jurisdiction.
CON-2017-037	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; and <a href="#">§ 54-5215(2)(d)</a>	Respondent failed to provide a certificate demonstrating he was adequately insured; engaged in contracting without being registered with the Board; and misrepresented himself as being registered in order to secure a building permit for construction.
CON-2017-038	9/13/2017	Final Board Order	I.C. <a href="#">§ 54-5204(1)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; and <a href="#">§ 54-5215(2)(b)</a>	Respondent engaged in contracting without being registered with the Board and to have failed to provide a homeowner with consumer disclosures.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-039	10/11/2017	Final Board Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondents engaged in contracting without ever having been registered with the Board.
CON-2017-048	9/13/2017	Final Board Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-049	9/13/2017	Final Board Order	I.C. <a href="#">§ 54-5214(2)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; <a href="#">§ 54-5215(2)(c)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; and <a href="#">§ 54-5215(2)(h)</a>	Respondent failed to prominently display his contractor registration number; failed to provide a homeowner with consumer disclosures; provided a false address on his registration application; failed to obtain a building permit; refused to honor the warranty on the work; and performed construction work that substantially failed to meet the generally accepted standard of care.
CON-2017-054	7/12/2017	Final Board Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(c)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5215(2)(f)</a>	Respondent submitted a contractor registration application to the Board in which he falsely answered “no” to the question about receiving a conviction, finding of guilt, withheld judgment or suspended sentence for any felony in any jurisdiction; dealt dishonorably with Complainant; failed to provide a homeowner with consumer disclosures.
CON-2017-056	12/13/2017	Consent Order	<a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent failed to return a homeowner’s funds and failed to prominently display his contractor registration number.

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<b>Case No.</b>	<b>Date of Final Action</b>	<b>Action Taken</b>	<b>Statutory Basis</b>	<b>Summary of Factual Basis</b>
CON-2017-057	8/9/2017	Consent Order	I.C. <a href="#">§ 54-5214(2)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; and <a href="#">§ 54-5215(2)(g)</a>	Respondent failed to prominently display his contractor registration number; failed to provide a homeowner with consumer disclosures; failed to obtain a building permit; and misrepresented the warranty on the work.
CON-2017-058	9/13/2017	Final Board Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without ever having been registered with the Board, and falsely answered "no" to the questions on the registration application about being the subject of a pending disciplinary action or investigation and about ever having received a conviction, finding of guilt, withheld judgment or suspended sentence for any felony in any state.
CON-2017-060	7/12/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-063	7/12/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent damaged a vehicle during the course of construction, but refused to provide insurance information or pay vehicle repair costs, and failed to prominently display his contractor registration number.
CON-2017-064	7/12/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without having been registered with the Board.



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<b>Case No.</b>	<b>Date of Final Action</b>	<b>Action Taken</b>	<b>Statutory Basis</b>	<b>Summary of Factual Basis</b>
CON-2017-074	11/15/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent failed to obtain a building permit; failed to provide a homeowner with consumer disclosures; and failed to prominently display his contractor registration number.
CON-2017-075	11/15/2017	Final Board Order	I.C. <a href="#">§ 54-5204(1)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; <a href="#">§ 54-5209(2)</a> ; and <a href="#">§ 54-5215(2)(f)</a>	Respondent engaged in contracting without having been registered with the Board; failed to provide a homeowner with consumer disclosures; and failed to obtain a building permit.
CON-2017-077	9/13/2017	Consent Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-079	11/15/2017	Final Board Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without ever having been registered with the Board.
CON-2017-084	8/9/2017	Final Board Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; <a href="#">§ 54-5204(1)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent failed to complete work or provide a refund; failed to obtain a building permit; engaged in contracting without having been registered with the Board; failed to provide a disclosure statement; and failed to prominently display his contractor registration number.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-085	10/10/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without ever having been registered with the Board.
CON-2017-086	11/12/2017	Final Board Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-087	9/13/2017	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2017-089	10/10/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5214(2)</a> ; and <a href="#">§ 54-5215(2)(b)</a>	Respondent failed to pay a subcontractor; failed to prominently display his contractor registration number; and failed to provide consumer disclosures.
CON-2017-090	10/10/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5204(1)</a> ; <a href="#">§ 54-5215(2)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent engaged in the business of contracting without being registered with the Board; provided false information and failed to disclose information on the registration application; and failed to prominently display his contractor registration number.
CON-2017-092	8/9/2017	Final Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-093	10/10/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-096	12/13/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-097	2/13/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; <a href="#">§ 54-5214(2)</a> ; and <a href="#">§ 54-5215(2)(b)</a>	Respondent failed to complete work or provide a refund; failed to prominently display his contractor registration number; and failed to provide homeowners with consumer disclosures.
CON-2017-098	2/13/2018	Final Board Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without ever having been registered with the Board.
CON-2017-099	6/20/2017	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2017-100	1/19/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5204(1)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5215(2)(h)</a>	Respondent engaged in contracting without having been registered with the Board; failed to provide a homeowner with consumer disclosures; and performed construction work that substantially failed to meet the generally accepted standard of care.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-101	1/19/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; <a href="#">§ 54-5215(2)(b)</a> <a href="#">§ 54-5209(2)</a> ; and <a href="#">§ 54-5215(2)(f)</a>	Respondent made false statements to the homeowner through the construction process; failed to pay subcontractors and for materials; failed to provide consumer disclosures; and failed to obtain required permits.
CON-2017-103	8/9/2017	Final Board Order	I.C. <a href="#">§ 54-5210(1)(e)</a> ; <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2017-104	11/15/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without ever having been registered with the Board.
CON-2017-105	12/14/2017	Final Order	I.C. <a href="#">§ 54-5204(1)</a> ; and <a href="#">§ 54-5215(2)(a)</a>	Respondent engaged in contracting without ever having been registered with the Board.
CON-2017-106	6/20/2017	Final Order	I.C. <a href="#">§ 54-5215(2)</a> and <a href="#">§ 54-5215(2)(h)</a>	Respondent performed substandard work and failed to obtain building permits.
CON-2017-107	11/15/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without having been registered with the Board, and provided false information on his registration application.
CON-2017-111	6/8/2017	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2017-113	7/24/2017	Consent Order	I.C. <a href="#">§ 54-5207</a>	Respondent violated a final order of the Board imposed in a disciplinary action.
CON-2017-114	4/11/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; and <a href="#">§ 54-5215(2)(b)</a>	Respondent failed to procure and post a required building permit; failed to provide a homeowner with consumer disclosures; and failed to prominently display his contractor registration number.
CON-2017-115	2/13/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; and <a href="#">§ 54-5215(2)(b)</a>	Respondent failed to pay suppliers for concrete materials and supplies, which resulted in the suppliers filing liens on the properties of eight (8) of Respondent's customers, and failed to provide consumer disclosures.
CON-2017-117	8/9/2017	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> ; <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was terminated, and respondent failed to provide proof of coverage.
CON-2017-118	12/13/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without having been registered with the Board.
CON-2017-119	4/11/2018	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5204(1)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; <a href="#">§ 54-5215(2)(h)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent practiced contracting on an expired registration; failed to obtain a building permit; ignored inspections noting damage to the plywood sheathing on the Complainant's roof; failed to meet the generally accepted standard of care in performing roofing work; failed to provide consumer disclosures, and failed to prominently display his contractor registration number.

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<b>Case No.</b>	<b>Date of Final Action</b>	<b>Action Taken</b>	<b>Statutory Basis</b>	<b>Summary of Factual Basis</b>
CON-2017-121	5/31/2017	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2017-123	6/8/2017	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2017-124	2/13/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(h)</a> ; <a href="#">§ 54-5215(2)(g)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; <a href="#">§ 54-5214(2)</a> ; and <a href="#">§ 54-5210(1)(e)</a>	Respondent substantially failed to meet the generally accepted standard of care in the practice of contracting; failed to honor the contract with Complainant; failed to obtain a required building permit; failed to prominently display his contractor registration number; and failed to maintain required insurance coverage.
CON-2018-004	4/11/2018	Final Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5204(1)</a> <a href="#">§ 54-5215(2)(h)</a> <a href="#">§ 54-5209(2)</a> ;and <a href="#">§ 54-5215(2)(f)</a>	Respondent engaged in contracting without having been registered with the Board; substantially failed to meet the generally accepted standard of care in the practice of contracting; and failed to obtain a required permit.

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Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2018-006	2/13/2018	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5215(2)(h)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent substantially failed to meet the generally accepted standard of care in the practice of contracting and failed to prominently display his contractor registration number.
CON-2018-008	1/19/2018	Final Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance and worker's compensation insurance were terminated, and Respondent failed to provide proof of coverage.
CON-2018-012	2/13/2018	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> ; <a href="#">§ 54-5209(2)</a> ; <a href="#">§ 54-5215(2)(f)</a> ; <a href="#">§ 54-5215(2)(b)</a> ; and <a href="#">§ 54-5214(2)</a>	Respondent failed to obtain a required permit; failed to provide consumer disclosures; and failed to prominently display his contractor registration number.
CON-2018-013	12/13/2017	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent contracted with a subcontractor that was not registered with the Board.
CON-2018-014	8/24/2017	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2018-015	4/11/2018	Consent Order	I.C. <a href="#">§ 54-5215(2)(a)</a> and <a href="#">§ 54-5204(1)</a>	Respondent engaged in contracting without having been registered with the Board.

**Idaho Contractors Board**

<b>Case No.</b>	<b>Date of Final Action</b>	<b>Action Taken</b>	<b>Statutory Basis</b>	<b>Summary of Factual Basis</b>
CON-2018-031	4/11/2018	Final Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2018-033	5/8/2018	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2018-041	2/13/2018	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2018-042	2/13/2018	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2018-051	5/8/2018	Consent Order	I.C. <a href="#">§ 54-5210(1)(e)</a> and <a href="#">§ 54-5215(2)(a)</a>	Respondent's general liability insurance was cancelled or terminated, and Respondent failed to provide proof of coverage.
CON-2018-036	12/19/2017	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.



## Idaho Contractors Board

Case No.	Date of Final Action	Action Taken	Statutory Basis	Summary of Factual Basis
CON-2018-060	2/7/2018	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2018-061	2/27/2018	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2018-062	3/7/2018	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2018-067	3/29/2018	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.
CON-2018-081	4/25/2018	Suspended	I.C. <a href="#">§ 7-1406</a> – Family Law License Suspensions Act	Department of Health and Welfare, Child Support Services - Order of License Suspension.

## Idaho Contractors Board

### D. Changes or Attempted Changes in the Last Five (5) Years to Eliminate Barriers to Entry

#### Law and Rule

Session	Legislation or Rule	Summary
None		

#### Policy

Date	Policy	Summary
June 2010	Application Approval	<p>The Board implemented a policy to allow staff to issue a registration to applicants who submit a complete application, meet all requirements under I.C. <a href="#">§ 54-5210</a>, and do not have a felony or disciplinary action listed on the application.</p> <p><b>Impact:</b> Contractors can quickly get to work.</p>
May 2015	Felony Exemption	<p>The Board reached out to the Department of Correction to set up a process with Pardons and Parole to assist applicants in getting to work while still ensuring public protection.</p> <p><b>Impact:</b> Removes barriers to individuals reentering the workforce.</p>

Additional Barriers Eliminated/Opportunities Provided

Date	Barriers/Opportunities	Summary
2017	Implemented Idaho Code for military service and added it to the Board's website	<p><a href="#">I.C. § 67-2620</a> For military service members and veterans, the Board added to its website a link to a law that says the Board may accept military training and experience toward qualification for licensure. <b>The law states that professional and occupational licensing boards may accept military education, training, and experience toward meeting the qualifications for a license, certification or registration.</b> Boards may also expedite applications, including military spouse applications.</p> <p><a href="#">I.C. § 67-2602A</a> Additionally, if a licensee already holds an active Idaho license and is on active duty in the United States Armed Forces, that license will remain active without renewing it <b>for six (6) months following discharge from active duty. The license shall remain in good standing without the necessity of renewal and during said period the same shall not be cancelled, suspended or revoked.</b></p>
2015	I.C. <a href="#">§ 67-2614</a>	<p>Set the reinstatement fee to \$35 and eliminated the requirement that, in addition to the reinstatement fee, the registrant had to include payment of the license fees for all of the years the license had been expired.</p> <p><b>Impact:</b> Eliminated fees for those whose registrations had expired within the last five (5) years.</p>
2009	<a href="#">House Bill 109</a>	A contractor's general liability company and policy number were made available to persons or their insurers who state they possess a claim against the contractor.

Additional Barriers Eliminated/Opportunities Provided (continued)

Date	Barriers/Opportunities	Summary
2008	<a href="#">Docket No. 24-2101-0701</a>	<p>The Board proposed, and the Legislature approved, a rule to allow for an exemption review for applicant who had been convicted of a felony. It allows the applicant to provide information for the Board to consider including the severity or nature of the felony; the period of time that has passed since the felony was under review; the number or pattern of felonies or other similar incidents; the circumstances surrounding the crime that would help determine the risk of repetition; the relationship of the crime to the registered practice of construction; and the applicant's activities since the crime was under review, such as employment, education, participation in treatment, payment of restitution, or any other factors which may be evidence of current rehabilitation.</p> <p><b>Impact:</b> The Board can review applications based on the above considerations prior to issuing a registration. This rule helps ensure public protection while still providing opportunities to enter the profession.</p>
2005	<a href="#">House Bill 163</a>	<p>This bill removes members of the Idaho Contractors Board from the Public Employee Retirement System of Idaho (PERSI) by changing the payment they receive from compensation to an honorarium under I.C. <a href="#">§ 59-509</a>.</p>

## Idaho Contractors Board

### **E. Assessment of Public Interest**

In 2005 it was determined by the legislature that the practice of construction in the state of Idaho affects the public health, safety and welfare of its citizens. To protect the public, the Board was created to implement the Idaho Contractor Registration Act through registration and regulation of those providing contracting services in excess of \$2,000.00 in Idaho.

The Act provides a statewide approach to oversight rather than subjecting contractors to requirements that differ from local jurisdiction to local jurisdiction, and it allows consumers to research contractors who do business in more than one jurisdiction in the state. While the Act does not require an examination, minimum experience, or education qualifications, it does require the applicant provide proof of liability and workers compensation insurance prior to being issued a registration.

The consumer ultimately carries some level of responsibility for due diligence when hiring a contractor in Idaho. However, prior to the act there was no avenue for consumers to differentiate those contractors who lacked insurance coverage or had questionable practices from those who carried insurance protections and had proven reputations. Additionally, passage of the Act provided a way for consumers to file complaints against contractors, and the Board's disciplinary actions are available on the Idaho Contractors Board website so consumers have a means to cross reference individuals who may have had prior discipline or were previously registered under another business or entity name.

For the contractor, the application process is simple and affordable, assuring those who want a career in the industry are not restrained by burdensome regulations.

**F. Recommendations for Improvement, Modification, or Elimination of Requirements**

1. Review the Idaho Contractor Registration Act for non-standard, outdated language, and consider updating the act using the model law and rules templates.
2. Based on public comment, the Board continues to evaluate the Act and may visit with legislators about concerns the public has brought forward regarding the Act.

## Idaho Contractors Board

### Summary of Objectives

The Licensing Freedom Act asked that all of Idaho's professional licensing entities critically look at their processes, laws and rules. The goal is to document the elimination of barriers and make recommendations for future changes that improve, modify or eliminate laws and rules governing professional licensure. In response, the Idaho Contractors Board respectfully submits the above report and summarizes with a checklist to ensure all of the objectives were met:

- ✓ Objectives of Executive Order
  - ✓ Protect the public (*I.C. § 54-5202*)
  - Portability of licensure (*Idaho does not license; its registration is not accepted in any other state*)
  - ✓ Eliminate barriers to entry to work (*IDAPA 24.21.01.165 allows for exemptions, and the application approval process*)
  - ✓ Do away with unnecessary regulation (*IDAPA 24.21.01.165 allows for exemptions*)
  - ✓ Modernize licensure and regulatory requirements (*See Section F*)
  
- ✓ Comprehensive Review - consider some of the issues raised in the background material, such as,
  - Telework – Idaho has recently passed laws related to telehealth but other occupations may be facing similar issues regarding telework. (*Practicing contractors must be on-site*)
  - Distance/Online Learning/Testing – distance/online education and testing are increasingly available and may influence the resources that applicants or licensees can access to obtain education, continuing education or to test. (*Idaho has no requirements for testing or continuing education*)
  - ✓ Criminal History – What barriers or additional obstacles do applicants/licensees face who have a criminal conviction? Do our laws consider the relevance or proximity in time of a conviction to the individuals applying for licensure or for those currently in practice? (*IDAPA 24.21.01.165 allows for exemptions*)
  - Early Examination – What can be addressed in the timing of processes to eliminate unnecessary delays? (*Idaho does not test contractors*)
  - CE Hardship – Is there an allowance for extenuating circumstances? (*Idaho does not have continuing education for contractors*)
  - Temporary Permits – Are there opportunities to work while minimum requirements are being met? (*A registration can be issued the same day with a complete application and proper insurance certificates*)