

**PUBLIC WORKS CONTRACTORS LICENSE BOARD
VIDEOCONFERENCE MEETING**

Monday – October 7, 2019 – 9:30 a.m. (MDT)

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d’Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

MINUTES OF THE OCTOBER 7, 2019 MEETING

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but to record the significant features of those discussions.

Chairman Jim Roletto called the meeting to order at 9:37 a.m. (MDT)

Board Members Present:

Jim Roletto, Chairman
Joe Jackson, Vice-Chairman
Chuck Graves
Karen Echeverria
Brian Bailey
Evan Goodwin
Robbie Austin

DBS Staff Present:

Larry Jeffres, Regional Manager, Region 1
Patrick J. Grace, Regional Manager, Region 2
Adam Bowcutt, Regional Manager, Region 3
Renee Bryant, Administrative Assistant 2

◆ **Open Forum**

There were no new issues to discuss.

◆ **Approval of October 7, 2019 Agenda and July 15, 2019 Meeting Minutes**

MOTION: Karen Echeverria made a motion to approve the agenda and minutes as presented. Joe Jackson seconded. All in favor, motion carried.

◆ **Schedule 2020 Board Meetings**

The Board agreed to the following 2020 meeting dates: January 13, April 13, July 13, and October 5.

MOTION: Joe Jackson made a motion to approve the meeting dates as presented. Chuck Graves seconded. All in favor, motion carried.

◆ **Vote to Authorize Notice of Omnibus Rulemaking – Adoption of Pending Rule and Notice of Omnibus Fee Rulemaking – Adoption of Pending Fee Rule with regard to IDAPA 07.05.01 in docket numbers 07-0000-1900 and 07-0000-1900F**

Regional Manager Patrick J. Grace explained the background behind the Board adopting all public works codes as temporary and proposed rules at the May 2, 2019 special board meeting. The next stage of the rulemaking process is to adopt the rules as a “pending” status. Since the adoption of the proposed rules, the Division of Financial Management has

asked for additional red tape reduction cuts. The only substantive amendment made to IDAPA 07.05.01.200, *Type 4-Specialty Construction Categories*, is in .118 16800 *Electrical Specialty Contractor*. The word “specialty” has been changed to “limited” in the title to correspond with the statute. In IDAPA 07.05.01.201.02, *Construction Manager Licensing Fees*, the fee schedule has been converted into a table.

MOTION: Karen Echeverria made a motion to adopt the pending rules in docket numbers 07-0000-1900 and 07-0000-1900F as presented. Brian Bailey seconded. All in favor, motion carried.

◆ **Vote to Accept or Reject the Pending Rule for Docket Number 07-0501-1901, Which Reduces License Renewal Fees**

The Board approved the proposal to reduce license renewal fees, for a second time, at the July 2019 board meeting. A *Notice of Rulemaking – Proposed Rule* was published in the September 2019 Idaho Administrative Bulletin; offering the public an opportunity to comment. The Division did not receive any comments. The Board was asked to approve the fee portion of the proposal as a “pending” status; however, reject IDAPA 07.05.01.201.02 *Construction Manager Licensing Fees* as it is already covered in the Omnibus Rulemaking. For clarification, this will be a permanent reduction of license renewal fees.

MOTION: Karen Echeverria made a motion to accept docket number 07-0501-1901 with the exception of IDAPA 07.05.01.201.02, which the Board rejects. Joe Jackson seconded. All in favor, motion carried.

◆ **Lease Liability on Financial Statements**

After the July 2019 meeting, the Division met with Tyler Nyman, B.A. Harris, LLP. It is possible the new Generally Accepted Accounting Principles (GAAP) is going to require accountants to handle operating leases in the financials, which could have an adverse impact on some public works licensees and applicants by way of affecting their working capital. Regional Manager Grace stated based on existing rules, Administrator Chris L. Jensen is confident he can review financial statements on a case-by-case basis; making determinations about them if the applicant had indicated they are departing from the GAAP. The Division concluded it could possibly consider changing some definitions, as well as generate a policy. It was expressed there needs more thought and conversation on how to handle this issue.

◆ **Self-Perform Plumbing/HVAC/Electrical Work on a Bid**

A question arose if an individual has a type 1, 2 or 3 license and is going to self-perform the work, which normally requires a type 4-specialty license, does the person also need the specialty license. In most cases it is subbed to someone with the type 4-specialty license. Deputy Attorney General Spencer Holm reviewed the statute and rules, wrote an opinion and provided it to the Administrator. The conclusion was if an individual has a type 1, 2 or 3 license, it is all inclusive, and a type 4-specialty license is not required. The Board was asked to consider whether it would want to clarify the current rules or change them completely. The issue will be further discussed at January 2020 Board meeting.

ACTION: The topic *Self-Perform Plumbing/HVAC/Electrical Work on a Bid* will be placed as an informational item on the January 2020 Board Meeting Agenda.

◆ **Administrator Report**

Construction – There is no sign of construction slowing down. Over the last month, DBS has consistently received over 300 permits per day.

Veterans Cemetery – On October 10, 2019, the Idaho Division of Veterans Services will host a ceremonial groundbreaking in Blackfoot to commemorate the construction of Idaho’s second State Veterans Cemetery.

Idaho Central Credit Union (ICCU) Arena – The University of Idaho has broken ground on the new ICCU arena in Moscow, Idaho. The 4,200-capacity arena will be the new home for Vandal men’s and women’s basketball teams, as well as a gathering place for academic events, concerts and other special events. Projected completion is Fall 2021.

◆ **Adjournment**

MOTION: Karen Echeverria made a motion to adjourn the meeting. Joe Jackson seconded. All in favor, motion carried.

The meeting adjourned at 10:12 a.m. (MDT).

JIM ROLETTO, CHAIRMAN
PUBLIC WORKS CONTRACTORS
LICENSE BOARD

PATRICK J. GRACE, REG. MANAGER
DIVISION OF BUILDING SAFETY

DATE

12/18/2019rb

DATE