

APPENDIX D

SUMMARY OF STATE LAWS RELATING TO LICENSING CONTRACTORS

STATE	LICENSING AGENCY	SCOPE OF REQUIREMENT	EXAM	CRITERIA	CLASSIFICATIONS	PERIOD	CAUSES OF REVOCATION
ALASKA STAT. § 08.18.011- 171	Department of Community and Economic Development	Person who under- takes or offers to per- form or submits a bid to construct, alter, re- pair, move, or demol- ish a building, high- way, road, railroad, or any type of fixed struc- ture.	No	Surety bond and proof of insurance.	General Specialty Mechanical Residential Electrical		Failure to comply with in- surance and bond require- ment.
ARIZ. REV. STAT. § 32- 1101 to 32- 1169	Registrar of Contractors	Person who for com- pensation undertakes or offers to construct, alter, repair, add to, subtract from, im- prove, move, wreck, or demolish any building, highway, road, rail- road, excavation or other structure, proj- ect, development, or improvement.	May be re- quired.	1. Good standing with corporation com- mission. 2. Compliance with rules regarding workers' compensa- tion. 3. Submission of bond and fee. 4. Financial resources. 5. Good character and reputation.	General commer- cial building General dual li- censed General engi- neering General residen- tial Specialty commer- cial Specialty dual licensed Specialty residen- tial	2 years	1. Abandonment of contract. 2. Disregard of plans and specs. 3. Disregard of registrar's rules. 4. Disregard of rules re- garding social security, workers' compensation, or unemployment compensa- tion. 5. Failure to pay taxes. 6. Misrepresentation of ma- terial fact in obtaining li- cense. 7. Fraudulent act that re- sults in substantial injury to another. 8. Conviction of felony. 9. Failure to complete a proj- ect for the price stated/ 10. Aiding or abetting an unlicensed person to evade licensing law.

<p>ARK. CODE §§ 17-25-101 <i>et seq</i>; 17-25-301 <i>et seq</i>.</p>	<p>Contractors' Licensing Board</p>	<p>Person who for compensation, contracts to construct, erect, alter, or repair any building, highway, sewer, utility, grading, or any other improvement or structure on public or private property for lease, rent, resale, public access, where project is over \$20,000.</p>	<p>Yes</p>	<ol style="list-style-type: none"> 1. Experience. 2. Ability. 3. Character. 4. Manner of performance of previous contracts. 5. Financial condition. 6. Equipment. 7. Any fact tending to show ability and willingness to conserve public health and safety. 8. Default in complying with licensing laws or any other state laws. 	<p>1 year</p>	<ol style="list-style-type: none"> 11. Failure to pay bills for labor and materials when due and when able to pay, in excess of \$750. 12. Failure to comply with labor or safety codes. 13. False or deceptive advertising 14. Knowingly contracting beyond classification 15. Contracting while license suspended. <ol style="list-style-type: none"> 1. Fraud or deceit in obtaining a license. 2. Aiding or abetting any contractor or person to violate the provisions of this chapter. 3. Gross negligence. 4. Incompetence. 5. Misconduct in the conduct of the contractor's business. 	
<p>CAL. BUS. & PROF. CODE § 7000-7145.5</p>	<p>Contractors' State License Board Department of</p>	<p>All contractors, or anyone who for compensation undertakes, offers to undertake, or</p>	<p>Yes</p>	<p>Knowledge and experience in the classification applied for, and such general knowl-</p>	<p>General engineering General building</p>	<p>2 years</p>	<ol style="list-style-type: none"> 1. Abandonment of work without legal excuse 2. Diversion of funds.

5	Consumer Affairs	purports to have capacity to construct, alter, repair, add to, subtract from, improve, move, or demolish any building, highway, road, railroad, or other structure, project, development, or improvement.	edge of the building, safety, health, and lien laws of the state and of the administrative principles of the contracting business necessary for the safety and protection of the public; knowledge of pertinent state laws and the contracting business and trade.	Specialty building	<ol style="list-style-type: none"> 3. Fraud, gross negligence, or disregard of specifications or accepted trade standards. 4. Willful violation of building laws or rules of construction, labor, or safety. 5. Failure to carry workers' compensation insurance. 6. Failure to keep records. 7. Misrepresentation in obtaining license. 8. Aiding or entering into contract with unlicensed contractor. 9. Commission of crime related to duties as contractor. 10. Failure to complete work at specified price. 11. Aiding evasion of license law. 12. Failure to cooperate in investigation by Registrar. 13. Failure to pay bills.
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<p>CONN. GEN. STAT. §§ 20-341gg; ch. 393</p> <p>Conn. Regs. §§ 20:341gg-1 through 7</p>	<p>Department of Consumer Protection</p>	<p>Person doing construction, structural repair, structural alteration, dismantling or demolition of a structure or addition that exceeds statutory threshold limits.</p>	<p>No</p>	<ol style="list-style-type: none"> 1. Credit references. 2. References re work. 3. General liability insurance. 4. Certificate of good standing from Secretary of State if incorporated. 	<p>Major contractors</p>	<ol style="list-style-type: none"> 1. Conviction of a felony. 2. Gross incompetence. 3. Malpractice or unethical conduct. 4. Knowingly makes false, misleading, or deceptive representations regarding work. 5. Violation of regulations adopted under this chapter. 6. False statement in obtaining license. 7. Performing work beyond scope of license. 8. Employ unlicensed contractor. 	
<p>HAW. REV. STAT. §§ 444-1 to 444-36</p>	<p>Contractors Licensing Board</p>	<p>Person who undertakes to improve any realty or construct, alter, repair, add to, subtract from, improve, move, or demolish any building, highway, road, railroad, excavation, or other structure, project, development, or improvement, including specialty contractors and subcontractors.</p>	<p>May be required</p>	<ol style="list-style-type: none"> 1. Workers compensation insurance. 2. Liability insurance. 3. Bond. 	<p>General engineering General building Specialty</p>	<p>2 years</p>	<ol style="list-style-type: none"> 1. Dishonest, fraudulent, or deceitful acts. 2. Unfair or deceptive practice. 3. Abandonment of project without legal excuse. 4. Diversion of funds. 5. Willful disregard of plans and specifications. 6. Willful violation of law. 7. Failure to keep records. 8. Misrepresentation of material fact in obtaining license. 9. Failure to complete project for agreed price.

<p>IDAHO CODE §§ 54-1901 to 54-1924</p>	<p>Public Works Contractors License Board</p>	<p>Person who under- takes any construction, repair, or reconstruc- tion of any public work under contract with the state of Idaho or any agency or public or quasi public corpora- tion.</p>	<p>Yes</p>	<p>Such degree of experi- ence, and such general knowledge of the building, safety, health, and lien laws of the state, and of the rudimentary adminis- trative principles of the contracting busi- ness, as may be deemed necessary by the board for the safety and protection of the public; good character, shown by past performance of work and reputation for honesty and integ- rity; has never been refused a license or had a license revoked.</p>	<p>Six classes based on amount of work licensee may bid on: Class AAA—more than \$3 million AA—up to \$3 mil- lion A—up to \$1 mil- lion B—up to \$500,000 C—up to \$100,000</p>	<p>12 calen- dar months</p>	<ol style="list-style-type: none"> 10. Failure to pay bills. 11. Failure to carry workers compensation insurance. 12. Failure to complete with diligence. <ol style="list-style-type: none"> 1. Abandonment of project without legal excuse. 2. Diversion of funds or property received. 3. Willful disregard of plans or specifications. 4. Willful disregard of valid building laws, or safety, labor, or compensation insurance laws. 5. Material misrepresentation in obtaining a license. 6. Aiding or abetting an unlicensed person to evade provisions of this chapter. 7. Material failure to comply with this chapter. 8. Knowingly entering into contract with unlicensed contractor on public works project. 9. Willful failure without legal excuse to finish project with reasonable diligence, causing material injury to another. 10. Willful failure to pay for materials or services.
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IOWA CODE § 91C	Labor Commissioner, Division of Labor Services	Person who engages in business of construction as defined in IOWA ADMIN. CODE § 345-3.82(96).	No	Application and payment of fee; evidence of workers' compensation insurance; surety bond required for payment of taxes if out-of-state contractor for contracts in excess of \$5,000.	2 years	<p>11. Change in financial circumstances impairing financial responsibility.</p> <p>1. Violation of requirement that contractor be registered.</p> <p>2. Violation of requirement that registration information be substantially complete and accurate.</p> <p>3. Failure to file bond with the division of labor services (if out of state contractor).</p>
LA. REV. STAT. §§ 37:2150–37:2164	State Licensing Board for Contractors	Person who undertakes to or submits a bid to construct or supervise construction, alteration, repair, improvement, movement, demolition, or furnishing labor, for any building, highway, road, railroad, utility, grading, excavation, pipeline, housing, development, or other commercial construction of \$50,000 or more.	Yes, but may be waived	<p>1. Financial statement showing net worth of at least \$10,000.</p> <p>2. Examination, unless waived.</p>	1 year	<p>1. Dishonest or fraudulent act causing substantial damage to another.</p> <p>2. Willful misrepresentation of material fact in obtaining license.</p> <p>3. Willful failure to comply with this Chapter.</p> <p>4. Entering into contract with unlicensed contractor.</p> <p>5. Permitting contractor's license to be used by unlicensed person.</p> <p>6. Failure to maintain a qualifying party to represent the licensee.</p> <p>7. Insolvency or involuntary</p> <p>1. Building.</p> <p>2. Highway, street, and bridge.</p> <p>3. Heavy construction.</p> <p>4. Municipal and public works.</p> <p>5. Electrical.</p> <p>6. Mechanical.</p> <p>7. Plumbing.</p> <p>8. Hazardous materials.</p> <p>9. Specialty.</p> <p>10. Residential.</p>

<p>MISS. CODE § 31-3-1 to 31-3-23</p>	<p>State Board of Contractors</p>	<p>Person contracting or undertaking as prime contractor, subcontractor of any tier to do erection, building, con- struction, reconstruction, repair, maintenance, or related work on any public or private project.</p>	<p>Yes</p>	<ol style="list-style-type: none"> 1. Experience and ability. 2. Character. 3. Performance of previous contracts. 4. Financial condition. 5. Equipment. 6. Personnel. 7. Work completed and work on hand. 8. Default in complying with law. 9. Results of objective, standardized examinations. 	<p>1 year</p>	<p>cessation of business.</p> <ol style="list-style-type: none"> 8. Failure to continue to fulfill requirements for original licensure. 9. Problems relating to ability to engage in business of contracting, as demonstrated by prior experience. 10. Disqualification or debarment by any public entity. <p>Finding of nonresponsibility.</p>
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<p>NEV. REV. STAT. §§ 624.040 – 624.361</p>	<p>State Contractors' Board</p>	<p>Person who for compensation undertakes or submits a bid to construct, alter, repair, add to, subtract from, improve, move, wreck, or demolish any building, highway, road, railroad, excavation, or other structure, project, development, or improvement.</p>	<p>Yes</p>	<ol style="list-style-type: none"> 1. Financial responsibility; experience; knowledge of building, safety, health, and state lien laws; and qualifications of the applicant. 2. Proof of industrial insurance. 3. Good character. 4. Surety bond. 	<p>General engineering General building Specialty</p>	<p>1 year</p>	<ol style="list-style-type: none"> 1. Abandonment of project. 2. Disregard of plans or specifications. 3. Diversion of funds. 4. Failure to maintain records. 5. Failure to maintain bond. 6. Failure to establish financial responsibility. 7. Misuse of license or evasion of law. 8. Acting beyond scope of license. 9. Contracting with unlicensed person. 10. Fraudulent or deceptive act; criminal conviction.
<p>N.C. GEN. STAT. § 87-1 to 15.1</p>	<p>State Licensing Board for General Contractors</p>	<p>Person who for compensation bids upon or constructs or manages construction of any building, highway, public utilities, grading or any improvement or structure costing \$30,000 or more.</p>	<p>Yes</p>	<ol style="list-style-type: none"> 1. Good character. 2. Competency and ability. 3. Integrity. 4. Financial responsibility. 5. Has not committed act that would be grounds for suspension or revocation of license. 6. Has not committed act of dishonesty, fraud, or deceit. 7. Has never been refused a license as a general contractor nor had such 	<p>Building Residential Highway Public Utilities Specialty</p>	<p>1 year</p>	<ol style="list-style-type: none"> 1. Fraud or deceit in obtaining a license. 2. Gross negligence. 3. Incompetency. 4. Misconduct. 5. Willful violation of any provision of this Article.

license revoked in any state.

8. Has not been convicted of felony involving moral turpitude, relating to building or contracting, or involving embezzlement or misappropriation of funds or property.

N.D. CENT. CODE 43-07	Secretary of State	Person who constructs, repairs, alters, dismantles, or demolishes any highways, roads, streets, buildings, airports, dams, drainage or irrigation facilities, utilities, and all other structures, projects, developments, or improvements over \$2,000.	No	<ol style="list-style-type: none"> 1. Experience and qualifications, under oath. 2. Liability insurance. 3. Workers' compensation insurance. 	<p>Class A—no dollar limit.</p> <p>Class B—up to \$250,000.</p> <p>Class C—up to \$120,000.</p> <p>Class D—up to \$50,000.</p>	1 year	<ol style="list-style-type: none"> 1. Abandonment of contract without legal excuse. 2. Diversion of funds or property. 3. Committing any fraudulent act in which another is injured. 4. False statement in application for license.
S.C. CODE §§ 40-11-5 to 40-11-430	Contractor's Licensing Board	General or mechanical contracting work, the cost of which is greater than \$5,000.	Yes	<ol style="list-style-type: none"> 1. Financial condition and bank reference. 2. Qualifying party who is full time employee and certified in classification. 	<p>General</p> <p>Mechanical groups setting contract limits are based on contractor's net worth.</p>	2 years	<ol style="list-style-type: none"> 1. Negligence or incompetence. 2. Abandonment of a contract without legal excuse. 3. Fraud or deceit in obtaining a license or certification. 4. Violation of licensing laws. 5. Conviction of forgery, embezzlement, or similar crime.

<p>TENN. CODE §§ 62-6-101 to 62-6-132</p>	<p>State Board for Licensing Contractors</p>	<p>Person who under- takes to or submits bid to construct or super- vise construction, al- teration, repair, im- provement, movement, demolition, or fur- nishing labor to install material or equipment for any building, highway, railroad, sewer, grading, exca- vation, pipeline, public utility structure, housing, or improve- ment; \$25,000 or more.</p>	<p>Written and/or oral</p>	<ol style="list-style-type: none"> 1. Letter of reference from past client, employer, or codes administration official. 2. Financial statement. 3. Affidavit that applicant is not performing construction work and has not offered to perform work exceeding \$25,000. 	<ol style="list-style-type: none"> 1. Commercial 2. Industrial 3. Heavy 4. Highway 5. Municipal & Utility 6. Mechanical 7. Electrical 8. Environmental 9. Residential 	<p>2 years</p>	<ol style="list-style-type: none"> 6. Conviction of crime involving moral turpitude in connection with contract. 7. False, misleading, or deceptive advertising. 8. Failure to obtain a building permit. 9. Failure to maintain net worth requirements. 10. Contracting outside classification. <ol style="list-style-type: none"> 1. Gross negligence. 2. Incompetence. 3. Fraud, dishonest dealing, and/or misconduct in contracting. 4. Failure to observe the terms and conditions of license.
<p>UTAH CODE § 58-55-101 to 58-55- 604</p>	<p>Construction Services Commission</p>	<p>Any person who for compensation other than wages as an employee undertakes any work in the construction, plumbing, or electrical trade.</p>	<p>Yes</p>	<ol style="list-style-type: none"> 1. Financial responsibility. 2. Knowledge and experience in the construction industry and knowledge of the principles of contracting 	<ol style="list-style-type: none"> 1. General building. 2. General engineering. 3. Electrical. 4. Plumbing. 	<p>2 years</p>	<ol style="list-style-type: none"> 1. Unlawful or unprofessional conduct.

				business reasonably necessary for protection of the public.	5. Residential. 6. Specialty.		
VA. CODE §§ 54.1-1100 to 54.1-1117 18 VA. ADMIN CODE 50.22	Board for Contractors	Person that for compensation undertakes to bid upon contracts for performing, managing, or superintending the construction, removal, repair, or improvement of any building or structure.	Oral or written	1. Past performance record. 2. Compliance with contracting and business laws. 3. Financial information.	Class A—single projects of \$70,000 or more, or total in one year or \$500,000 or more. Class B—single projects \$7,500 but less than \$10,000, or total in one year between \$150,000 and \$500,000. Class C—projects over \$1,000 but less than \$7,500, or total in one year under \$150,000.	2 years	Violation of statutes or regulations governing licensed contractors.
WASH. REV. CODE §§ 18.27.010-340	Department of Labor and Industries	Person who as independent business undertakes to or submits a bid to construct, alter, repair, add to, subtract from, improve, move, wreck or demolish, for another, any building, highway, road, railroad, excavation or other structure, project, development, or improvement.	No	1. Workers' compensation insurance. 2. Insurance or financial responsibility. 3. Surety bond.	General Specialty	2 years	1. Unsatisfied final judgment for work within scope of this chapter. 2. Not maintaining valid unified business identifier number for department of revenue. 3. Loss of insurance. 4. Loss of surety bond.

