

**25 GAR PROFESSIONAL AND VOCATIONAL REGULATIONS
CH. 25 CONTRACTORS LICENSE BOARD**

**CHAPTER 12
CONTRACTORS LICENSE BOARD**

SOURCE: Filed with the Speaker on April 11, 2024, effective after 90 days pursuant to the Administrative Adjudication Law (5 GCA, Chapter 9).

2026 NOTE: Contractors License Board (CLB) rules were not published in the original 1975 GAR print publication. The 1981 GAR print publication codified CLB rules in Title 22 (Public Works), as Subchapter D of Chapter 1 (Director of Public Works), pursuant to the following Editor's Note: "The rules and regulations of the Contractors License Board are reprinted here in form as exact as possible to those filed on June 6, 1978 with the Legislative Secretary. The substance of the regulations has not been changed." The 1997 GAR print publication codified CLB rules in Title 29 (Public Works), as Chapter 1 Article 4, with a Compiler's Note which states in relevant part: "These Rules and Regulations were filed with the Legislative Secretary on January 15, 1988." Although not expressly stated, it appears that CLB rules had been amended and filed in 1988, in light of this Compiler's Note and a comparison of the 1981 and 1997 GAR publications. The 1997 GAR also codified a different set of CLB rules in Title 25 (Professional and Vocational Regulations) as Chapter 12. The CLB rules in Chapter 25 do not have any information as to the date or method of adoption.

On April 11, 2024, pursuant to the Administrative Adjudication Law (5 GCA Chapter 9), the CLB filed updated rules which would: 1) be repealed and reenacted in Title 25 only; and 2) repeal the rules in Title 29 in their entirety. On July 11, 2024, the Speaker certified the rules as approved by default. Pursuant to the Administrative Adjudication Law, the CLB rules are codified only in in Chapter 12 of Title 25, and the rules in Article 4 of Chapter 1, Title 29 are repealed.

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**ARTICLE 1
AUTHORITY AND PURPOSE OF REGULATIONS, EXEMPTIONS AND ENFORCEMENT**

§ 12101.	Authority.
§ 12102.	Purpose of Law Protection, Safety of Public.
§ 12103.	Exemptions.
§ 12104.	Violation and Penalties.
§ 12105.	Definitions.

§12101. Authority.

(a) Authority to promulgate rules and regulations by the Contractors License Board is found in 21 GCA Chapter 70 at §70103.

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(b) All references to “Board” are to the Contractors License Board. All references hereinafter to “this Chapter” are to this Title 25, GAR Chapter 12. As used herein, a pronoun in the masculine gender shall be considered as including the feminine and non-binary genders, and vice versa, unless the context clearly indicates otherwise.

§ 12102. Purpose of Law Protection, Safety of Public.

The Board interprets the primary intent of I Liheslatura in creating the Board to be the protection of the public health, safety and general welfare in dealing with persons engaged in the construction industry, and the affording to the public of an effective and practical protection against the incompetent, inexperienced, unlawful and unfair practices of contractors with whom they may contract. All rules, regulations or orders adopted by the Board shall be interpreted and construed in light of the policies announced herein.

2026 NOTE: Reference to the “Legislature” replaced with I Liheslatura pursuant to 2 GCA § 1101.

§ 12103. Exemptions.

These Rules and Regulations exempt those persons and projects identified in 21 GCA § 70101.

§ 12104. Violations and Penalties.

Shall be as set forth in § 70121 of 21 GCA Real Property Chapter 70 (Contractors), as amended.

§ 12105. Definitions.

(a) “Contractor” means any person who undertakes 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 or do any part thereof, including the erection of scaffolding or other structure of works in connection therewith for another person for a fee. Contractor includes a subcontractor and a specialty contractor. [CLB NOTE: 21 GCA § 70100(b)-(c)].

(b) “Direct Management of the Contracting Business” as used in these rules and regulations means the general supervision of the construction projects undertaken by the licensee, the control of technical and administrative decisions, personnel management, the review of construction contracts and enforcing compliance with all laws and regulations affecting the contracting business.

(c) “Licensee” means a Contractor licensed by the Contractor License Board.

(d) “Responsible Management Employee” means the individual responsible for the direct management of the contracting business of the licensee. [CLB NOTE: 21 GCA § 70100(g)]. A Responsible Management Employee shall not be deemed to have the direct management of the licensee’s contracting business unless he is:

(1) A *bona fide* employee principally employed by the licensee, provided, however, that an individual may be a Responsible Management Employee for more than one firm if:

(A) There is a common ownership of at least fifty-one percent (51%) of the equity of each, for which he acts as Responsible Management Employee; or

(B) each additional firm for which he acts as a Responsible Management Employee is a subsidiary of, or joint venture with the first; or

(C) there is a direct family relationship between the Responsible Management Employee and the officers of each additional firm for which he acts as the Responsible Management Employee.

(D) Notwithstanding (d)(1)(A), (d)(1)(B), and (d)(1)(C) above, no person shall act as a Responsible Management Employee for more than three (3) companies or entities at a time. A

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separate Responsible Management Employee license shall be obtained for each company or entity.

(2) In a position to secure full compliance with the rules and regulations as set forth by the Board.

(3) Familiar with all contracts the firm enters into and is responsible for all contract provisions. To verify such familiarity, the Responsible Management Employee shall sign or initial all contracts.

(4) Familiar with all projects the firm undertakes and is responsible for enforcement of record keeping of such projects, such records to include amount of time the Responsible Management Employee spends with the firm and payroll record of the Responsible Management Employee.

(5) In residence within Guam during the period in which the license is in effect or during the period a project is under construction.

(e) “Employee” means an individual who, with wages as his sole compensation, works under the supervision of an employer who is liable for paying his social security, unemployment and workmen’s compensation contributions on behalf of the employee.

(f) “Owner Builder” means a person who undertakes to perform a project or operation for himself for personal needs on personal premises, such as a person who builds a structure on his own premises for his own personal needs with no intent to sell, rent or lease such structure to someone else and which structure is not for use by the general public.

(g) “Person” means an individual, partnership, joint venture, corporation or any combination thereof. “Corporation” includes an association, business trust or any organized group of persons. [CLB NOTE: 21 GCA § 70100(d)].

(h) “Self-construction” means a project or operation performed by the Owner for personal needs on personal premises; a self-constructed/performed project or operation shall otherwise be deemed performed by a contractor. [CLB NOTE: 21 GCA § 70100(e)]. A Provisional License is REQUIRED for all self-construction operations and projects by an Owner Builder. [CLB NOTE: Article 13 - §121301 of this chapter]

2026 NOTE: Reference to the “Territory” omitted pursuant to 1 GCA § 420. The CLB rules filed with the Speaker on April 11, 2024 included information in brackets, which the Compiler has identified with the designation “CLB NOTE.”

ARTICLE 2
LICENSE APPLICATION PROCESS

- § 12201. Processing License Application.
- § 12202. Individual Licenses Required.
- § 12203. Management of Applicant to Furnish Information
- § 12204. Signing and Verification of Application.
- § 12205. Exhibits Required.
- § 12206. Rejection of Applications.
- § 12207. When a Joint Venture Requires a License.
- § 12208. Classification of License for Joint Venture.
- § 12209. Power of the Board to Prorate Licensing Fees.

§ 12201. Processing License Application.

All applications for an original contractor’s license shall be made in writing upon a form to be prescribed by the Board, which form shall be designed to seek from the applicant the following information:

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(a) A complete statement of the general nature of the applicant's contracting business.

(b) If the applicant is an individual, his name and address; if a Partnership, the names and addresses of all partners, and the names and addresses of the Responsible Management Employee(s); if a Corporation, the names and addresses of the Responsible Management Employee(s) and all officers; if a Joint Venture, the names and addresses of the parties thereto and of their officers and the Responsible Management Employee(s). For the purpose of this article, any persons in any of the capacities set forth in this rule shall be deemed to be members of the personnel of applicant.

(c) A record of previous experience of applicant and applicant's Responsible Management Employee(s) in the field of construction. Designates the projects associated with by name, size, location and title of position held.

(d) In the case of an individual, the application shall be accompanied by a declaration signed by not less than two (2) persons who have known the applicant for a period of not less than six (6) months, certifying that the applicant bears a good reputation for honesty, truthfulness and fair dealings. Declarations must be in a form compliant with 6 GCA § 4308.

(e) Nothing contained herein shall be construed to limit the Board's authority to seek from the applicant such other information pertinent to the character, experience, past and future methods of doing business as may be deemed necessary to determine the applicant's qualifications.

(f) License applications and their exhibits or supporting documents shall not be subject to public inspection or disclosure; although nothing in this Chapter shall be construed to prohibit the disclosure of information required by 21 GCA § 70108.

§ 12202. Individual Licenses Required.

Responsible Management Employees must be individually licensed. The Corporation, Partnership or Joint Venture that employs a Responsible Management Employee shall also be licensed as a contractor under the same classification which the Responsible Management Employee is licensed.

§ 12203. Management of Applicant to Furnish Information.

An Officer, Director or Partner of an applicant shall furnish the information requested in the application form prescribed by the Board.

§ 12204. Signing and Verification of Application.

Every application for a contractor's license shall be signed by the individual applying if the applicant is an individual; if a Partnership, by a co-partner; if a Corporation or Joint Venture, by its President or its authorized representative; and by all other persons concerning whom information is given in the application form. All persons signing the application shall swear to the truth of the statements contained therein. A declaration evidencing the authority of an authorized representative of a Joint Venture or Corporation shall be filled with its application. Declarations must be in a form compliant with 6 GCA § 4308.

§ 12205. Exhibits Required.

Every applicant shall be required to furnish the Board with the following documents:

(a) If the applicant is an individual, the declarations of not less than two (2) persons who have known the applicant for a period of not less than six (6) months certifying that the applicant bears a good reputation for honesty, truthfulness and fair dealings. Declarations must be in a form compliant with 6 GCA § 4308.

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(b) Not less than three (3) certificates in support of experience qualifications as set forth hereinafter in Article Three (Experience Qualifications) of this Chapter.

(c) Proof of financial solvency from a United States bank or a bank located in Guam such as a bank letter of credit attesting to solvency or a current monthly financial statement. Applicant must have a net worth of no less than \$15,000.00.

(d) Evidence that the applicant has obtained workmen's compensation insurance if applicable.

(e) Evidence, upon the Board's request, that an individual applicant is aged eighteen (18) years old or more.

(f) Proof of Identity - U.S. Passport, U.S. Citizen certificate, Permanent resident card.

2026 NOTE: Reference to the "Territory" omitted pursuant to 1 GCA § 420.

§ 12206. Rejection of Applications.

(a) The Board shall reject any application that is insufficient or incomplete; or where the applicant has failed to satisfy the Board that the applicant:

(1) demonstrates a record of integrity of fair dealings and fulfillment of prior contracts and possesses or demonstrates reasonable availability of adequate finances and facilities to undertake and successfully complete a contractual project.

(2) is qualified by experience for the license sought.

(b) The Board is empowered to deny approval of any application wherein the applicant is found to have violated regulatory statutes of any governmental agency of which violations demonstrate the lack of moral or professional integrity necessary to fulfill contract responsibilities. The Board will further reject the application if review of the record of the applicant indicates that the applicant was denied or had a license revoked by any regulatory agency for professional misconduct.

(c) An application for an original contractors license will be automatically rejected when:

(1) the applicant or Responsible Management Employee for the applicant, after having been notified to do so, fails to appear for the examination on the date and time notified.

(2) the applicant or Responsible Management Employee for the applicant fails the examination and, after having been notified to do so, fails to appear for re-examination on the date notified;

(3) the applicant, after having been notified to do so, fails to comply with any of the requirements in these Rules and Regulations or as may be established by the Board, within thirty (30) days from date of notification.

(d) An application rejected pursuant to these provisions shall remain in possession of the Board for a time to be determined by the Board and shall not be returned.

§ 12207. When a Joint Venture Requires a License.

(a) No further licensing is required when all parties in the Joint Venture submit evidence to the Board that they hold current licenses.

(b) If the Joint Venture itself is licensed, none of the parties in the Joint Venture are required to be licensed.

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§ 12208. Classification of License for Joint Venture.

The Board shall issue a license to a “Joint Venture” for the classification in which one of its members thereof is licensed.

§ 12209. Power of the Board to Prorate Licensing Fees.

(a) The Board establishes the following quarterly prorated schedule on licensing fees for new contractors and new Responsible Management Employee(s):

FIRST QUARTER (July, August, September)	\$ 400.00
SECOND QUARTER (October, November, December)	\$ 300.00
THIRD QUARTER (January, February, March)	\$ 200.00
FOURTH QUARTER (April, May, June)	\$ 100.00

**ARTICLE 3
EXPERIENCE AND QUALIFICATIONS**

- § 12301. Experience Requirement.
- § 12302. Power of the Board to Approve Other Experience.
- § 12303. Power of the Board to Accept Equivalent Knowledge.

§ 12301. Experience Requirement.

Every individual applicant must have had, within the past ten (10) years immediately preceding the filing of an application, not less than four (4) years experience as a foreman, supervising employee or contractor in the particular field of contracting in which the applicant intends to engage as a contractor. Corporations, Partnerships, and Joint Venture must qualify through a Responsible Management Employee who meets these experience requirements.

§ 12302. Power of the Board to Approve Other Experience.

The Board in its discretion may approve certain technical training or business administration training as acceptable experience, but in no case will such training count as more than one (1) year experience.

§ 12303. Power of the Board to Accept Equivalent Knowledge.

The Board in its discretion, may accept any reasonably equivalent knowledge, training or experience of the applicant in lieu of a specific experience requirement if, upon investigation, it makes a detailed finding to that effect.

**ARTICLE 4
CLASSIFICATIONS**

- § 12401. All Contractors Classified.
- § 12402. Temporary Classifications.

§ 12401. All Contractors Classified.

All persons heretofore or hereinafter licensed under these Rules and Regulations will be classified by the Board into one or more classifications and/or sub-classifications as follows:

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General Engineering Contractor	“A” License
General Building Contractor	“B” License
Specialty Contractor	“C” License

(a) General Engineering Contractor: More than two (2) unrelated heavy construction trades or crafts including but not limited to the following:

- Asphalt, Paving and Surfacing
- Bridges, Overpasses, Underpasses
- Cement Concrete
- Concrete Paving and Surfacing
- Classified Specialties
- Drain, Cement, Pipe Laying
- Dock and Wharves
- Dams and Hydroelectric Projects
- Demolition
- Drainage
- Excavating, Grading and Trenching
- Fencing
- Fuel Lines, Systems
- Flood Control
- Guniting
- House and Building, Moving and Wrecking
- Irrigations
- Landscaping
- Laying
- Parks, Playgrounds and Other Recreational works
- Pest Control
- Pile Driving and Foundation
- Power Plants
- Roads, Highways, Streets
- Post Tension/Prestressed
- Reinforcing Steel
- Retaining Walls
- River Control and Reclamation Work
- Shipyards and Ports
- Septic Tank Sewage
- Sewer, Sewage, Disposal, Drain, Cement Pipe
- Stone Masonry
- Structural Steel
- Water Proofing
- Welding

(b) General Building Contractor: More than two (2) unrelated building trades or crafts including but not limited to the following:

- Acoustical Tile
- Aluminum Shingle and Siding
- Cabinet and Millwork

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Carpentry Framing
Carpet Laying
Cement Concrete
Concrete Paving and Surfacing
Demolition
Drywall
Electrical
Fencing
Floor Covering
Glazing
Guniting
House and Building Moving and Wrecking
Institutional and Commercial Equipment
Insulation
Landscaping
Lift Slab
Limited House Improvement and Renovation
Masonry
Ornamental Metal
Painting and Decorating
Pest Control
Pile Driving and Foundation
Plastering
Plumbing
Post Tension/Prestressed
Prefabricated Steel Building
Reinforcing Steel
Roofing
Septic Tank
Sheet Metal
Spray Texture Coating
Stone masonry
Structural Pest Control
Structural Steel
Swimming Pool
Tile
Water Proofing
Welding
Wood Flooring
Wood Shingle and Shake
Classified Specialties

(c) Specialty Contractor: This classification shall not prohibit a Specialty Contractor from taking and executing a contract involving the use of two (2) or more crafts or trades, if the performance of the work is less than thirty- five percent (35%) of the value of the project and supplemental to the performance of work in the craft for which the specialty contractor is licensed.

C-1	Acoustical Tile
C-2	Aluminum Shingle and Siding

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C-3	Asphalt Paving and Surfacing
C-4	Boiler, Hot Water Heating and Steam Fitting
C-5	Cabinet and Millwork
C-6	Carpentry Framing
C-7	Carpet Laying
C-8	Cement Concrete
C-9	Septic Tank
C-10	Concrete Paving and Surfacing
C-1	Demolition
C-12	Drywall
C-13	Electrical
C-13A	Electrical Pole and Line
C-14	Electrical Sign
C-15	Electronic System
C-16	Elevator Installation
C-17	Excavating, Grading and Trenching
C-18	Fencing
C-19	Fire and Burglar Alarm
C-20	Fire Protection
C-21	Floor Covering
C-22	Glazing
C-23	Gunite
C-24	House and Building Moving and Wrecking
C-25	Institutional and Commercial Equipment
C-26	Insulation
C-27	Landscaping
C-28	Lathing
C-29	Lift Slab
C-30	Limited House Improvement and Renovation
C-31	Masonry
C-32	Ornamental Metal
C-33	Painting and Decorating
C-34	Pest Control
C-35	Pile driving and Foundation
C-36	Plastering
C-37	Plumbing
C-38	Post Tensioning and Pre-Stress
C-39	Reconditioning Concrete Pipeline
C-40	Refrigeration
C-41	Reinforcing Steel
C-42	Roofing
C-43	Sewer, Sewage Disposal, Drain, Cement Pipe Laying
C-44	Sheet Metal
C-45	Spray Texture Coating
C-46	Stone Masonry
C-47	Structural Pest Control
C-48	Structural Steel
C-49	Swimming Pool
C-50	Tile

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C-51	Warm Air Heating, Ventilating and Air Conditioning
C-52	Traffic Lights
C-53	Solar
C-53A	Solar Power Systems
C-54	Water Chlorination
C-55	Waterproofing
C-56	Welding
C-57	Well Drilling
C-58	Wood Flooring
C-59	Above/Underground Fuel Tank Installation and Fuel Leak Monitoring
C-60	Asbestos Abatement or Removal
C-61	Communications/Telecommunications
C-62	Garage Door Installation (Doors and Window shutters)
C-63	Horizontal Directional Drilling
C-64	Painting and Road Marking
C-65	Prefabricated Steel Building
C-66	Shutter/Typhoon Shutter and Blinds Installation (Shutter/Typhoon Shutter and Window Covering)
C-67	Sign/Sign Installation
C-68	Water Tanks
C-69	Mold Remediation
C-70	Classified Specialist

(d) Definitions of Sub-Classifications

C-1	Acoustical Tile Contractor: A specialty contractor whose contracting business is the execution of the contracts requiring the ability to execute preparatory work necessary to bring surfaces to a condition where acoustical tile can be laid and to lay such tile by the use of adhesive or other acceptable installation media and to install metal suspension members and place acoustical materials for suspended ceilings.
C-2	Aluminum Shingle and Siding Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to install aluminum shingles and siding so that an acceptable watertight surface is obtained.
C-3	Asphalt Paving and Surfacing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion, mix and place paving and surfacing consisting of graded mineral aggregates bonded with asphalt or bituminous materials so that a firm, smooth surface suitable for roadways, runways and parking areas is obtained.
C-4	Boiler, Hot Water Heating and Steam Fitting Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install fire-tube and water-tube power boilers and hot water heating boilers, including all fitting and piping, valves, gauges, pumps, radiators, convectors, fuel/oil tanks, fuel/oil lines, chimneys, fuels, heat insulation and all other devices, apparatus and equipment pertinent thereto.

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- C-5 Cabinet and Millwork Contractor: A specialty contractors whose contracting business is the execution of contracts requiring the ability to intelligently cut, surface, join and frame wood and wood products into cabinets, cases, sash, doors, trim, non-bearing partition and such other mill products as are by custom and usage accepted in the building and construction industry as cabinet and millwork. Included is the placing and finishing in buildings of such cabinet and millwork.
- C-6 Carpentry Framing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently do carpentry framing. Such work to include floor framing and siding, roof framing including wood truss, roof sheathing and such other work as is by custom and usage accepted in the construction industry as carpentry framing. This classification also includes work of the C-58 (Wood Flooring contractor).
- C-7 Carpet Laying Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare floor surfaces to a condition where acceptable fabric floor covering can be laid thereon and to lay such covering.
- C-8 Cement Concrete Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion and mix aggregates, cement and water to make acceptable concrete and to pour, place and finish the same, including the placing and setting of screens and forms for driveways and sidewalks. Excluded in this classification is the work covered by classification C-3 (Asphalt, Paving and Surfacing Contractor)
- C-9 Septic Tank Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to excavate and install septic tanks in compliance with the requirements of the Department of Public Health, Guam Environmental Protection Agency, and any other local Guam or federal government agencies. Individuals holding a C-43 classification license may also perform work under this classification.
- C-10 Concrete Paving and Surfacing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion, mix and place paving and surfacing consisting of graded mineral aggregates bonded with cement so that a firm, smooth surface suitable for roadways, runways and parking areas is obtained.
- C-11 Demolition Contractor: A specialty contractor business is the execution of contracts requiring the ability to intelligently demolish all types of buildings or structures and to remove all of such buildings or structures from the premises on which it was built.
- C-12 Drywall Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install cement board, gypsum wallboard systems and sheathing; to tape and fill joints and indentation of wallboard with simulated acoustic or gypsum texture. This classification does not include work performed by classification C-33 (Painting) and C-36 (Plastering) contractors.
- C-13 Electrical Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to place, install, erect or connect any electrical wires, fixtures, appliances, apparatus, generators, raceways or conduits and lines which transmit, transform or utilize electrical energy, including repair and maintenance.

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- C-13A Electrical Pole and Line Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to dress, ground, anchor and erects poles designed to carry high voltage and/or high distribution of electrical wiring, and to connect and string electrical wires and fixtures and apparatus to and between such poles. A C-13 (Electrical Contractor) is a prerequisite to obtaining this classification.
- C-14 Electrical Sign Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate, install and erect electrical signs. Includes the maintenance of electrical signs.
- C-15 Electronic System Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install, maintain, repair and service electronic equipment and electronic controls for public address, intercommunication, master antenna and music distribution systems. Electronic controls include those controls in conjunction with other specialty contracting work.
- C-16 Elevator Installation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate, install and erect sheaves beams motors, sheaves, cable and wire rope, guides, cab, counter weight, doors (including sidewalk elevator doors), hydraulic systems, automatic and manual controls, signal systems, and all other devices, apparatus and equipment appurtenances for the usage and efficient installation and operation of electrical, hydraulic and manually-operated elevators.
- C-17 Excavating, Grading and Trenching Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently dig, move and place earthen materials for a cut, fill, grade or trench, including stockpiling of materials.
- C-18 Fencing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently assemble, fabricate, install, alter, or repair metal fencing, gates, guard rails, and concrete fencing.
- C-19 Fire and Burglar Alarm Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install, maintain and require fire and burglar alarm systems.
- C-20 Fire Protection Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently layout, fabricate and install approved types of fire prevention and protection systems including all mechanical apparatus, devices, piping and equipment appurtenances thereto except electrical devices, apparatus and wiring which shall be installed by specialty contractors in the classifications C-13 or C-15. The licensee shall have the ability to comply with applicable provisions of the National Electrical Code to meet all requirements of any authorities having jurisdiction.
- C-21 Floor Covering Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare floor surfaces to a condition where he can lay acceptable flooring with the use of linoleum, rubber, vinyl, cork, asphalt, plastic aluminates or such other materials as are by custom and usage in the construction industry known as composition flooring.

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- C-22 Glazing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently cut glass and to glaze frames, panels, sash and doors. It shall also include fabrication and installation of shower doors, tub enclosures, metal жалousies, storefront metal and trim plastics, tempered glass doors including such items as frames and hardware and any allied products not stipulated above but affiliated with the glass and glazing industry.
- C-23 Gunite Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion and mix aggregates, cement and water and to pneumatically apply and finish the mix including the setting of ground wires and pencil rods to establish the finished surface planes.
- C-24 House and Building Moving and Wrecking Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently raise and underpin buildings so that alteration, additions, repairs and new sub-structures may be built under the permanently retained portions of such building and to move or wreck buildings provided; however, that wrecking shall be limited to those buildings which could otherwise be moved in whole or not more than three sections.
- C-25 Institutional and Commercial Equipment Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install laboratory equipment, food services equipment, folding and sliding partitions, stationary metal partitions, and such other equipment and materials as are by custom and usage accepted in the construction industry as institutional and commercial equipment work. Excluded is the work done by classification C-13 (Electrical) and C-37 (Plumbing) Contractors.
- C-26 Insulation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install any insulating media in buildings and structures for the sole purpose of temperature control.
- C-27 Landscaping Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare plots of land for architectural horticulture and to provide decorative treatment and arrange gardens, lawns, shrubs, vines, bushes, trees and other decorative vegetation; construct conservatories, hot and greenhouses, drainage and sprinkler systems and ornamental pools, tanks, and to fabricate and place garden furniture, statuary and monuments in connection therewith.
- C-28 Lathing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently apply wood and metal lath, or any other materials which provide a key or suction base for the support of plaster-coating; including the light gauge metal shapes for the support of metal or other fireproof lath.
- C-29 Lift Slab Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently lift or lower concrete slabs or pre-fabricated steelwork, in a vertical dimension, into predesignated positions through the use of jacks.

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- C-30 Limited Home Improvement and Renovation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently perform the carpentry work to remodel and/or to make repairs to existing building or structures and to do any other work which would be incidental and supplemental to such remodeling or repairing. This contractor shall be licensed only for contracts not exceeding thirty thousand dollars (\$30,000.00).
- C-31 Masonry Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently select, cut, and lay brick and other baked clay products, rough stone, cut and dressed stone, artificial stone and precast blocks, structural glass brick or block, laid at random or in courses with or without mortar.
- C-32 Ornamental Metal Contractor: A specialty contractor, whose contracting business is the execution of contracts requiring the ability to intelligently cast, cut, shape, stamp, forge, weld, braze, solder, and fabricate any metal used in the building construction industry for the architectural treatment and ornamental decoration of buildings and structures. Excluded in this classification is the work done by classification C-44 (Sheet Metal Contractor) and C-48 (Structural Steel Contractor).
- C-33 Painting and Decorating Contractor: A specialty contracting business is the execution of contracts requiring the ability to intelligently prepare surfaces, including the taping of joints in wallboard, and to apply acceptable finishes thereon with the use of paints, varnishes, stains, fillers, waxes and any other vehicles and materials that may be mixed and applied as finish to surfaces of buildings including texture coating and coverings. This includes lead based paint removal & abatement.
- C-34 Pest Control Contractor: A specialty contractor whose contracting business is the execution of contracts requiring a practical knowledge of the life cycles, habits and habitat of insects or pests in wood to enable them to determine where the insects or pests are and the proper method to use in ridding a building of such insects or pests. Excluded in this classification is the work done by classification C-47 (Structural Pest Control Contractor).
- C-35 Pile Driving and Foundation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently drive pilings of wood, concrete or steel to cut off the same and prepare pilings for permanent foundations.
- C-36 Plastering Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare mixtures of sand, gypsum, plaster, quicklime or hydrated lime and water, or materials to create a permanent surface coating; including coloring for same, and to apply such mixtures by use of a plasterer's trowel, brush or spray gun to any surface which offers a mechanical key for the support of such mixture, or to which such mixture will adhere by suction; and to apply lath or any other material that will provide a base for such mixture.
- C-37 Plumbing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install water supply piping systems, waste water piping systems within such structures and works where people or animals live, work and/or assemble. Includes tapping into water lines and leak detection to indicate any leaks in water lines.

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- C-38 Post Tensioning and Pre-stress Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently apply compression to concrete structures or various components by the use of steel bars or wires and to bring such bars or wires to proper tension after the structures or components are built or placed. To include prestressed concrete methods.
- C-39 Reconditioning Concrete Pipeline Contractor: A specialty contractor business is the execution of contracts requiring the ability to intelligently recondition or restore concrete water or sewer lines through the use of manually or machine applied grout.
- C-40 Refrigeration Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently construct, erect and install devices, machinery and units including temperature insulation units, ducts, blowers, registers, humidity and thermostatic controls for the control of air temperature below fifty degrees Fahrenheit in refrigerators, refrigerator rooms and insulated refrigerator spaces.
- C-41 Reinforcing Steel Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate, place and tie steel reinforcing bars (rods) of any profile, perimeter or cross section that are or may be used to reinforce concrete buildings and structures.
- C-42 Roofing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare surfaces and apply a water-tight covering to such surfaces with the use of any or all of the following: asphalt, pitch, tar, felt, glass, flax composition, shingles, roof tile, slate and such other materials that are established by use and costumed as suitable for a water-tight cover.
- C-43 Sewer, Sewage Disposal, Drain, Cement Pipe Laying Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate concrete and masonry sewers, sewage disposal, and drain structures, packaged sewer disposal plants, sewage lift stations, septic tanks and appurtenances thereto; to lay iron, steel, concrete, vitreous and non-vitreous pipe; including the excavation, grading, trenching, backfilling, paving and surfacing in connection therewith.
- C-44 Sheet Metal Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently cut, shape, fabricate and install sheet metal such as cornices, flashings, gutters, ladders, rainwater downspout, and, kitchen equipment, ductwork and metal flues.
- C-45 Spray Texture Coating Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare surfaces and apply acceptable texture coating finishes. Includes cathodic protection to protect metal structure from corrosion. Sand/Water blasting also is included.
- C-46 Stone Masonry Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently select, cut and dress stone, and to construct ornamental walls, veneer walls and structure walls or columns from such stones; to lay stone in such manner that an acceptable paved surface is obtained and to construct stone retaining walls with or without mortar, sufficient in strength and weight to retain the earth which it was built to retain.

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- C-47 Structural Pest Control Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the practical knowledge of the life cycles, habits and habitats of wood-destroying insects and household pests; the ability to destroy same and to intelligently repair any damage resulting from such insects and pests. Included in these classifications is the work performed by classification C-34 (Pest Control) Contractor.
- C-48 Structural Steel Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate and erect structural steel shapes, bars, rods and plated of any profile, perimeter or cross-section that are or may be used as structural members for buildings and structures, including riveting, bolting, welding and rigging in connection therewith.
- C-49 Swimming Pool Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to construct or repair swimming pools using construction industry trades and standards as are necessary for the construction of such pools.
- C-50 Tile Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to prepare a base upon which ceramic and other tile work, including all ceramic tile products, will adhere by suction or by adhesive and to install such tiles.
- C-51 Warm Air Heating, Ventilating and Air Conditioning Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate and install warm air heating and cooling systems, complete air conditioning systems, repair and maintain air conditioning systems, except those air conditioning systems requiring refrigeration as an integral part of the system. The C-13 Electrical Contractor classification licenses is a prerequisite to obtaining this classification.
- C-52 Traffic Lights Contractor: Traffic Lights Contractor installs, services, maintains and repairs, traffic lights and lights for pedestrian traffic. This contractor must follow any/all local laws regarding Traffic Lights. The C-13 Electrical Contractor and the C13A Pole and Line Contractor classification licenses are prerequisites to obtaining this classification.
- C-53 Solar Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to place, install and erect apparatuses for heating, water heating, air conditioning, refrigeration or other devices powered by solar energy or conversion of solar energy to electromotive forces used or to be used for specialties listed in Public Law 14-051 as amended or these Rules and Regulations. Prerequisites for the classification are: C-13 (Electrical), C-37 (Plumbing), C-40 (refrigeration) and C-51 (Warm Air Heating, Ventilating and Air conditioning).
- C-53A Solar Power Systems Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to place, install and erect photovoltaic panels, batteries, controls and related low voltage D.C. wiring. Prerequisite for the classification is C-13 (Electrical).

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- C-54 Water Chlorination Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to install, repair and maintain water machines, reverse osmosis systems and to chlorinate water lines so that tests approved by the Department of Public Health show that the water in such lines meets the standards acceptable to it. Electrical work if necessary must be done by a C-13 (Electrical) contractor. Plumbing work if necessary must be done by a C-37 contractor.
- C-55 Waterproofing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently apply felt, flax, glass, asphalt, pitch, latex, silicon or other materials or any combination for any thereof to surfaces to prevent, hold, keep and stop water vapor from penetrating and passing such materials. This includes epoxy coating and injection.
- C-56 Welding Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently use gasses and electrical energy or other heating media, fluxes and metal rods to cause materials to become fused or jointed together.
- C-57 Well Drilling Contractor: A specialty contractor whose contracting business is the execution of contracts requiring some practical knowledge of geology, hydrology, the occurrence of water in the ground, water levels in wells, the prevention of surface and subsurface contamination, pollution of the ground-water supply; and the ability to intelligently bore, drill, excavate, and cover ground surfaces as necessary to complete the work. Includes testing and analyzing of soil samples in the laboratory.
- C-58 Wood Flooring Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently lay and repair wood floors and to finish such floors by sanding, filling, and sealing.
- C-59 Above/Underground Fuel Tank, Gas Line Installation and Fuel/Gas Leak Monitoring Contractor: A specialty contractor who installs and/or removes above/underground fuel storage tanks up to 20,000 gallons which have been or are to be used for dispensing gasoline, diesel fuel, waste oil or kerosene (no chemicals). This work involves the installation and/or removal of all incidental tank related piping, electrical work, including the installation of vapor probes in back fill areas of the tanks and any associated calibration work, including but not limited to the testing and adjustment of leak detection and vapor recovery equipment, such as automatic tank gauges, leak line detectors, vapor recovery lines, and in-station diagnostics. A C-59 contractor also performs work on pumps, hoists, or other related equipment for facilities such as, but not limited to, service stations.
- C-60 Asbestos Abatement or Removal Contractor: A specialty contractor who engages in any asbestos abatement or removal activity involving the enclosure, removal, encapsulation, renovation, repair, demolition or other disturbances of asbestos or asbestos-containing material that may become friable. This contractor shall follow all local and federal government laws regarding the abatement or removal of asbestos or asbestos-containing material.

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- C-61 Communications/Telecommunications Contractor: A specialty contractor who installs, services, repairs and maintains all types of communication and/or telecommunication systems. These systems include, but are not limited to telephone systems, sound systems, cable television systems, Closed-Circuit video systems, satellite dish antennas, computer repair, computer networking and data systems including any associated cabling, wiring, or fiber optics. Prerequisite to this classification is C-13 Electrical.
- C-62 Garage Door Installation (Doors and Windows Shutters) Contractor: A garage door installation contractor installs, services, repairs and maintains all types of residential, commercial or industrial, mechanical, overhead and sliding garage doors, including installation of window shutters which involves similar installation methods.
- C-63 Horizontal Directional Drilling Contractor: Horizontal Directional Drilling Contractors do sub-surface trenchless drilling for the installation of underground utilities.
- C-64 Painting and Road Marking Contractor: A painting and road marking contractor prepares and applies, without limitation, roadways, runways, driveways, parking areas, curbs, pavements, and other areas with the appropriate painted parking stripes, highway stripes, pavement markings, or play court lines. Includes the installation of epoxy buttons or white dome dividers on highways.
- C-65 Prefabricated Steel Building Contractor: A Prefabricated steel building contractor installs, maintains, and repairs prefabricated steel buildings for, but not limited to, commercial, agricultural, industrial and residential use. The structure must meet all local government building codes. A "B" General Building Contractor license is a prerequisite to obtaining this classification.
- C-66 Shutter/Typhoon Shutters and Blinds Installation (Shutter/Typhoon Shutter and Window Coverings) Contractor: A Shutter/Typhoon Shutters and Blinds Installation contractor fabricates, maintains, repairs and installs decorative architectural functional window/glass or door covering products for the protection against typhoon force winds and criminal intrusion products. Including but not limited to the materials and fabrics that constitute louvers, shutters, Venetian and mini-blinds, residential or commercial draperies, and typhoon shutters, including expanded metal, aluminum, accordion, and panel-type window or door shutters/typhoon shutters.
- C-67 Sign/Sign Installation Contractor: A sign/sign installation contractor fabricates, maintains, repairs and installs all types of nonelectrical signs, including but not limited to, post or pole-supported signs, signs attached to structures, painted wall signs, and modifications to existing signs.
- C-68 Water Tanks Contractor: A water tank contractor installs, maintains and repairs water storage tanks for the purpose of residential, commercial, agricultural and other related uses. Potable water tanks must meet National Sanitation Foundation (NSF) requirements for the pipe safe storage of drinking water. Electrical work if necessary must be done by specialty contractors in the classification of C-13 Electrical Contractor. Plumbing work if necessary must be done by specialty contractors in the classification of C-36 Plumbing Contractor.

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- C-69 Mold Remediation Contractor: Mold Remediation Contractor identifies the extent of the mold hazard in a structure. Then removes or cleans contaminated materials in a way that prevents the emission of fungi and dust contaminated with fungi from leaving a work area and entering an occupied or non-abatement area, while protecting the health of workers performing the abatement. Including the maintenance and prevention of mold from reoccurring.
- C-70 Classified Specialist Contractor: A Classified Specialist is a specialty contractor whose operation is the performance of construction work requiring special skills, and whose contracting business involves the use of specialized building trades in crafts not listed above and who meets the standards set by the Board for such classification.

SOURCE: Filed with the Speaker on April 11, 2024, effective after 90 days pursuant to the Administrative Adjudication Law (5 GCA, Chapter 9). Subsection (d) C-35 amended by P.L. 38-046:2 (Aug. 19, 2025).

§ 12402. Temporary Classifications.

Temporary classifications under the C-70, Classified Specialist may be established and issued by the Board until the work performed is defined and the proper classification is established. Temporary Classifications are valid for no more than one (1) year after issuance.

ARTICLE 5
SCOPE OF CLASSIFICATIONS

- § 12501. General Engineering, General Building and Specialty Contractors.
- § 12502. Limitation of Classifications.
- § 12503. Work Incidental and Supplemental.
- § 12504. Additional Classification.

§ 12501. General Engineering, General Building, and Specialty Contractors.

(a) A “General Engineering Contractor” is a contractor whose principal contracting business is in connection with fixed works requiring specialized engineering knowledge and skill including the following divisions or subjects: irrigation, drainage, water power, water supply, flood control, inland waterways, harbors, docks and wharves, shipyards and ports, dams and hydro-electric projects, levees, river control and reclamation works, highways, streets and roads, tunnels, airports and airways, sewer, sewage disposal plants and systems, waste reduction plants, bridges, overpasses, underpasses and other similar works; pipelines and other systems for transmission of petroleum and other liquid or gaseous substances, parks, playgrounds and other recreational works, refineries, chemical plants and similar industrial plants requiring specialized engineering knowledge and skill, houses, power plants and other utility plants and installations mines and metallurgical plants, land leveling and earth-moving projects, excavating, grating, trenching, paving and surfacing work, and cement and concrete works in connection with the above mentioned fixed works.

(b) 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 more than two (2) unrelated building trades or crafts or to do or superintend the whole or any part thereof.

(c) A “Specialty Contractor” is a contractor whose operations as such are the performance of construction work requiring special skills and whose principal contracting business involves the use of specialized building trades or crafts or licensing to meet safety standards. Plumbers, painters, carpenters,

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masonry, and ornamental decorations are some examples of Specialty Contractors licensed with the Contractors License Board.

(d) Any person who qualifies by written examinations after the effective date of these Rules and Regulations for a contractor's license in the General Building Contractor classification shall automatically be deemed to hold or be qualified for a license in the specialties listed under Article Four of this chapter.

(e) Any person who holds or qualifies for a Specialty Contractor's license shall automatically be deemed to hold or be qualified for the sub classification of his particular specialty.

§ 12502. Limitation of Classifications.

All license classifications are subject to the following limitations:

(a) A licensee classified as a General Engineering Contractor or as a General Building Contractor shall not act, assume to act or advertise as a Specialty Contractor except in specialties for which he is licensed.

(b) A General Building Contractor license entitles the holder to undertake a contract with one or more unrelated building trades or crafts.

(c) A licensee classified as a Specialty Contractor shall not act, assume to act or advertise as a contractor in any classification(s) other than those in which he is licensed.

(d) General Building Contractors and Specialty Contractors holding proper licenses need not have a C-30 Limited Home Improvement and Renovation contractor's license to engage in home improvement and renovation contracting in their own field.

§ 12503. Work Incidental and Supplemental.

Nothing contained in this Article shall prohibit the performance of a contract in the classification in which any contractor is licensed by the Board.

§ 12504. Additional Classification.

A licensee may obtain additional classifications by filing an application and meeting the requirements regarding experience in the classification requested.

ARTICLE 6
EXAMINATIONS

- § 12601. Examination on Law and Related Subjects.
- § 12602. Examination Subject Matter.
- § 12603. Kinds of Examination.
- § 12604. New Examinations.
- § 12605. Time and Place of Examination.
- § 12606. Passing Score.
- § 12607. Written Examination Not Required.
- § 12608. Time Element for Examination.
- § 12609. Failure to Pass Examination.
- § 12610. Appeal Process.

§ 12601. Examination on Law and Related Subjects.

All applicants for an original contractors license shall be required to take and successfully pass a written examination designed to test the applicant's experience and general knowledge of the building, safety, health, labor and lien laws of Guam and of the rudimentary administrative principles of the contracting business. This shall be called Examination Part I. Examination Part I shall be given in standardized format.

2026 NOTE: Reference to the "territory" replaced with "Guam" pursuant to 1 GCA § 420.

§ 12602. Examination Subject Matter.

Separate specific written examinations shall be given for each classification in order to test the applicant's specialized knowledge in the field in which he desires to be licensed. This shall be called Examination Part II. Examination Part II may be given in standardized format or essay format.

§ 12603. Kinds of Examinations.

There shall be two (2) principal kinds or types of examinations: a "specific" examination which is the examination approved and prescribed for a particular classification, and a "blanket" examination which is an examination approved and required for several or a group of classifications.

§ 12604. New Examinations.

The Board shall from time to time as need arises cause new examinations to be prepared for the several classifications for contractors.

§ 12605. Time and Place of Examination.

The Contractors License Board shall set the time and place for the examination. The Contractors License Board personnel are authorized to select the examinations in the classification applied for from a list of examinations approved by the Board of Directors; fix the time to be allotted to examinees; and determine the manner and conditions under which the examination shall be given which shall be uniform for all applicants for a particular classification.

§ 12606. Passing Score.

All examinations shall be in two (2) parts and shall be graded as follows.

(a) A grade of seventy-five percent (75%) shall be the minimum passing grade for any examination. No examinee shall be deemed to have attained a passing grade unless he has attained a grade of seventy-five percent (75%) or above in Examination Part I and seventy-five percent (75%) OR (PASSED) in Examination Part II.

(b) When an examinee has failed to attain a passing grade for either Examination Part I or Examination Part II, such examinee shall be required to submit to re-examination in the Part where he failed.

§ 12607. Written Examination Not Required.

No written examination shall be required of any applicant who shall have previously qualified by written examination within a period of four (4) years prior to their application; provided he applies for a license in the same classification for which the previous examination was given. The Board may waive the requirement for a written examination at its discretion for any applicant who has previously qualified by written examination.

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§ 12608. Time Element for Examination.

Upon approval of his application, an applicant who is subject to examination must take such examination when notified or again file an original application for contractor's license.

§ 12609. Failure to Pass Examination.

(a) An examinee who fails to attain a passing grade on an examination for an original license may be given a re-examination within ninety (90) days without the necessity of reapplications or additional fee.

(b) An applicant failing two (2) full testing cycles (original examination and re-examination) will be administered another examination in the same classification for a period of one (1) year immediately following the last re-examination administered.

(c) At any time that re-examination is necessary, a letter will be addressed to the Board by the examinee. Re-examination will be administered upon approval.

(d) In the event of a failure, after the period of one (1) year, applicants must then again file an original application which must meet all requirements of Article 2 of these Rules and Regulations and again be approved by the Board.

§ 12610. Appeal Process.

Applicants have five (5) working days after receiving a failed exam result to submit an appeal to the Board.

**ARTICLE 7
RENEWAL OF LICENSE**

- § 12701. Renewal of License: Date of Filing.
- § 12702. Failure to Submit Renewal Application.
- § 12703. Proper Filing Authorizes Contractor to Operate.
- § 12704. Suspension.
- § 12705. Board May Refuse to Renew.
- § 12706. Bond Requirement.
- § 12707. Waiving a Bond.
- § 12708. Renewal Application Availability.
- § 12709. Renewal Application File Date.
- § 12710. Conditions for Renewal of License.

§ 12701. Renewal of License: Date of Filing.

The office of the Contractors License Board will begin processing of renewal applications on the 15th of March each year. All renewal applications received will be processed only after applicants have obtained clearances from: Department of Land Management; Department of Revenue and Taxation; Department of Labor; and Department of Public Works.

(a) In addition, applicants with an "A" Engineering classification will need to obtain a clearance from the PEALS Board.

(b) In addition, applicants with H2 workers will need to obtain a clearance from the Department of Public Health and Social Services.

§ 12702. Failure to Submit Renewal Application.

A renewal application must be made upon forms prescribed by the Board. Failure to apply for renewal or file as an inactive contractor on or before June 30th of each year shall automatically void a license.

(a) A licensee whose license is voided and would like to have it reactivated will have the opportunity to appeal to the Contractors License Board within a period of one (1) year. If approved, licensees must pay the required fee plus an amount equal to ten percent (10%) of the required fee.

(b) A licensee whose license is voided and would like to file as an inactive contractor must fill out forms prescribed by the board and pay applicable fees.

§ 12703. Proper Filing Authorizes Contractor to Operate.

The proper filing of a renewal application authorizes a contractor to continue operation until the actual issuance of the renewal license for the ensuing fiscal year; provided the license of said applicant is not otherwise under suspension by reason of the decision of the Board in a disciplinary proceeding.

§ 12704. Suspension.

No license which is under suspension by order of the Board or by operation of law shall be renewed until the suspension has been lifted and in such a case the filing of a renewal application form does not authorize operation as a contractor until the actual issuance of the renewal license.

§ 12705. Board May Refuse to Renew.

The Board may deny the renewal of a license upon the failure or refusal of the licensee to file and fully complete the renewal application form as prescribed by the Board, including the answering of any questions, and/or to otherwise fail to comply with Guam law or these Rules and Regulations.

§ 12706. Bond Requirement.

If an application is made for reinstatement of a suspended or revoked license as a result of violation of the Government Code of Guam, the Board may require as an added requirement for the reinstatement, proof of financial integrity such as a bond in an amount and under terms to be determined by the Board. The sum of any such bond shall be based on the magnitude of the operations of the applicant.

§ 12707. Waiving a Bond.

The Board may waive the requirement of a bond where the applicant or licensee has made a full restitution to all parties injured, if any, as a result of the act for which a license was suspended or revoked.

§ 12708. Renewal Application Availability.

By the fifteenth (15th) day of March each year, renewal applications will be made available. The renewal application form approved by the Board shall contain instructions to the licensee for the completion of the application. As a condition of renewal, licensees shall be required to answer all questions. Pursuant to § 12705 of this Article, the failure of the licensee to complete the renewal application form or to fully answer all questions may result in denial of the renewal.

§ 12709. Renewal Application File Date.

The date upon which renewal application shall be deemed to be filed with the Board shall be

(a) the date of the postmark appearing upon the envelope containing the application, if sent by mail.

(b) the stamp marked there on immediately upon receipt, if submitted personally to the Contractors License Board.

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(c) the date received as indicated on the timestamp, if submitted electronically.

§ 12710. Conditions for Renewal of License.

(a) A renewal of license will not be made until the applicant establishes that he continues to have financial integrity which may be demonstrated by the absence of unpaid wage claims, mechanic's liens, material man's claims or unpaid tax assessments related to the activity for which the renewal is sought.

(b) The applicant must show proof of financial solvency from a United States bank or a bank located in Guam such as a bank letter of credit attesting to solvency or a current monthly financial statement.

(c) At the time of renewal after examination of such materials as well as other information brought to its attention, if the Board has reasonable cause to believe that an applicant has not maintained satisfactory financial integrity, the Board shall, by registered mail, notify the applicant stating that the allegations upon which such a finding may be made and setting a place for Board's decision. An applicant may continue to do business on their existing license, subject to such action as may be taken by the Board to suspend the applicant's privilege of operation.

2026 NOTE: Reference to the "Territory" omitted pursuant to 1 GCA § 420.

ARTICLE 8
REVOCATION OR SUSPENSION OF LICENSE

§ 12801. Causes of Revocation or Suspension.

§ 12802. Procedure for Hearing and Appeals.

§ 12803. Notice Due to Contractors License Board Upon Death, Dissociation or Disability.

§ 12804. Board Jurisdiction to Proceed.

§ 12801. Causes of Revocation or Suspension.

(a) The Board may revoke any license issued hereunder, suspend the right of licensee to use such licenses, or refuse to renew any such license for any of the following causes:

(1) Conviction of any felony or misdemeanor involving moral turpitude;

(2) Any dishonest, fraudulent or deceitful act as a contractor which causes substantial damage to another;

(3) Pursuing a continued and flagrant course of misrepresentation or of making false promises through advertising or otherwise;

(4) Abandonment of any construction project or operation without reasonable or legal excuse;

(5) Willful departure from or willful disregard of plans or specifications in any material respect without consent of the owner or his duly authorized representative, which is prejudicial to a person entitled to have the construction project or operation completed in accordance with such plans and specifications;

(6) Willful violation of any law of Guam or of any political subdivision thereof, relating to building, including any violation of any applicable rule or regulation of the Department of Public health, or of any applicable safety, environmental, or labor law;

(7) Failure to make and keep records showing all contracts, documents, records, receipts and disbursements by a licensee of all his transaction as a contract for a period of not less than three (3)

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years after completion of any construction project or operation to which the records refer or to permit inspections of such records by the Board;

(8) When the licensee being a partnership or a joint venture permits any member of such partnership or joint venture who does not hold a license to actively participate in the contracting business thereof;

(9) When the licensee being a corporation permits any officer or employee of such corporation who does not hold a license to have the direct management of the contracting business thereof;

(10) Misrepresentation of a material fact by an applicant in obtaining a license;

(11) Failure of a licensee to complete in a material respect any construction project or operation for the agreed price if a failure is without legal excuse;

(12) Willful failure in any material respect to comply with any part of this Chapter or with 21 GCA Chapter 70.

(13) Willful failure or refusal to prosecute a project or operation to completion with reasonable diligence;

(14) Willful failure to pay when due a debt incurred for services of materials rendered or purchased in connection with operations as a contractor when he has the ability to pay or when he has received sufficient funds thereof as payment for the particular operation for which the services or materials were rendered or purchased;

(15) The false denial of any debt due or the validity of the claim therefore with intent to secure for licensee, his employer or other person, any discount of such debt or with intent to hinder, delay or defraud the person to whom such debt is due;

(16) Failure to secure or maintain workmen's compensation insurance;

(17) Knowingly entering into a contract with an unlicensed contractor involving work or activity for the performance of which licensing is required under this chapter;

(18) When the Responsible Management Employee and/or the majority stockholders have, under another corporate or company structure, caused the non-payment of employees' wages and/or the abandonment of alien workers to become a burden on the government;

(19) Upon certification of failure of payment of taxes by the Department of Revenue and Taxation; or

(20) Knowingly taps into any power, water, sewer line, or facility belonging to the Guam Power Authority and/or the Guam Waterworks Authority without first obtaining permission through the established service rules and regulations of each respective governmental agency.

(b) No license shall be suspended for longer than two (2) years and no person whose license is revoked shall be eligible for a new license until the expiration of two (2) years. At such time, a new original application shall be submitted and subject to the requirements of Article two of these Rules and Regulations.

(c) For purposes of this Section, the Contractors License Board in cooperation and in conjunction with the Department of Public Works, Department of Revenue and Taxation and the Department of Labor shall have investigative powers for purposes of carrying out the intent of this Section.

2026 NOTE: Reference to the "Territory" replaced with "Guam" pursuant to 1 GCA § 420.

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§ 12802. Procedure for Hearing and Appeals.

(a) Hearings over a proposal to refuse to grant a license or to revoke or suspend a license or to refuse to renew a license shall be governed by 21 GCA § 70117, as amended.

(b) Appeals over decisions of the Board shall be governed by 21 GCA § 70118, as amended.

§ 12803. Notice Due to Contractors License Board Upon Death, Dissociation, or Disability.

(a) A licensee whose contracting business is under the direct management of a Responsible Management Employee shall within thirty (30) days of the death, dissociation or disability of such responsible managing employee notify the Board of such death, dissociation, or disability. If notice is given, the license shall remain in force for a reasonable length of time not less than thirty (30) days from such death, dissociation, or disability to be determined by the Board.

(b) Disability includes any situation in which the direct management of a licensee's contracting business is no longer under the control of a Responsible Management Employee.

(c) Failure of the licensee to notify the Board within thirty (30) days shall result in the license being automatically suspended without a hearing. The license may be reinstated when the licensee qualifies another individual as the Responsible Management Employee.

§ 12804. Board Jurisdiction to Proceed.

The lapsing or suspension of a license by operation of law, by order or decision of the Board or a court of law, or by the voluntary surrender of a license by the licensee shall not deprive the Board of jurisdiction to proceed with any investigation of or action or disciplinary proceeding against such license or to render a decision suspending or revoking such license.

ARTICLE 9
OWNERSHIP AND MANAGEMENT OF LICENSE

§ 12901. A License Issued by the Board Shall Not Be Transferable.

§ 12902. Change in Management Personnel

§ 12903. Place of Business

§ 12904. Change of Address

§ 12901. A License Issued by the Board Shall Not Be Transferable.

No licensee shall permit a contracting business to be under the direct management of an unlicensed Responsible Management Employee.

§ 12902. Change in Management Personnel.

Any change in the management personnel of the licensee as listed in the licensee's most recent application shall be reported to the Board within ten (10) days of such change.

§ 12903. Place of Business.

With the exception of a Responsible Management Employee, no license shall be issued or renewed by the Board to any person who does not maintain a permanent place of business within Guam wherein he may be served with notice and/or legal proceedings and wherein his license is prominently displayed.

2026 NOTE: Reference to the "Territory" replaced with "Guam" pursuant to 1 GCA § 420.

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§ 12904. Change of Address.

The licensee shall notify the Board of any change of address within thirty (30) days of such change.

ARTICLE 10
REPORTS TO THE CONTRACTORS LICENSE BOARD BY CONTRACTORS

§ 121001. Reports to the Executive Director.

§ 121001. Reports to the Executive Director.

All contractors, including general building contractors engaged in home improvement and renovation shall maintain with the Board a current file containing the following:

- (a) The form of contract used in the business. This form shall provide a clear statement of:
 - (1) The contract amount;
 - (2) The date work is to commence and the anticipated number of days for completion;
 - (3) The work to be performed, materials to be used, cost breakdown, and detailed scope of work; and
 - (4) The approximate percentage of work to be subcontracted if applicable.
- (b) Signatures of the licensee and his Responsible Management Employee.

ARTICLE 11
RESPONSIBILITY OF GOOD WORKMANSHIP

§ 121101. Responsibility of Good Workmanship.

§ 121102. Identification Display.

§ 121101. Responsibility of Good Workmanship.

No licensee may, by failing to prepare written specifications or otherwise, relieve himself or attempt to relieve himself of the responsibility of good workmanship.

§ 121102. Identification Display.

All contractors must publicly display a sign or building permit on all building project sites identifying the licensee performing the project, the title of the project, the licensee's phone number and other relevant contact information. The building permit or copy of the permit shall be kept on the site of the work until the completion of the project as prescribed by IBC 09 105.7 (Placement of Permit).

ARTICLE 12
CONFLICT WITH LAW

§ 121201. Conflict With Guam Law.

§ 121201. Conflict With Guam Law.

To the extent that any part of these Rules and Regulations conflict with Guam law, then Guam law shall prevail.

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**ARTICLE 13
PROVISIONAL LICENSE; MASTER ELECTRICIAN CERTIFICATE**

- § 121301. Power of the Board to Issue Provisional License.
§ 121302. Power of the Board to Issue Master Electrician Certificate.

§ 121301. Power of the Board to Issue Provisional License.

(a) In its sole discretion, the Board may issue a provisional license provided the applicant submits a written request for the license agreeing to comply with any condition the Board may establish for the licensee, including the provision that the license may be withdrawn at any time with after a hearing upon determination by the Board that the holder of the license has violated the law or these Rules or Regulations or is otherwise not acting in the best interest of the public.

(b) The provisional license will only be issued by the Board when:

(1) The applicant has not met all requirements for the issuance or renewal of a license but the Board determines it to be in the best interest of the public to issue or renew the license on a provisional or conditional basis.

(2) The licensee has committed an act which may be grounds for the revocation, suspension, or refusal to renew the license under 21 GCA § 70116, but the Board in lieu of revoking, suspending, or refusing to renew the license, determines it to be in the best interest of the public to have the licensee retain the license on a provisional or conditional basis.

(3) Under other circumstances in which the Board determines it to be in the best interest of the public that a person be issued a provisional license. "Other circumstances" include the consideration of self-construction projects.

(c) The applicant must have four (4) years of experience as a foreman supervising employees or contractors in the particular field of contracting in which the applicant intends to engage as a contractor with the provisional license.

(d) The provisional license shall be valid for one (1) year and can be renewed annually until the job is complete provided the applicant pays all applicable renewal fees.

(e) A person issued a provisional license for self-construction must possess knowledge in general engineering or general building contracting.

(f) A person issued a provisional license has the option to hire assistance. In such cases, the provisional licensee may be responsible for procuring workers compensation insurance and addressing any other insurance obligations and taxes if the hired party or company does not provide these services. Hired contractors or sub-contractors hired must be licensed with the Contractors License Board.

§ 121302. Power of the Board to Issue Master Electrician Certificate.

The Board may issue a Master Electrician Certificate for two (2) years upon payment of a fee of \$100 provided the applicant has ten (10) or more years of experience in that specialty trade, has passed the written test with seventy percent (70%) or higher in this trade and the oral examination to be performed by the Board, and must not have been in violation of any provision of 21 GCA Chapter 70 or of these Rules and Regulations within the past five (5) years before time of application.
