

**MINUTES OF THE STRUCTURAL PEST CONTROL BOARD
PRE-TREATMENT COMMITTEE MEETING**

February 18, 2015

The meeting was held February 18, 2015 at the Department of Consumer Affairs,
Lake Tahoe Conference Room, 2005 Evergreen Street, Sacramento, California.

Committee Members Present:

Eric Paulsen, Chairman
Kathy Boyle
Kevin Etheridge
Gary Martin
Josh Huntsinger
Vernard Lewis
Sabas Romo

Board Staff Present:

Susan Saylor, Executive Officer
Robert Lucas, Assistant Executive Officer
Ronni O'Flaherty, Administrative Analyst
David Skelton, Administrative Analyst

Departmental Staff Present:

Frederic Chan-You, Legal Counsel

ROLL CALL / ESTABLISHMENT OF QUORUM

Mr. Paulsen called the meeting to order at 10:03 A.M. and Ms. Saylor read roll call.

Committee members, Paulsen, Boyle, Etheridge, Martin, Huntsinger, and Lewis were present.

Committee members, Byerly, Moss, and Romo were absent.

A quorum of the Committee was established.

REVIEW OF THE STRUCTURAL PEST CONTROL ACT AND TITLE 16 CALIFORNIA CODE OF REGULATIONS WITH A FOCUS ON THE DEVELOPMENT OF SOLUTIONS TO ENSURE PROPER PRACTICE OF PRE-CONSTRUCTION TERMITE TREATMENTS FOR THE PURPOSE OF MAKING RECOMMENDATIONS TO THE STRUCTURAL PEST CONTROL BOARD

Mr. Chan-You briefed the Committee on the provisions of the Open Meetings Act.

Mr. Paulsen stated that the focus of this Committee will be to recommend legislative and / or regulatory changes to the Structural Pest Control Board (Board) that will ensure the proper practice of pre-construction termite treatment.

The Committee identified and discussed the following areas of concern within the Pre-Treatment industry in California –

- The lack of enforcement mechanisms available to the Board or County Agricultural Commissioners (CACs) that could be used to help ensure the proper practice of pre-construction termite treatments.
- The prevalence of companies that use an insufficient amount of pesticide in Pre-Treatment applications and the inability of responsible companies to offer competitive prices as a result.
- The lack of effective reporting requirements and the resultant absence of reliable data available to the Board to determine who, where, and how much Pre-Treatment is occurring within California.

The Committee discussed existing law and whether or not it is sufficient to provide enforcement tools to the Board and / or CACs, specifically citing Business and Professions Code (B&P) Sections 8516, 8538 and Title 16, California Code of Regulations (CCR) Section 1991.

12:00 P.M. Committee Member Sabas Romo arrived.

The Committee determined that before it could make recommendations to change the law it would need reliable data to analyze, and use to help determine a course of action.

The Committee discussed the use of various means to gather data on the number of Pre-Treatments occurring in California including, Housing and Urban Development (HUD) data, monthly Pesticide Use Reports, and Inspection or Completion Forms.

Mr. Etheridge moved and Mr. Martin seconded to direct staff to look into the feasibility of modifying existing forms in a manner that would provide the Board with the ability to track the Pre-Treatments that are occurring. Passed unanimously. (AYES: PAULSEN, BOYLE, ETHERIDGE, HUNTSINGER, LEWIS, MARTIN, ROMO. NOES: NONE. ABSTENTIONS: NONE.)

Mr. Martin moved and Mr. Romo seconded to add a Pre-Treatment box to the Inspection Report form and for staff to look into ways via the Completion Report or CCR Section 1970 to gather data concerning the amount and type of pesticide that is used for a given square footage and tie it back to the original Inspection Report. Passed unanimously. (AYES: PAULSEN, BOYLE, ETHERIDGE, HUNTSINGER, LEWIS, MARTIN, ROMO. NOES: NONE. ABSTENTIONS: NONE.)

Ms. Boyle moved and Mr. Huntsinger seconded to direct staff to gather any appropriate and available data to aid the Committee in making regulatory decisions in the practice of Pre-Treatment. Passed unanimously. (AYES: PAULSEN, BOYLE, ETHERIDGE, HUNTSINGER, LEWIS, MARTIN, ROMO. NOES: NONE. ABSTENTIONS: NONE.)

PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA

There were no public comments for items not on the agenda.

FUTURE MEETING DATES

The next meeting was scheduled for April 15, 2015 in Sacramento.

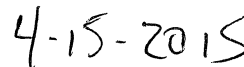
ADJOURNMENT

Mr. Romo moved and Mr. Etheridge seconded to adjourn the meeting. Passed unanimously. (AYES: PAULSEN, BOYLE, ETHERIDGE, HUNTSINGER, LEWIS, MARTIN, ROMO. NOES: NONE. ABSTENTIONS: NONE.)

The meeting was adjourned at 1:34 P.M.



Eric Paulsen, Chairman



Date