



## **BOARD MEETING**

### NOTICE and AGENDA

Tuesday, July 11, 2017  
1:00 P.M.  
Wednesday, July 12, 2017  
8:00 A.M.

Double Tree Hotel  
Mahogany Room, Second Floor  
555 W. Foothill Blvd  
Claremont, CA 91711

Contact Person: Susan Saylor  
(916) 561-8700

### AGENDA

#### **Tuesday, July 11, 2017**

- I. Roll Call / Establishment of Quorum
- II. Flag Salute / Pledge of Allegiance
- III. Public Comment for Items Not on the Agenda  
*The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting.  
[Government Code Sections 11125, 11125.7(a)]*
- IV. Petition for Reinstatement  
Anthony Venegas — FR 39846 — Branch 2
- V. Petition for Reinstatement  
Stephen Lawson — OPR 8722 — Branch 1
- VI. Petition for Reinstatement  
Anthony Oliva — RA 46757 — Branches 2 & 3
- VII. Petition for Reinstatement  
Carl Gay-Lyles — FR 39325 — Branch 2
- VIII. Closed Session – Pursuant to subdivision (c) (3) of Section 11126 of the Government Code, the Board will meet in closed session to consider proposed disciplinary actions, stipulated settlements, and petitions for modification / termination of probation and reinstatement

#### **Return to Open Session**

- IX. Recess

#### **Wednesday, July 12, 2017**

- X. Roll Call / Establishment of Quorum
- XI. Flag Salute / Pledge of Allegiance

- XII. Public Comment for Items Not on the Agenda  
*The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting.  
[Government Code Sections 11125, 11125.7(a)]*
- XIII. Approval of Minutes of the April 6, 2017 Board Meeting
- XIV. Sulfuryl Fluoride and Mitigation Development for Structural Uses
- XV. Executive Officer's Report
  - a. Licensing, Enforcement, Examination and WDO Statistics
  - b. Survey Results
  - c. Sunset Review Update
  - d. Examination Development
- XVI. Regulatory Update — The Executive Officer Will Provide Updates on California Code of Regulations, Title 16, Sections 1914 – Company Name Approval, 1937.11 – Disciplinary Guidelines, 1993.2, 1993.3, and 1993.4 – Termite Stations
- XVII. Legislative Update — The Executive Officer Will Provide Updates on Assembly Bills (AB) 593 – Structural Fumigation, 710 – Department of Consumer Affairs Boards and Meetings, and 1590 – Time Period for Filing Accusations and Senate Bill (SB) 800 – Change of Employment
- XVIII. Veterans Advocacy Group of America Presentation Regarding Vocational Training for Structural Pest Control
- XIX. Discussion and Possible Action on the Unlicensed Performance of Termite Inspections by Home Inspectors
- XX. Discussion and Possible Action Regarding Board Position Letter on AB 1687 - Pesticides: Use of Anticoagulants
- XXI. Board Calendar
- XXII. Future Agenda Items
- XXIII. Adjournment

The meeting may be cancelled or changed without notice. For verification, please check the Board's website at [www.pestboard.ca.gov](http://www.pestboard.ca.gov) or call 916-561-8700. Action may be taken on any item on the agenda. Any item may be taken out of order to accommodate speakers and/or to maintain a quorum. Meetings of the Structural Pest Control Board are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. The public may take appropriate opportunities to comment on any issue before the Board at the time the item is heard, but the President may, at his discretion, apportion available time among those who wish to speak. The public may comment on issues not on the agenda, but Board Members cannot discuss any issue that is not listed on the agenda. If you are presenting information to the Board, please provide 13 copies of your testimony for the Board Members and staff. Copying equipment is not available at the meeting location.

The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting the Structural Pest Control Board at (916) 561-8700 or email [pestboard@dca.ca.gov](mailto:pestboard@dca.ca.gov) or send a written request to the Structural

Pest Control Board, 2005 Evergreen Street, Suite 1500, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

This agenda can be found on the Structural Pest Control Board's Website at: [www.pestboard.ca.gov](http://www.pestboard.ca.gov)

**MINUTES OF THE MEETING OF THE  
STRUCTURAL PEST CONTROL BOARD**

The meeting was held April 6, 2017 at the Department of Consumer Affairs,  
Hearing Room, 2005 Evergreen Street, Sacramento, California.

**Board Members Present:**

Dave Tamayo, President  
Darren Van Steenwyk, Vice President  
Ronna Brand  
Naresh Duggal  
Mike Duran  
Curtis Good  
Servando Ornelas

**Board Members Absent:**

None

**Board Staff Present:**

Susan Saylor, Executive Officer  
Robert Lucas, Assistant Executive Officer  
Kathy Boyle, Chief Enforcement Officer  
David Skelton, Administrative Analyst

**Departmental Staff Present:**

Michael Santiago, Legal Counsel  
Jonathan Burke, Executive Office

**ROLL CALL / ESTABLISHMENT OF QUORUM**

Mr. Tamayo called the meeting to order at 9:00 A.M. and Ms. Saylor called roll.

Board Members Tamayo, Van Steenwyk, Brand, Duggal, Duran, Good, and Ornelas were present.

No Board Members were absent.

## **FLAG SALUTE / PLEDGE OF ALLEGIANCE**

Mr. Tamayo lead everyone in the flag salute and recitation of the Pledge of Allegiance.

## **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**

Billy Gaither, BG Inspections and Pest Control, requested a future agenda item to discuss home inspectors performing unlicensed termite inspections.

Mr. Tamayo welcomed Mr. Ornelas as a new member of the Board.

## **PETITION FOR REINSTATEMENT**

### **RODNEY A. LAMBRIGHT — OPR 7410 — BRANCH 3**

Administrative Law Judge Timothy J. Aspinwall sat with the Board to hear the Petition for Reinstatement for Rodney A. Lambright, Operator License Number 7410. Mr. Lambright was informed that he would be notified by mail of the Board's decision.

## **CLOSED SESSION**

Pursuant to subdivision (c) (3) of Section 11126 of the Government Code, the Board met in closed session to consider proposed disciplinary actions, stipulated settlements, and petitions for modification / termination of probation and reinstatement.

## **Return to Open Session**

## **APPROVAL OF THE MINUTES OF THE JANUARY 12, 2017 BOARD MEETING**

Mr. Duran moved and Mr. Good seconded to approve the Minutes of the January 12, 2017 Board Meeting. Passed unanimously. (AYES: VAN STEENWYK, BRAND, DUGGAL, DURAN, GOOD. NOES: NONE. ABSTENTIONS: TAMAYO, ORNELAS.)

## **EXECUTIVE OFFICER'S REPORT**

Ms. Saylor reported to the Board on licensing and enforcement survey results and statistics, examination and wood destroying organism (WDO) statistics, the Board's upcoming sunset review, the appointment of Dean Grafilo as the new director of Department of Consumer Affairs (DCA), examination development, and regulatory and legislative updates.

Ms. Saylor updated the Board on the implementation of Title 16, California Code of Regulations (CCR), section 1960 to require individuals who have never been Livescanned to do so as a condition of license renewal. Ms. Saylor informed the Board that for the 2017 renewal period roughly 1,600 individuals have been identified as needing a Livescan and that 700 of them have already completed the process.

Mr. Tamayo asked if the individuals who need to be Livescanned have been notified by the Board.

Ms. Saylor stated that when CCR section 1960 became effective on January 1, 2016, all affected licensees were notified and that additionally, the Board sends three notices to each affected licensee during their specific renewal period.

Mr. Good asked about the turnaround times that licensing exam applicants are experiencing.

Ms. Saylor stated that Psychological Services Incorporated (PSI) is required by contract to find every applicant a seat within 5 days of receiving an application. Ms. Saylor added that PSI will not seat multiple applicants from one organization at the same exam due to exam security concerns.

**DISCUSSION AND POSSIBLE BOARD ACTION REGARDING PROPOSED AMENDMENTS TO BUSINESS AND PROFESSIONS (B&P) CODE SECTION 8505.11 AND CALIFORNIA CODE OF REGULATIONS (CCR) SECTION 1991 TO REQUIRE A REFERENCE TO THE CUBIC SQUARE FEET OF THE AREA TO BE FUMIGATED WHEN A RECOMMENDATION FOR FUMIGATION IS MADE**

The proposed amendments to B&P Code section 8505.11 and CCR section 1991 were placed on the Agenda at the behest of a Board licensed Operator who was not in attendance at the meeting. The proposed amendments to B&P Code section 8505.11 and CCR section 1991 were tabled indefinitely.

**STRUCTURAL PEST CONTROL BOARD RESEARCH ADVISORY PANEL UPDATE**

Ms. Saylor stated that staff is currently working with Department of Consumer Affairs (DCA) on the creation of Requests for Proposal (RFP) and asked the Board if it intended for staff to distribute the RFPs upon completion or, present them at the July meeting for Board approval.

After some discussion the Board instructed staff to distribute the RFP once it has been created.

**DISCUSSION AND POSSIBLE BOARD POSITION ON ASSEMBLY BILL (AB) 593 TO EXTEND THE STRUCTURAL FUMIGATION ENFORCEMENT PROGRAM**

Ms. Saylor stated that the fumigation enforcement program is set to sunset on January 1, 2018 and that Assembly Bill (AB) 593 will extend that date to January 1, 2022.

Mr. Good expressed his support for the fumigation enforcement program and stated that it helps provide for consistent enforcement in the counties that participate.

Mr. Good stated his displeasure with the inconsistent enforcement practices in San Diego county and specifically mentioned companies being cited and/or fined for violations that should go to individual licensees.

Chris Reardon, Pest Control Operators of California (PCOC), stated PCOC's support for AB 593 and also agreed with Mr. Good about the inconsistent enforcement practices in San Diego county.

Todd Veden, Terminix, stated his agreement that San Diego county enforcement too often cites companies for violations that should go to individual licensees.

Mr. Good stated his desire for the Board to send a letter to San Diego county voicing its displeasure with the inconsistent enforcement activity that has been occurring.

Ms. Saylor suggested that the letter be authored by the Fumigation Enforcement Committee and Mr. Good agreed that it would be appropriate to start there.

**DISCUSSION AND POSSIBLE BOARD POSITION ON POSSIBLE BILL CONTAINING PROPOSED AMENDMENTS TO BUSINESS AND PROFESSIONS CODE SECTION 8567 TO ALLOW REGISTERED COMPANIES TO NOTIFY THE BOARD OF AN EMPLOYEE'S DISASSOCIATION WHEN THE EMPLOYEE FAILS TO DO SO**

Ms. Saylor stated that the proposed amendments to B&P Code section 8567 will allow companies to notify the Board of an employee's disassociation when the employee fails to do so.

Mr. Good stated his support for the proposed amendment to B&P Code section 8567 and added that he felt the change is long overdue.

Mr. Tamayo clarified that the proposed changes to B&P Code section 8567 do not relieve the licensee of his or her responsibility to notify the Board of a change in their employment.

Mr. Veden asked if companies would now be subject to violations if they fail to inform the Board of an employee's disassociation.

Ms. Saylor stated that licensees are still obligated to inform the Board of a change in their employment and that companies will not be subject to violations if they do not inform the Board of an employee's disassociation.

Mr. Reardon stated PCOC's support for the proposed amendments to B&P Code section 8567.

**DISCUSSION AND POSSIBLE BOARD POSITION ON ASSEMBLY BILL (AB) 1590 TO LENGTHEN THE TIME PERIOD THE BOARD HAS TO FILE AN ACCUSATION AFTER A COMPLAINT IS FILED FROM 12 TO 18 MONTHS**

Ms. Saylor stated that AB 1590 will amend B&P Code section 8621 to lengthen the time period the board has to file an accusation after a complaint is filed from 12 to 18 months.

Mr. Reardon stated that PCOC is in support of AB 1590.

**CONSIDERATION AND POSSIBLE APPROVAL OF 15 DAY NOTICE OF MODIFIED TEXT WITH REVISED PROPOSED LANGUAGE FOR REGULATORY AMENDMENT OF CALIFORNIA CODE OF REGULATIONS, TITLE 16, SECTION 1937.11 AND THE BOARD'S DISCIPLINARY GUIDELINES**

Mr. Santiago presented to the Board the modified proposed language for the Board's proposed regulatory changes to CCR section 1937.11 and the Disciplinary Guidelines.

Mr. Duran moved and Mr. Van Steenwyk seconded to approve the proposed modified text for a 15 day public comment period and delegate to the executive officer the authority to adopt the proposed regulatory changes as modified if there are no adverse comments received during the public comment period and also delegate to the executive officer the authority to make any technical or non-substantive changes that may be required to complete the rulemaking file. Passed unanimously. (AYES: TAMAYO, VAN STEENWYK, BRAND, DUGGAL, DURAN, GOOD, ORNELAS. NOES: NONE. ABSTENTIONS: NONE.)

**CONSIDERATION AND POSSIBLE APPROVAL OF 15 DAY NOTICE OF MODIFIED TEXT WITH REVISED PROPOSED LANGUAGE FOR REGULATORY AMENDMENT OF TITLE 16, CALIFORNIA CODE OF REGULATIONS SECTIONS 1993.2, 1993.3, AND 1993.4**

Mr. Santiago presented to the Board the modified proposed language for the Board's proposed regulatory changes to CCR sections 1993.2, 1993.3, and 1993.4.

Mr. Van Steenwyk moved and Mr. Duran seconded to approve the proposed modified text for a 15 day public comment period and delegate to the executive officer the authority to adopt the proposed regulatory changes as modified if there are no adverse comments received during the public comment period and also delegate to the executive officer the authority to make any technical or non-substantive changes that may be required to complete the rulemaking file. Passed unanimously. (AYES: TAMAYO, VAN STEENWYK, BRAND, DUGGAL, DURAN, GOOD, ORNELAS. NOES: NONE. ABSTENTIONS: NONE.)



## **BOARD CALENDAR**

The next 3 meetings of the Board were scheduled for —

Tuesday, July 11 and Wednesday, July 12, 2017 in Ontario.

Tuesday, October 10 and Wednesday, October 11, 2017 in Sacramento.

Tuesday, January 9 and Wednesday, January 10, 2018 in Los Angeles.

The scheduling of the April, 2018 meeting of the Board was tabled until the July, 2017 meeting.

## **DISCUSSION AND POSSIBLE BOARD POSITION ON ASSEMBLY BILL (AB) 1687 TO EXPAND THE PROHIBITION ON SPECIFIED ANTICOAGULANT PESTICIDES**

Mr. Van Steenwyk stated that AB 1687 would not be considered in the legislature until 2018.

Mr. Tamayo asked Mr. Santiago if he felt it was within the Board's scope to discuss and possibly take a position on AB 1687.

Mr. Santiago stated that the Board could discuss and take a position on AB 1687.

Mr. Van Steenwyk stated that AB 1687 has the potential to reduce consumer protection and that it is a flawed, disproportionate response to the issue of anticoagulant rodenticides being misapplied.

Mr. Good stated that the structural pest control industry has a responsibility to help protect the public health and that banning the use of rodenticides would jeopardize that goal.

Mr. Duran stated his opposition to AB 1687.

Mr. Duggal stated that the Board should work with the author of AB 1687, Assemblyman Bloom, by emphasizing the responsible use of rodenticides by the structural pest control industry and pointing out that the majority of misapplications happen in the course of agricultural pest control.

Mr. Tamayo stated his agreement with Mr. Duggal and advocated emphasizing the responsible use of rodenticides by the structural pest control industry.

Jim Steed, Neighborly Pest Management, stated that banning rodenticides is a bad idea and that the stakeholders should be working together to find common ground.

Mr. Tamayo stated that the Board could direct staff to work with 1 or 2 Board members on the creation of a letter that would echo Mr. Steed's comments and that the Board could approve the letter at the July, 2017 meeting.

Mr. Van Steenwyk and Mr. Good stated that they would work with staff on the creation of a letter that would state the Board's position on AB 1687 and be distributed to stakeholders after approval at the July, 2017 meeting.

**FUTURE AGENDA ITEMS**

The following were identified as future agenda items —

The presentation and approval of a letter regarding AB 1687.

A presentation by the Veterans Advocacy Group of America concerning job training opportunities in the structural pest control industry.

Unlicensed termite inspections being performed by home inspectors.

**ADJOURNMENT**

The meeting was adjourned at 12:36 P.M.

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Dave Tamayo, President

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Date

STRUCTURAL PEST CONTROL BOARD STATISTICS FOR MAY 2017	FISCAL YEAR 2016/2017		FISCAL YEAR 2015/2016	
	Monthly	Year To Date	Monthly	Year To Date
<b>EXAMINATION</b>				
Field Representatives Scheduled/Authorized	724	5,446	556	5,375
Field Representatives Examined	580	4,071	596	4,224
Field Representatives Passed	317	2,053	364	1,894
Field Representatives Failed	263	2,018	232	2,330
Operators Scheduled/Authorized	56	372	25	386
Operators Examined	25	297	28	353
Operators Passed	16	192	18	229
Operators Failed	9	105	10	124
Applicators Scheduled/Authorized	404	3,463	389	3,490
Applicators Examined	332	2,819	341	2,873
Applicators Passed	147	1,331	175	1,364
Applicators Failed	185	1,488	166	1,509
Field Representatives Passing Rate	55%	50%	61%	45%
Operator Passing Rate	64%	65%	64%	65%
Applicators Passing Rate	44%	47%	51%	47%
<b>LICENSING</b>				
Field Representative Licenses Issued	189	1,455	184	1,203
Operator Licenses Issued	9	148	14	152
Company Registrations Issued	15	203	17	216
Branch Office Registrations Issued	1	32	6	35
Change of Registered Company Officers	2	24	0	24
Change Of Qualifying Manager	3	79	11	105
Applicator Licenses Issued	142	1,294	162	1,281
Duplicate Licenses Issued	47	868	75	867
Upgrade Present License	29	278	25	210
Change of Status Processed	29	355	23	362
Address Change	76	1,332	101	1,517
Address Change (Principal Office)	23	246	28	249
Address Change (Branch Office)	0	18	2	37
Transfer of Employment Processed	93	1,602	122	1,436
Change of Name	3	17	2	22
Change of Registered Company Name	0	8	0	14
License Histories Prepared	26	232	16	203
Down Grade Present License	95	739	98	687
<b>LICENSES/REGISTRATIONS IN EFFECT</b>				
Field Representative		11,959		11,044
Operator		4,137		4,087
Company Registration		3,075		2,987
Branch Office		439		442
Licensed Applicator		7,581		7,226
<b>LICENSES/REGISTRATIONS ON PROBATION</b>				
Companies		20		17
Licensees		78		101

STRUCTURAL PEST CONTROL BOARD STATISTICS FOR MAY 2017	FISCAL YEAR 2016/2017		FISCAL YEAR 2015/2016	
	Monthly	Year To Date	Monthly	Year To Date
<b>LICENSES RENEWED</b>				
Operator	287	398	282	462
Field Representative	391	726	556	967
Applicator	110	256	149	222
<b>LICENSES/ REGISTRATIONS CANCELLED</b>				
Operator	0	113	3	210
Field Representative	9	972	10	830
Company Registration	10	121	13	176
Branch Office	4	42	4	36
Applicator	8	1,178	13	1,122
<b>LICENSES DENIED</b>				
Licenses	2	59	1	26
<b>INVESTIGATIVE FINES PROCESSED</b>				
Fines Processed	\$0	\$0	\$0	\$0
Penalty Assessment	\$3,000	\$3,000	\$3,000	\$3,000
Pesticide Fines	\$7,475	\$115,961	\$16,250	\$156,520
<b>STAMPS SOLD</b>				
Pesticide	6,210	65,051	6,950	67,200
<b>SEARCHES MADE</b>				
Public	77	782	69	1138
Complaints	12	67	17	321
<b>BOND &amp; INSURANCE</b>				
Bonds Processed	32	259	14	173
Insurance Processed	230	2243	230	2574
Restoration Bonds Processed	1	4	1	13
Suspension Orders	45	388	50	383
Cancellations Processed	101	586	34	326
Change of Bond/Insurance	9	317	17	293
<b>CONTINUING EDUCATION EXAMS</b>				
Field Representative Examined	0	0	0	0
Field Representative Passed	0	0	0	0
Field Representative Failed	0	0	0	0
		0		
Operator Examined	0	0	0	0
Operator Passed	0	0	0	0
Operator Failed	0	0	0	0
		0		
Applicator Examined	2	2	0	0
Applicator Passed	1	1	0	0
Applicator Failed	1	1	0	0

## LICENSING UNIT SURVEY RESULTS

July 11 & 12, 2017 – SPCB Meeting

March 22, 2017 – June 27, 2017

Response cards are sent to licensees, registered companies, and applicants receiving the following services: Licensure, Renewal of License, Upgrade/Downgrade License, Change of Qualifying Manager, Bond/Insurance, Company Registration, Transfer of Employment, Change of Address, and Examination. One hundred sixteen survey cards were mailed during this reporting period. Nine responses were received.

	Question	Yes	No	N/A
1	Was staff courteous?	100%	0%	0%
2	Did staff understand your question?	100%	0%	0%
3	Did staff clearly answer your question?	89%	0%	11%
4	Did staff promptly return your telephone call?	67%	11%	22%
5	Did staff efficiently and promptly handle your transaction?	89%	0%	11%
6	How long did it take to complete its action on your file?* (Average)	18 days		

\*There were 5 responses to question 6, ranging from 14 days to 30 days.

**Company Registration:** 30 days average (1 response)

**Operator License:** 20 days average (1 response)

**Field Representative License:** N/A (0 responses)

**Applicator License:** 15 days average (2 responses)

**Transfer of Employment:** N/A (0 responses)

**Change of Address:** N/A (0 responses)

**Bond/Insurance:** N/A (0 responses)

**Change of Qualifying Manager:** N/A (0 responses)

**Examination:** 14 days average (1 response)

Comments:

- The staff is very friendly. Thank you so much.

- Frank is busy!
- Everyone I spoke to was very friendly. Thanks.
- Thanks to staff.

## WDO ACTIVITIES FILED

	2012/13	2013/14	2014/15	2015/16	2016/17	MO. AVG
July	110,432	123,958	122,803	121,639	111,086	117,984
August	110,534	116,087	112,400	112,511	121,000	114,506
September	103,223	129,161	116,100	115,977	119,089	116,710
October	120,645	117,714	123,250	123,409	125,804	122,164
November	102,655	103,787	94,750	100,779	118,121	104,018
December	88,935	101,132	95,373	105,326	106,000	99,353
January	94,775	92,959	88,247	83,209	96,000	91,038
February	98,208	88,870	97,884	97,100	95,000	95,412
March	114,785	109,979	124,448	122,261	127,300	119,755
April	121,802	122,692	131,292	128,201	122,120	125,221
May	115,207	114,956	116,578	123,028	132,900	120,534
June	116,313	117,773	124,648	131,954		122,672
<b>FY Total</b>	<b>1,297,514</b>	<b>1,339,068</b>	<b>1,347,773</b>	<b>1,365,394</b>		<b>1,337,437</b>
AVG PER MO.	108,126	111,589	112,314	113,783		

**STRUCTURAL PEST CONTROL BOARD**

**REGULATORY ACTION STATUS**

<b>SECTION</b>	<b>SUBJECT</b>	<b>STATUS</b>
<b>1902</b>	<b>Definitions</b>	<b>July 1, 2017 - Staff Preparing Regulatory Proposal</b>
<b>1911</b>	Addresses – Permits licensees to request a mailing address other than the address of record.	March 13, 1996 – Approved by the Office of Administrative Law
	Addresses – Requires applicators to report change of address.	August 12, 1996 – Approved by the Office of Administrative Law
	<b>Change of Address / Employment</b>  <b>Allow Employers to Notify Board of Employee Disassociation</b>	<b>November 5, 2014 — Act Review Committee Recommended Change to Allow Companies to Notify the Board of Employee Disassociation</b>  <b>July 1, 2017 – The Language Proposed by the Act Review Committee is Included in Senate Bill (SB) 800 to Amend B&amp;P Code Section 8567 and Will Accomplish the Regulatory Effect of the Proposed Changes to CCR 1911</b>



1912	<p>Branch Office Registration – Section 100 Change. To change the phrase “A registered company who opens a branch shall ...” to “A registered company which opens a branch office shall...”</p>	<p>Section 100 Change – Approved by the Office of Administrative Law on May 17, 2004</p>
1914	<p>Name Style – Delete Board’s responsibility to disapprove confusingly similar name styles</p>	<p>December 16, 1998 – Public Hearing Disapproved by the Board April 4, 2003 - Public Hearing - Board voted to adopt February 14, 2004 Rulemaking File expired due to Executive Order Noticed for Public Hearing: April 8, 2005 Adopted by the Board. March 21, 2006 Approved by the Office of Administrative Law</p>
<b>1914</b>	<p><b>Name Style – Company Registration</b></p> <p>Will Prohibit the Approval or Use of a Company Name or Telephone Number That is the Same as the Name or Telephone Number of a Company Whose Registration has Been Surrendered</p>	<p><b>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</b></p> <p><b>July 1, 2017 – Final Rulemaking Package Undergoing Review at DCA</b></p>
1918	<p>Supervision – Clarifies that a field representative or an operator can supervise.</p> <p>Supervision – Permits qualifying managers to supervise multiple locations.</p>	<p>August 12, 1996 – Approved by the Office of Administrative Law.</p> <p>December 16, 1998 – Public Hearing. Referred to Rules and Regulations Committee.</p> <p>August 6, 1999 – Modified language mailed. January 11, 2001 Public Hearing. Adopted by the Board. Rulemaking file not completed by deadline of December 1, 2001</p>

1918	Re-states supervision of multiple locations, clarifies liability / responsibility of qualifying manager[s] & supervisor(s).	April 4, 2003 Public Hearing, referred to Rules and Regs Committee. Committee meeting held September 17, 2003. Placed on agenda for October 17, 2003 Bd. Mtg. Modified Text mailed Nov. 19, 2003. Comments due Dec. 3, 2003. No comments rec'd. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.
1919	Research Panel – Deletes reference to public board member on panel.	March 13, 1996 – Approved by the Office of Administrative Law.
1920	Cite & Fine – Authorizes board staff to issue citations and fines.	August 13, 1998 – Approved by the Office of Administrative Law.
	Cite & Fine – Amends to clarify no appeal after modification of decision.	October 15, 1999 – Public Hearing - Board voted to adopt.
1920 (e)(1)(2)(3)	Cite & Fine – Specifies that a second informal conference for a modified citation will not be allowed.	January 11, 2001 - Public Hearing - Board voted to adopt. December 1, 2001 Rulemaking File not completed by deadline. April 4, 2003 - Public Hearing - Board voted to adopt. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.

<p>1920(b)</p>	<p>Citation - Assessment of Fines – SB 362 increased max fine amount to \$5000.</p> <p>Repealed specific criteria required in assessing fines in excess of \$2,500.</p>	<p>Section 100 Change pending Administrative decision to go forward. Filed with Sec. of State: 12-18-03. Board approved DCA’s four sets of circumstance for max. fine on October 8, 2004. Noticed for Public Hearing July 15, 2005. December 30, 2005 – Approved by the Office of Administrative Law.</p> <p>Agency subsequently agreed that the specific criteria from 2004 for fines in excess of \$2,500 should no longer apply. Board approved on April 22, 2010.</p> <p>December 22, 2010 Notice, ISOR, Language, Std 399 submitted to Linda Otani for review/approval by DPR and Agency.</p> <p>April 12, 2011 DPR returned package with approval signatures.</p> <p>May 10, 2012 – Public Hearing – Board voted to adopt.</p> <p>March 22, 2013 rulemaking file filed with Office of Administrative Law</p> <p>May 8, 2013 – Disapproved by OAL</p> <p>Economic Impact Statement not included</p> <p>June 25, 2013 – 15 day notice to add Economic Impact Statement</p> <p>July 17, 2015 – Resubmitted to OAL</p> <p>August 8, 2013 – Approved by OAL</p> <p>Became Effective October 1, 2013</p>
<p>1920(e)(2)</p>	<p><b>Citations and Fines</b></p> <p><b>Allows the Board 30 Days Rather Than 10 to Notify Respondents of Informal Conference Decisions</b></p>	<p><b>July 14, 2016 – Language Approved by the Board and Staff Instructed to Begin the Rulemaking Process</b></p> <p><b>July 1, 2017 – Staff Preparing Regulatory Proposal</b></p>

1922	Civil Penalty Actions by Commissioners – Specifies penalty ranges. Penalty ranges serious, minor and moderate upped to mirror new law.	May 14, 1998 – Approved by the Office of Administrative Law. Noticed for Public Hearing: October 7, 2005. Adopted by the Board. August 25, 2006 – Approved by the Office of Administrative Law.
1922.3	Course requirements by County Agricultural Commissioners - Will place into regulation specific guidelines for licensee / County Ag Commissioners re: civil penalty actions.	Noticed for the April 23, 2004 Board Meeting. Approved by the Office of Administrative Law - July 6, 2005.
1923	Consumer Complaint Disclosure.  DCA created new document: Public Information System – Disclosure.	July 18, 2003 - Public Hearing - Board approved to adopt after proposed language modified with a 15-day public comment period. Rulemaking file placed on hold due to Executive Order. Withdrawn by DCA Legal Dept. Noticed for Public Hearing: October 7, 2005. Board voted to not proceed. (Language needs re-drafting – (a)4(d)(A) and (B)(ii) – now conforms to healing arts situation, and, if [A] is satisfied – so is [B])
1934	Board Approved Operator’s License Course – Specifies time period in which courses must be completed.	August 13, 1998 – Approved by the Office of Administrative Law.

1936	Operator and Field Representative License Applications Revisions to include military and veteran status, revised criminal history question, etc.	<p>March 27, 2014 – Staff directed by Board to begin rulemaking process to revise forms  June 4, 2015 - Noticed for Public Hearing</p> <p>July 23, 2015 - Public Hearing – Adopted by Board.</p> <p>August 20, 2015 – To DCA for legal review.</p> <p>June 8, 2016 – 15 Day Notice of Modified Text issued to clarify that California ID in lieu of driver license is acceptable.</p> <p>October 12, 2016 – Approved and Effective January 1, 2017</p>
1936.1	Company Registration Form Revisions to include military and veteran status, revised criminal history question, etc.	<p>March 27, 2014 – Staff directed by Board to begin rulemaking process to revise forms  June 4, 2015 - Noticed for Public Hearing</p> <p>July 23, 2015 - Public Hearing – Adopted by Board.</p> <p>August 20, 2015 – To DCA for legal review.</p> <p>June 8, 2016 – 15 Day Notice of Modified Text issued to clarify that California ID in lieu of driver license is acceptable.</p> <p>October 12, 2016 – Approved and Effective January 1, 2017</p>
1936.2	Applicator – Established by regulation the form for the applicator’s license.	August 12, 1996 – Approved by the Office of Administrative Law.

<p>1936.2</p>	<p>Applicator License Application Form Revisions to include military and veteran status, revised criminal history question, etc.</p>	<p>March 27, 2014 – Staff directed by Board to begin rulemaking process to revise forms</p> <p>June 4, 2015 - Noticed for Public Hearing.</p> <p>July 23, 2015 - Public Hearing – Adopted by Board</p> <p>August 20, 2015 – To DCA for legal review.</p> <p>June 8, 2016 – 15 Day Notice of Modified Text issued to clarify that California ID in lieu of driver license is acceptable.</p> <p>October 12, 2016 – Approved and Effective January 1, 2017</p>
<p>1937</p>	<p>Qualification of Applicant – Specifies minimum number of hours of training and experience.  IPM training and experience – Requires that branch 2 and/or 3 applicants complete training and experience in structural Integrated Pest Management as part of their pre-licensing requirements</p>	<p>August 13, 1998 – Approved by the Office of Administrative Law.</p> <p>January 2008 – Noticed for Public Hearing to amend the current regulation.</p> <p>April 18, 2008 - Public Hearing - Board approved to adopt.</p> <p>June 26, 2008 - Rulemaking file submitted to DCA for Director review.</p> <p>November 18, 2008 – Clarification of the effective date needed for section 1950 of the rulemaking file.</p> <p>January 6, 2009 – Rulemaking file submitted to DCA for Director review.</p> <p>March 20, 2009 - Approved by the Office of Administrative Law.</p>

<p>1937.11</p>	<p>Disciplinary Guidelines – Incorporates by reference the Manual of Disciplinary Guidelines and Model Disciplinary Orders. Clean up language to change reference of UC Berkeley correspondence course to a CE course approved by board.</p>	<p>April 14, 1997 – Approved by the Office of Administrative Law.  Board approved on October 28, 2010.  December 22, 2010 Notice, ISOR, Language, Std 399 submitted to Linda Otani for review/approval by DPR and Agency.  April 12, 2011 DPR returned package with approval signatures.  May 10, 2012 – Public Hearing - Board voted to adopt.  March 22, 2013 rulemaking file filed with Office of Administrative Law  May 8, 2013 – Disapproved by OAL  Economic Impact Statement not included  June 25, 2013 – 15 day notice to add Economic Impact Statement  July 17, 2015 – Resubmitted to OAL  August 8, 2013 – Approved by OAL  Became Effective October 1, 2013</p>
<p>1937.11</p>	<p><b>Revisions regarding when suspension time must be served, length of probation, tolling of probation, etc.</b></p>	<p><b>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</b></p> <p><b>July 1, 2017 – Final Rulemaking Package Undergoing Review at DCA</b></p>

<p>1937.17</p>	<p>Customer Notification of Licensure – Adopts regulation requiring practitioner notification to customer of licensure.</p>	<p>October 15, 1999 – Public Hearing - Referred to committee.  January 18, 2002 - Public Hearing adopted by the board with modified text.  December 16, 2002 - Approved by the Office of Administrative Law.</p>
<p>1940  1941  1942</p>	<p>Applicator – Amends these actions to make distinction between field representatives, operators and applicators.</p>	<p>August 12, 1996 – Approved by the Office of Administrative Law.</p>



<p>1948</p> <p>1948</p>	<p>Applicator Renewal Fee – Establishes the fee for applicator license renewal. Applicator – Establish and specify fee for applicator’s license and license renewal.</p> <p>Applicator license/renewal fee lowered to \$10, Operator license/renewal fee lowered to \$120.</p>	<p>June 26, 1998 – Public Hearing. Pending approval by Department of Finance. January 20, 2000 – Public Hearing - Board voted to adopt. March 13, 2002 disapproved by OAL. April 12, 2002 Public Hearing: Board voted to take no action. May 5, 2002: Rulemaking file submitted to the Director. July 7, 2002 file disapproved, DCA opposed approval due to Board’s current fund condition. April 4, 2003 - Public Hearing - Board voted to adopt. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. April 2005 - DCA opposed proposal. Withdrawn from rulemaking file on April 28, 2005 for separate submission. Noticed for Public Hearing: October 7, 2005. Adopted by the Board. August 25, 2006 – Approved by the Office of Administrative Law.</p>
	<p>Field Representative – Increase field representative examination fee.</p>	<p>October 15, 1999 – Public Hearing - Adopted by the Board. January 20, 2000 Board decided to drop this section.</p>
<p>1950</p>	<p>Continuing Education - Deletes outdated renewal requirements.</p>	<p>August 12, 1996 - Approved by the Office of Administrative Law.</p>

1950	<p>Applicator Continuing Education – Establish and specify number and type of continuing education hours required for renewal of applicator’s license. At April 2005 Hearing CE hours were changed to 12 hrs total, 8 covering pesticide application/use and 4 covering SPC Act &amp; its rules &amp; regulations or structural pest related agencies’ rules &amp; regulations.</p>	<p>June 26, 1998 - Public Hearing. Pending approval by Department of Finance.  January 20, 2000 - Public Hearing Board voted to adopt. March 13, 2001 disapproved by the OAL. April 12, 2002 - Public Hearing. Board voted to adopt. Disapproved by the Director July 7, 2002.  April 4, 2003 - Public Hearing - Board voted to proceed after 15-Day Notice. Notice mailed June 11, 2003, final comments due June 30, 2003. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Board voted to proceed after a 15-Day Notice. Notice mailed: May 27, 2005. March 21, 2006 - Approved by the Office of Administrative Law.</p>
1950	<p>Continuing Education - Deletes language regarding Wood Roof Cleaning &amp; Treatment Continuing Education - Hours.</p>	<p>Change without Regulatory Effect - Approved by the Office of Administrative Law effective March 26, 2002.</p>
	<p>Continuing Education - To establish four hours in ethics for license renewal of Operators and Field Representatives.</p>	<p>Noticed for April 23, 2004 Bd. Mtg. Matter considered and rejected at July 23, 2004 Special Mtg. Withdrawn July 2004 with Notice of Decision Not to Proceed.</p>
1950	<p>Continuing Education - Requires that branch 2 and/or 3 licensees gain continuing education hours in structural Integrated Pest Management as part of their license renewal requirements.</p>	<p>Noticed for the April 18, 2008 Board Meeting.  April 18, 2008 - Public Hearing - Board approved to adopt after proposed language modified with a 15-day public comment period.  June 26, 2008 - Rulemaking file submitted to DCA for Director review.  November 18, 2008 – Clarification of the effective date needed for section 1950 of the rulemaking file.  January 6, 2009 – Rulemaking file submitted to DCA for Director review.  March 20, 2009 - Approved by the Office of Administrative Law.</p>

1950.1	Armed Services Exemption – Grants a one-year extension for a licensee to complete his/her continuing education requirements if his/her license expired while serving for the United States armed services.	<p>Noticed for the January 23, 2009 Board Meeting.</p> <p>January 23, 2009 - Public hearing, Board voted to send out 15-day notice of modified text.</p> <p>February 9, 2009 – Notice of modified text sent out.</p> <p>June 10, 2009 - Rulemaking file submitted to DCA for Director review.</p> <p>August 5, 2009 – Received approved rulemaking file from DCA.</p> <p>August 5, 2009 – Final rulemaking file submitted to OAL.</p> <p>September 16, 2009 – Approved by the Office of Administrative Law</p>
1950.5(c),(d)(g),(h),[g]	Continuing Education - Requires that course providers administer a second examination.	March 13, 1996 - Approved by the Office of Administrative Law.
1950.5(c),(d)(g),(h),[g]	Continuing Education Requirements, Hour Value System, removal of language regarding wood roof cleaning and treatment.	March 26, 2002 - Approved by the Office of Administrative Law
1950.5	Hour Value System - Require all C.E. providers to administer written tests after licensees complete approved courses in technical or rules and regulations; equivalent activities will no longer be granted C.E.; Board mtg. attendance will drop to 4 hrs total C.E. credit - 1 hr General Ed and 1 hr Rules & Regs per meeting.	Noticed for the April 23, 2004 Board Meeting. Approved by the Office of Administrative Law - July 6, 2005.

1950.5	Hour Value System - Establish an hour value for board approved Integrated Pest Management courses.	<p>Noticed for the April 18, 2008 Board Meeting.</p> <p>April 18, 2008 - Public Hearing - Board approved to adopt.</p> <p>June 26, 2008 - Rulemaking file submitted to DCA for Director review.</p> <p>November 18, 2008 – Clarification of the effective date needed for section 1950 of the rulemaking file.</p> <p>January 6, 2009 – Rulemaking file submitted to DCA for Director review.</p> <p>March 20, 2009 - Approved by the Office of Administrative Law.</p>
1951	Continuing Education - Makes distinction between field representative, operators and applicators.	August 12, 1996 - Approved by the Office of Administrative Law.
	Continuing Education – Licensing examination to replace continuing education examination.	<p>October 15, 1999 – Public Hearing - referred to committee.</p> <p>April 6, 2000 – Committee recommendations to the Board.</p>
	Examination in Lieu of C.E. - To change references of operator/field representative to “licensee” and clarify that a passing score is 70% or higher.	Noticed for the April 23, 2004 Board Meeting. Approved by the Office of Administrative Law - July 6, 2005.
1953(a)	<p>Providers of Continuing Education - C.E. providers that providers do not charge an attendee fee to be exempt from the \$25 course approval fee. Thus eliminating financial burden to the provider.</p> <p>Adopt a revised form 43M-18.</p>	<p>January 11, 2001 - Public Hearing - Board voted to adopt. February 2001-DCA opposed proposal.</p> <p>July 18, 2003 - Public Hearing Board voted to adopt new form. March 17, 2004 Rulemaking file on hold due to Executive Order.</p> <p>Approved by Office Of Administrative Law on August 12, 2004.</p>

1953(f)(3)	Approval of Activities - Revised Form.	July 18, 2003 Public Hearing - Board voted to adopt the revised form. Approved by Office Administrative Law, Section 100 Change effective on May 2, 2003.
1953(f)(3)	Section 100 Change – Typo. The dates for the form numbers were duplicated. Delete (New 5/87) and replace it with (Rev. 11/99) Revise the form - Return it back to 43M-38 (5/87). Current form (Rev.11/99) is obsolete.  Correction of reversal of form numbers 43M-38 and 43M-39 in language and 43M-39 given Rev.10/03 date.	Section 100 Change to OAL on May 13, 2004. Withdrawn June 17, 2004. Change requires language be re-noticed. Board needs to notice for public hearing.  Approved by the Office of Administrative Law - July 6, 2005
1953(3) (A)(C)(D)(E) (4)(g)	Approval of Activities - Clean up language in item (3)(A), define “syllabus” in item (3)(C), revision of form No 43M-39, and language regarding the cost of postage in item (3)(D), delete the words “or products” and language regarding the approval for meetings of in-house staff or employee training being approved in item (4)(g).	Noticed for April 23, 2004 Board Meeting. Approved by the Office of Administrative Law - July 6, 2005.
1953(f)(3)(D)	Approval of Activities - Remove the requirement that continuing education course providers provide course evaluation forms to students.	Noticed for the April 18, 2008 Board Meeting. April 18, 2008 - Public Hearing - Board approved to adopt. June 26, 2008 - Rulemaking file submitted to DCA for Director review. November 18, 2008 – Clarification of the effective date needed for section 1950 of the rulemaking file. January 6, 2009 – Rulemaking file submitted to DCA for Director review. March 20, 2009 - Approved by the Office of Administrative Law.

1960	Fingerprint Requirement – requires all licensees who have not previously been fingerprinted to do so upon license renewal	<p>March 26, 2015 - Text Approved by Board Members</p> <p>June 4, 2015 - Noticed for Public Hearing</p> <p>July 23, 2015 - Public Hearing – Adopted by Board.</p> <p>August 20, 2015 – To DCA for review.</p> <p>December 1, 2015 – Approved by DCA, to Agency for review.</p> <p>January 21, 2016 – To OAL for final review.</p> <p>February 29, 2016 – Approved and effective.</p>
1970	Standards - Construction elements allowing passage of fumigants.	<p>October 12, 2000 - Public Hearing - Board voted to adopt with modifications.</p> <p>November 23, 2001 - Approved by the Office of Administrative Law.</p>
	<p>Fumigation Log - Delete the reporting requirements of the name and address of the guard, and delete the date and hour the police department was notified of fumigation. Rev. form 43M-47.</p> <p>Add additional fumigant calculators on the Fumigation Log</p>	<p>January 11, 2001 - Public Hearing - Board voted to adopt. Rulemaking file not complete by deadline of December 1, 2001.</p> <p>April 4, 2003 - Public Hearing. Due to errors in language, re-noticed for July 18, 2003 - Public Hearing. Board voted to adopt new language and revise log form number 43M-47. Approved by Office of Administrative Law on August 12, 2004.</p> <p>Noticed for Public Hearing July 20, 2007.</p> <p>July 20, 2007 - Public Hearing. Board voted to adopt.</p> <p>September 26, 2007 language under DCA legal review by the Director.</p> <p>March 17, 2008 – Approved by the Director, filed with the Office of Administrative Law.</p> <p>April 29, 2008 – Approved by the Office of Administrative Law.</p>

1970	Standards and Record Requirements - Fumigating contractors will be required to provide a complete fumigation log to its prime contractors and retain the log for 3 years.	<p>July 18, 2003 - Board voted to place on October 17, 2003 board meeting agenda. October 17, 2003 Board voted not to adopt.</p> <p>Noticed for Public Hearing July 20, 2007. July 20, 2007 - Public Hearing. Board voted to adopt.</p> <p>September 26, 2007 language under DCA legal review by the Director.</p> <p>March 17, 2008 – Approved by the Director, filed with the Office of Administrative Law.</p> <p>April 29, 2008 – Approved by the Office of Administrative Law.</p>
1970.3	Securing Against Entry - Includes clamshell locks and pins in general description of secondary locks.	March 13, 1996 - Approved by the Office of Administrative Law.
1970.4	Pesticide Disclosure Requirement - Requires primary contractor to retain OFN for three years.	July 28, 1995 - Board voted to adopt. Technical error - Necessary to re-notice all amendments.
	Pesticide Disclosure Requirement - Includes the required Occupants Fumigation Notice into regulation.	May 12, 1995 - Public Hearing. Referred to the Laws and Regulations Committee for further review. December 8, 1995 - Board adopted revision to the OFN. Technical error-Necessary to re-notice all amendments.
1970.4	Pesticide Disclosure Requirement - Requires primary contractor to retain Occupants Fumigation Notice (OFN) for three years. Includes the required OFN into regulation.	April 28, 1998 – Approved by the Office of Administrative Law.
	Pet Notification - Amends OFN to include notification regarding neighboring pets.	<p>January 20, 2000 - Board voted to adopt. June 23, 2000 Board voted not to proceed. January 2005 Board voted to proceed.</p> <p>Noticed for Public Hearing July 15, 2005. December 30, 2005 – Approved by the Office of Administrative Law.</p>

<p>1970.4</p>	<p>Disclosure Requirement - Deletes language regarding Wood Roof Cleaning &amp; Treatment Pesticide.</p>	<p>March 26, 2002 change without regulatory effect approved by the Office of Administrative Law.</p>
<p>1970.4</p>	<p>Disclosure Requirement – Include presence of conduit language on the OFN</p>	<p>Noticed for Public Hearing July 20, 2007. July 20, 2007 - Public Hearing. Board voted to adopt. September 26, 2007 language under DCA legal review by the Director. March 17, 2008 – Approved by the Director, filed with the Office of Administrative Law. April 29, 2008 – Approved by the Office of Administrative Law.</p>
<p>1970.4</p>	<p>Allows for signed Occupants Fumigation Notice to be in electronic format</p>	<p>January 15, 2015 - Text Approved by Board Members June 4, 2015 - Noticed for Public Hearing July 23, 2015 - Public Hearing. August 20, 2015 – To DCA for review. February 17, 2016 – To OAL for final review. March 22, 2016 – Approved to become effective July 1, 2016. Industry notified May 31, 2016.</p>
<p><b>1970.4</b></p>	<p><b>Pesticide Disclosure Requirement</b> Additional updates allowing information about pesticide use to be distributed electronically.</p>	<p><b>October 8, 2015 – Language approved by the Board</b>  <b>January 15, 2016 – Act Review Committee Recommended Additional Changes. Staff Preparing Documents</b>  <b>July 1, 2017 – Staff Preparing Regulatory Proposal</b></p>



1970.5	<p>Aeration - Clarifies that a field representative or operator must be present during aeration.</p> <p>Amendment regarding when licensee is required to be present to correlate with DPR's CAP regulation. – DEAD 05/10/12</p>	<p>August 12, 1996 – Approved by the Office of Administrative Law.</p> <p>December 22, 2010 Notice, ISOR, Language, Std 399 submitted to Linda Otani for review/approval by DPR.</p> <p>March 11, 2011 DPR request this regulation be repealed.</p> <p>April 28, 2011 Board voted to repeal regulation.</p> <p>May 10, 2012 – Public Hearing – Board voted to non-adopt proposed repeal of regulation.</p>
1970.6	Fumigation - Construction elements allowing passage of fumigants.	<p>December 16, 1998 - Public Hearing - Action postponed until further input.</p> <p>June 18, 1999 - Board voted to adopt with modifications.</p> <p>November 23, 2001 - Approved by the Office of Administrative Law.</p>
1971	Gas Masks – Removed the subsection concerning gas masks. B&P Code section 8505.15 was repealed January 1, 2008	<p>Noticed for Public Hearing July 24, 2009</p> <p>July 24, 2009 – Board members voted to carryover to next board meeting.</p> <p>October 22, 2009 – Board members voted not to proceed with amending the regulation.</p>
1973	<p>Re-entry Requirements - Requires use of proper testing equipment and changes printing on re-entry notice from red to black.</p> <p>Notice of Re-entry – Replace a product trade name with the active ingredient.</p>	<p>March 13, 1996 - Approved by the Office of Administrative Law.</p> <p>Noticed for Public Hearing July 20, 2007.</p> <p>July 20, 2007 - Public Hearing. Board voted to adopt.</p> <p>September 26, 2007 language under DCA legal review by the Director.</p> <p>March 17, 2008 – Approved by the Director, filed with the Office of Administrative Law.</p> <p>April 29, 2008 – Approved by the Office of Administrative Law.</p>

1974	<p>Fumigation Warning Signs - Specifies size and placement of signs.</p> <p>Fumigation warning signs to include the name of the fumigant used and its active ingredient.</p>	<p>March 13, 1996 - Approved by the Office of Administrative Law.</p> <p>Noticed for Public Hearing January 21, 2010 Public hearing held January 21, 2010 – Board voted to adopt .</p> <p>May 18, 2010, Rulemaking File submitted to DPR for approval.</p> <p>September 23, 2010 DPR returned package with approval signatures.</p> <p>September 30, 2010 Rulemaking File submitted to OAL.</p> <p>November 8, 2010 approved by OAL</p>
1983(i)	<p>Handling, Use and Storage of Pesticides - Clarification of bait station (rodenticide and avicide) reference.</p>	<p>December 16, 1998 - Public Hearing December 30, 1998 - Notice of Modification mailed. January 11, 2001 - Public Hearing - Board voted to adopt. Rulemaking File not complete by deadline date of December 1, 2001.</p> <p>April 4, 2003 - Public Hearing - Board voted to adopt. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.</p>
1983(j)	<p>Language regarding the removal of termite bait stations when a contract for service is terminated.</p>	<p>July 18, 2003 - Public hearing Board voted to adopt with proposed amendments. Approved by the Office of Administrative Law on August 12, 2004</p>

1984	Proposed regulation to define structural Integrated Pest Management	<p>October 2007 – Noticed for Public Hearing to adopt new section.</p> <p>March 10, 2008 – Final rulemaking file submitted to the Department.</p> <p>June 6, 2008 – Approved by the Director, filed with the Office of Administrative Law.</p> <p>July 9, 2008 - Approved by the Office of Administrative Law.</p> <p>Noticed for the January 23, 2009 Board Meeting.</p> <p>January 23, 2009 - Public hearing, Board voted to adopt with proposed amendments.</p> <p>June 10, 2009 - Rulemaking file submitted to DCA for Director review.</p> <p>August 5, 2009 – Received approved rulemaking file from DCA.</p> <p>August 5, 2009 – Final rulemaking file submitted to OAL.</p> <p>September 16, 2009 – Approved by the Office of Administrative Law</p>
1990	Report Requirements - Defines separated reports and structural members, and addresses reporting requirements for carpenter ants/bees.	March 13, 1996 - Approved by the Office of Administrative Law.
<b>1990</b>	<b>Report Requirements Under Section 8516</b> <b>Makes various changes to clarify and update existing language.</b>	<p><b>January 14, 2016- Language approved by Board and staff instructed to begin the rulemaking process.</b></p> <p><b>July 1, 2017 - Staff Preparing Regulatory Proposal.</b></p>
1990(g)	Report Requirements – Inspection of wooden decks.	April 28, 1998 - Approved by the Office of Administrative Law.
1990.1	Report Requirements - Repeal language under Section 8516.1(b) and (c)(1)(8).	March 26, 2002 change without regulatory effect - Approved by the Office of Administrative Law.

1991	Report Requirements - Eliminates requirement to cover accessible pellets and frass, and requires replacement of wood members no longer serving purpose to support or adorn the structure.	March 13, 1996 - Approved by the Office of Administrative Law.
1991(A)(B)(C)	Report Requirements - Specifies the restoration, refastening, removal or replacement of wooden decks, wooden stairs or wooden landings.	April 28, 1998 - Approved by the Office of Administrative Law.
1991(a)(5) 1991(a)(5)	Report Requirements – Allows for reinforcement of fungus infected wood and permits surface fungus to be chemically treated or left as is once the moisture is eliminated.	April 3, 1996 – Approved by the Office of Administrative Law.
1991(a)(8)c	Report Requirements – Requires registered companies to report that local treatment and/or corrective work will not eradicate other undetected infestations which may be located in other areas of the structure.	October 6, 1995 – Public Hearing - Board voted to non-adopt. Referred to committee to consider the matter of an all-encompassing disclosure statement on all inspection reports addressing inaccessible areas and potential infection and infestations.
	Report Requirements - Local treatment notification.	October 15, 1999 Public Hearing - Board voted to adopt. January 11, 2001 - Referred back to committee for comments. October 19, 2001 Public Hearing - Board voted to non-adopt, referred language back to committee. August 31, 2002 publication date expired. October 11, 2002 - Re-noticed -Public Hearing. Board voted to adopt. January 8, 2003 language under DCA legal review by the Director. February 21, 2003 filed with the Office of Administrative Law. Rulemaking file withdrawn from OAL March 27, 2003 pending a 15-Day Notice. File resubmitted to OAL. July 26, 2003 - Approved by the Office of Administrative Law.
1991 (cont.)		

1991(a)(9)	Report Requirement - Corrective Measures for extermination of a subterranean termite infestation and termite tubes. Exception for above ground termite bait stations.	January 11, 2001 Board voted to amend 1991(a)(9). October 19, 2001 Board passed unanimously to modify language with a 15-Day Notice. Notice mailed January 28, 2002, 1 year past the publication date. Bd. needs to re-notice. Noticed for Public Hearing July 15, 2005. December 30, 2005 – Approved by the Office of Administrative Law.
1991(13)(A) (B)(C)	Report Requirements - Delete specific recommendations regarding wooden decks, wooden stairs and landings. Language already exists in 1991(a)(5).	October 19, 2001 Board voted to repeal the language. August 31, 2002 publication date expired. April 4, 2003 - Public Hearing. Board voted to go forward after 15-Day Notice. Notice mailed June 11, 2003, final comments due June 30, 2003. February 14, 2004 rulemaking file expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.
1991(b)(10)	Report Requirements – Non-substantive correction to heading.	March 28, 2000 – Filed with the Office of Administrative Law. May 15, 2000 - Approved by the Office of Administrative Law.
1991	<b>Report Requirements</b> <b>Makes Various Changes to the Language in Order to Promote Clarity and Consistency</b>	<b>January 14, 2016- Language approved by Board and staff instructed to begin the rulemaking process</b> <b>July 1, 2017 - Staff Preparing Regulatory Proposal</b>

<p style="text-align: center;"><b>1992</b></p>	<p style="text-align: center;"><b>Secondary Recommendations</b></p> <p style="text-align: center;"><b>Changes Language to Specifically State That Secondary Recommendations Must be Listed on the Notice of Work Completed / Not Completed</b></p>	<p style="text-align: center;"><b>January 14, 2016- Language approved by Board and staff instructed to begin the rulemaking process</b></p> <p style="text-align: center;"><b>July 1, 2017 - Staff Preparing Regulatory Proposal</b></p>
<p style="text-align: center;">1993(a)(b) (c)(d)(e)</p>	<p style="text-align: center;">Inspection - Specifies that reports shall comply With 8516 and defines different types of inspection reports. Also clarifies difference between duties performed by a field representative, operator and applicator.</p>	<p style="text-align: center;">March 13, 1996 - Approved by the Office of Administrative Law.</p>
	<p style="text-align: center;">Inspection Reports - Clarifies that the requirement applies to licensed field representative and licensed operators, not license applicators.</p>	<p style="text-align: center;">August 12, 1996 - Approved by the Office of Administrative Law.</p>
<p style="text-align: center;">1993</p>	<p style="text-align: center;">Deletes language regarding the filing of stamps.</p>	<p style="text-align: center;">April 4, 2003 - Public Hearing - Board voted to adopt. February 14, 2004 rulemaking file expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 -Approved by the Office of Administrative Law.</p>
<p style="text-align: center;">1993, 1998</p>	<p style="text-align: center;">Report Requirements – To eliminate reference to filing inspection reports and notices of work completed and require companies to file the address of properties inspected.</p>	<p style="text-align: center;">January 20, 2000 - Public Hearing Board voted to adopt. March 13, 2001 Rulemaking File disapproved by the Office of Administrative Law.</p> <p style="text-align: center;">April 4, 2003 - Public Hearing. Sec.1996 proceed with a 15-Day Notice, Sec. 1996.3 re-notice for July 18, 2003 meeting, Sec.1993 &amp; 1998 Board voted to adopt. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.</p>

1993.1	Reinspection Language – To adopt section 1993.1 to require Wood Destroying Pest and Organism Inspection Reports to contain statement that work performed by others must be reinspected within ten days of request at a charge no greater than the original inspection fee.	May 22, 1998 – Rulemaking file disapproved by Office of Administrative Law. December 16, 1998 – Public Hearing. December 30, 1998 - Notice of Modifications mailed. January 11, 2001 - Public Hearing. Board voted to adopt. December 1, 2001 rulemaking file not completed by deadline. April 4, 2003 re-noticed for Public Hearing. Approved by the Office of Administrative Law - July 6, 2005.
1993.2	Bait Stations.	October 19, 2001 Board passed to adopt new language. Publication date expired. October 11, 2002 language re-noticed for Board meeting. December 23, 2002 rulemaking file under review. January 8, 2003 under DCA legal review by the Director. February 21, 2003 filed with the Office of Administrative Law. March 27, 2003 rulemaking file withdrawn from OAL pending a 15-Day Notice. July 26, 2003 - Approved by the Office of Administrative Law.
<b>1993.2</b>	<p style="text-align: center;"><b>Termite Bait Stations.</b></p> <p>Defines above and below ground termite bait stations as devices containing pesticide bait. Specifies that use of termite bait stations are a control service agreement.</p>	<p style="text-align: center;"><b>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</b></p> <p style="text-align: center;"><b>July 1, 2017 – Final Rulemaking Package Undergoing Review at DCA</b></p>

1993.3	In-Ground Termite Bait Stations.	<p>October 12, 2001 Board passed to adopt new language. Publication date expired. Language re-noticed for October 11, 2002 Board meeting. Rulemaking package under review 12-23-02. January 8, 2003 – Under DCA legal review by the Director. February 21, 2003 filed with the Office of Administrative Law. March 27, 2003 rulemaking file withdrawn from OAL pending a 15-Day Notice. July 26, 2003 - Approved by the Office of Administrative Law.</p>
1993.3	<p><b>In-Ground Termite Bait Stations.</b> Being repealed. Language in 1993.2 &amp; 1993.4 make this section obsolete.</p>	<p><b>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</b> <b>July 1, 2017 – Final Rulemaking Package Undergoing Review at DCA</b></p>
1993.4	<p><b>Termite Monitoring Devices.</b> New section defining termite monitoring devices and providing guidelines for their installation and use.</p>	<p><b>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</b> <b>July 1, 2017 – Final Rulemaking Package Undergoing Review at DCA</b></p>
1996	Pre-Treatment - Specifies Pre-Treatment Inspection Report/Notice of Intent form.	August 30, 1996 - Public Hearing. Amendment was not adopted. Board referred to Pre-Treatment Committee.
	Inspection Report – Includes a first page of the Inspection Report for scanning purposes.	August 13, 1998 – Approved by the Office of Administrative Law.



<p>1996</p> <p>1996.2</p>	<p>Requirements for Reporting All Inspections Under Section 8516(b).</p> <p>Revised Inspection Report Form and Standard Notice of work Completed and Not Completed.</p>	<p>January 18, 2002 Public Hearing - Board voted to adopt. Form Rev. date completed 1-15-03. April 4, 2003 Board again voted to adopt regulatory lang. Noticed for Public Hearing July 15, 2005. December 30, 2005 - Approved by the Office of Administrative Law.</p> <p>December 16, 2002 - Approved by the Office of Administrative Law.</p>
<p>1996.1</p>	<p>Inspection and Completion Tags - The completion tag shall include the method(s) of treatment.</p> <p>Completion tag to include the trade name of any pesticide used and active ingredient.</p>	<p>July 18, 2003 Public Hearing - Board members voted to adopt. Rulemaking file placed on hold due to Executive Order. Approved by Office of Administrative Law August 12, 2004</p> <p>Noticed for Public Hearing January 21, 2010 Public hearing held January 21, 2010 - Board voted to adopt. May 18, 2010, Rulemaking File submitted to DPR for approval. September 23, 2010 DPR returned package with approval signatures. September 30, 2010 Rulemaking File submitted to OAL. November 8, 2010 approved by OAL.</p>
<p>1996.2</p>	<p>Completion Notice - Includes a first page of the Completion Notice for scanning purposes.</p> <p>Revised Completion Notice Form.</p>	<p>August 13, 1998 - Approved by the Office of Administrative Law.</p> <p>January 18, 2002 Public Hearing - Adopted by the Board. December 16, 2002 - Approved by the Office of Administrative Law.</p>

<p>1996.3</p>	<p>Requirements for Reporting property addresses. Adopt new language that will provide guidelines of what is required when filing the WDO form with the Board.</p> <p>Increase filing fee to \$2.00 on form</p> <p>Increase filing fee to \$2.50 on form</p>	<p>March 17, 2003 Rulemaking file on hold due to Executive Order. July 18, 2003 Public Hearing - Board voted to adopt after a 15-Day Notice of modified language. Approved by Office of Administrative Law July 13, 2004</p> <p>Noticed for Public Hearing July 24, 2009 July 24, 2009 – Board voted to adopt. Sept. 3, 2009 – Rulemaking file submitted to DCA for review. January 21, 2010, Board considered 15-day comments to increase fee to \$2.50. Board voted to adopt at \$2.50 per activity. May 20, 2010 Office of Administrative Law approves Rulemaking File to increase fee to \$2.50 effective July 1, 2010.</p>
<p>1997</p>	<p>Filing Fee – Inspection Reports and Completion Notices.</p> <p>Filing Fee – Inspection Reports and Completion Notices – Fee increase.</p>	<p>October 15, 1996 – Approved by the Office of Administrative Law.</p> <p>December 16, 1998 – Public Hearing Adopted by Board. Rulemaking file not submitted based on recommendations from DCA that fee increase not necessary to fund condition.</p>

<p>1997</p>	<p>Filing Fee – WDO Activity Filing Fee.</p> <p>Filing Fee – Increase WDO Activity Filing Fee to \$2.00.</p> <p>15-Day Modified Text to increase fee to \$2.50 per activity effective July 1, 2010</p>	<p>December 16, 1999 – Non-substantive change without regulatory effect filed with the Office of Administrative Law.  January 28, 2000 - Approved by the Office of Administrative Law.</p> <p>Noticed for Public Hearing July 24, 2009  July 24, 2009 Board voted to adopt.  Sept. 3, 2009 – Rulemaking file submitted to DCA for review.</p> <p>Dec. 28, 2009 – Board passed unanimously to modify language with a 15-Day Notice. Notice mailed on December 29, 2009, final comments due January 13, 2010</p> <p>January 21, 2010, Board considered 15-day comments to increase fee to \$2.50. Board voted to adopt at \$2.50 per activity.  May 20, 2010 Office of Administrative Law approves Rulemaking File to increase fee to \$2.50 effective July 1, 2010.</p>
<p>1999.5</p>	<p>Advertising Guidelines.</p>	<p>June 18, 1999 – Public Hearing  August 27, 1999 – Modified language mailed  November 22, 2001 approved by the Office of Administrative Law.  September 24, 2002 non-substantive change without regulatory effect approved by the Office of Administrative Law.</p> <p>October 2007 – Noticed for Public Hearing to amend the current regulation.  January 2008 – Board moved to request further analysis by Legal Counsel and staff.  June 26, 2008 - Rulemaking file submitted to DCA for Director review.</p>

<p>1999.5 (cont.)</p>	<p>Include an introductory statement to clarify the purpose of the regulation. Clarify that certain subsections pertain only to Branch 3 companies.</p>	<p>September 11, 2008 - Rulemaking file submitted to OAL for approval.  October 24, 2008 - Rulemaking file disapproved by OAL.  February 19, 2009 – Task Force meeting held to discuss OAL’s disapproval  March 2009 – Extension granted by OAL.  June 2, 2009 – Resubmittal submitted to DCA for Director review.  June 8, 2009 – Resubmittal submitted to OAL for approval.  July 17, 2009 – Approved by OAL</p>
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**AB-593 Structural Fumigation Enforcement Program.** (2017-2018)

SHARE THIS:



Date Published: 06/15/2017 04:00 AM

AMENDED IN SENATE JUNE 14, 2017

CALIFORNIA LEGISLATURE— 2017–2018 REGULAR SESSION

**ASSEMBLY BILL**

**No. 593**

**Introduced by Assembly Member Gloria**

**February 14, 2017**

An act to amend Section 8698.6 of the Business and Professions Code, relating to structural fumigation.

**LEGISLATIVE COUNSEL'S DIGEST**

AB 593, as amended, Gloria. Structural Fumigation Enforcement Program.

Existing law, until January 1, 2018, establishes a structural fumigation enforcement program that requires the Director of the Department of Pesticide Regulation to provide oversight for the program. Existing law requires any company performing a structural fumigation in Los Angeles County, Orange County, Santa Clara County, or San Diego County to pay the county agricultural commissioner a specified fee for each fumigation conducted at a specific location. Existing law authorizes the commissioners of those counties to perform increased structural fumigation, inspection, and enforcement activities to be funded by the required fee. Existing law requires these funds to be paid to the county and used for the sole purpose of funding enforcement and training activities directly related to the structural fumigation program.

This bill would extend the operation of these provisions to January 1, ~~2022~~, 2023.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

**THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:**

**SECTION 1.** Section 8698.6 of the Business and Professions Code is amended to read:

**8698.6.** This chapter shall remain in effect only until January 1, ~~2022~~, 2023, and as of that date is repealed.



**AB-710 Department of Consumer Affairs: boards: meetings.** (2017-2018)

SHARE THIS:



Date Published: 04/27/2017 09:00 PM

AMENDED IN ASSEMBLY APRIL 27, 2017

AMENDED IN ASSEMBLY MARCH 27, 2017

CALIFORNIA LEGISLATURE— 2017–2018 REGULAR SESSION

**ASSEMBLY BILL**

**No. 710**

**Introduced by Assembly Member Wood**

**February 15, 2017**

An act to amend Section 101.7 of the Business and Professions Code, relating to professions and vocations.

**LEGISLATIVE COUNSEL'S DIGEST**

AB 710, as amended, Wood. Department of Consumer Affairs: boards: meetings.

Existing law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs. Existing law generally requires these boards to meet at least 3 times each calendar year, and at least once in northern California and once in southern California per calendar year.

This bill would require a board to meet once every other calendar year in rural ~~northern~~ California.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

**THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:**

**SECTION 1.** Section 101.7 of the Business and Professions Code is amended to read:

**101.7.** (a) Notwithstanding any other provision of law, boards shall meet at least three times each calendar year. Boards shall meet at least once each calendar year in northern California, once every other calendar year in rural ~~northern~~ California, and once each calendar year in southern California in order to facilitate participation by the public and its licensees.

(b) The director at his or her discretion may exempt any board from the requirement in subdivision (a) upon a showing of good cause that the board is not able to meet at least three times in a calendar year.

(c) The director may call for a special meeting of the board when a board is not fulfilling its duties.

(d) An agency within the department that is required to provide a written notice pursuant to subdivision (a) of Section 11125 of the Government Code, may provide that notice by regular mail, email, or by both regular mail and email. An agency shall give a person who requests a notice the option of receiving the notice by regular mail, email, or by both regular mail and email. The agency shall comply with the requester's chosen form or forms of notice.

(e) An agency that plans to Web cast a meeting shall include in the meeting notice required pursuant to subdivision (a) of Section 11125 of the Government Code a statement of the board's intent to Web cast the meeting. An agency may Web cast a meeting even if the agency fails to include that statement of intent in the notice.



**AB-1590 Structural Pest Control Board: complaints: structural pest control operators.** (2017-2018)

SHARE THIS:



Date Published: 06/15/2017 04:00 AM

AMENDED IN SENATE JUNE 14, 2017

AMENDED IN ASSEMBLY MARCH 21, 2017

CALIFORNIA LEGISLATURE— 2017–2018 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1590**

**Introduced by Assembly Member Chen**

**February 17, 2017**

An act to amend Section 8621 of the Business and Professions Code, relating to professions and vocations.

**LEGISLATIVE COUNSEL'S DIGEST**

AB 1590, as amended, Chen. Structural Pest Control Board: complaints: structural pest control operators.

Existing law defines, licenses, and regulates structural pest control operators and establishes the Structural Pest Control Board within the Department of Consumer Affairs to administer these provisions. Existing law requires all complaints against a licensee or a registered company to be filed with the board within 2 years after the act or omission alleged as the ground for disciplinary action or, in the case of fraud, within 4 years after commission of the fraudulent act or omission. Existing law requires the board to file any accusation within one year after the complaint has been filed with the board, except as specified.

This bill instead would require a complaint ~~in writing~~ against a nonlicensee, licensee, or registered company to be filed with the board no later than 2 years after the act or omission or, in a matter involving fraud, gross negligence, or misrepresentation, no later than 4 years after commission of the act or omission. The bill instead would require the board to file any accusation no later than 18 months after the complaint was filed with the board, except as specified.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

**THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:**

**SECTION 1.** Section 8621 of the Business and Professions Code is amended to read:



**8621.** A complaint ~~in writing~~ of any person against a nonlicensee, licensee, or registered company shall be filed with the board no later than two years after the act or omission alleged as the ground for disciplinary action or, in a matter involving fraud, gross negligence, or misrepresentation, no later than four years after commission of the act or omission. The board shall file any accusation no later than 18 months after the complaint has been filed with the board, except that with respect to a violation of Section 8637, the accusation may be filed no later than two years after the discovery by the board of the alleged facts constituting the fraud or misrepresentation prohibited by the section.



**SB-800 Professions and vocations.** (2017-2018)

SHARE THIS:



Date Published: 06/05/2017 09:00 PM

AMENDED IN ASSEMBLY JUNE 05, 2017

AMENDED IN SENATE APRIL 20, 2017

AMENDED IN SENATE APRIL 18, 2017

CALIFORNIA LEGISLATURE— 2017–2018 REGULAR SESSION

**SENATE BILL**

**No. 800**

**Introduced by Committee on Business, Professions and Economic Development (Senators Hill (Chair), Bates (Vice Chair), Dodd, Galgiani, Glazer, Hernandez, Newman, Pan, and Wilk)**

**February 17, 2017**

An act to amend Sections 4013, 4316, 4980.09, 4980.44, 4980.72, 4984.4, 4984.7, 4984.9, 4989.46, 4992.8, 4996.3, 4996.6, 4996.17, 4999.12.5, 4999.32, 4999.33, 4999.42, 4999.53, 4999.60, 4999.61, 4999.62, 4999.63, 4999.118, 4999.120, 5094, 5680.1, 5680.2, 7075.1, 7145.5, 7558, 7583.20, 7586, 7593.11, 7598.17, 7599.54, 7713, 8567, 12003, 12014, 12022, 12103.5, 12204, 12206, 12303, 12304, 12310, 12310.5, 12313, 12500, 12500.8, 12501.1, 12511, 12537, 12602 12603, 12701, 12707, 12716, 12717, 12722, 12734, 12737, 13432, 13433, 13434, and 22352 of, and to repeal Section 4001.5 of, the Business and Professions Code, *to amend Sections 42639.1 and 85239.1 of the Education Code*, to amend Section 1010 of the Evidence Code, *to amend Section 424 of the Government Code*, and to amend Section 11165.7 of the Penal Code, relating to professions and vocations.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 800, as amended, Committee on Business, Professions and Economic Development. Professions and vocations.

(1) The Pharmacy Law provides for the licensure and regulation of pharmacies, pharmacists, and other associated persons and entities by the California State Board of Pharmacy. This law requires the Joint Committee on Boards, Commissions, and Consumer Protection to review the state's shortage of pharmacists and make recommendations on a course of action to alleviate the shortage, including, but not limited to, a review of the current California pharmacist licensure examination.

This bill would repeal that requirement of a review.

Division 3 of the Civil Code.

(b) A violation of this section or failure to commence work pursuant to subparagraph (F) of paragraph (10) of subdivision (a) may result in a fine of one hundred dollars (\$100) for the first violation and a fine of five hundred dollars (\$500) for each subsequent violation.

**SEC. 32.** ~~SEC. 37.~~ Section 7713 of the Business and Professions Code is amended to read:

**7713.** A crematory shall at all times employ a licensed crematory manager to manage, supervise, and direct its operations.

(a) Every crematory shall designate a licensed crematory manager to manage the crematory, and shall report the designation to the bureau within 10 days of the effective date. Any change in the designated manager shall be reported to the bureau within 10 days. Notwithstanding any provision of this chapter to the contrary, licensed crematories within close geographical proximity of each other may request the bureau to allow a licensed crematory manager to manage, supervise, and direct the business or profession of more than one facility.

(b) The designated crematory manager shall be responsible for exercising direct supervision and control over the operations, employees, and agents of the crematory as is necessary to ensure full compliance with the applicable provisions of this code, the Health and Safety Code, and any regulations adopted thereto. Failure of the designated crematory manager or the licensed crematory to exercise that supervision or control shall constitute a ground for disciplinary action.

(c) A crematory may employ, in addition to the designated crematory manager, additional licensed crematory managers. However, only one licensed crematory manager may be appointed as the designated crematory manager of the crematory.

**SEC. 33.** ~~SEC. 38.~~ Section 8567 of the Business and Professions Code is amended to read:

**8567.** (a) Should a field representative or applicator change his or her employment, or should an operator enter the employ of a registered company, or being already employed by a registered company change his or her employment, or being employed by a registered company leave that employment and enter the pest control business on his or her own behalf, he or she shall notify the registrar on a form prescribed by the board and issued by the registrar in accordance with rules and regulations adopted by the board. The registrar shall register the change in his or her records.

(b) If a field representative, operator, or applicator fails to notify the registrar within 30 days of the date a change of employment occurs, a registered company may notify the registrar, on a form prescribed by the board, that the field representative, operator, or applicator is no longer associated with the registered company.

**SEC. 39.** *Section 12003 of the Business and Professions Code is amended to read:*

**12003.** ~~"Director"~~ or "Secretary" means the Secretary of Food and Agriculture.

**SEC. 40.** *Section 12014 of the Business and Professions Code is amended to read:*

**12014.** (a) Except as provided in subdivision (b), any sealer who seals any weight, measure, balance or weighing or measuring instrument or apparatus before first testing and making it conform with the standards of the state, or who condemns any weight, measure, balance or weighing or measuring instrument or apparatus without first testing it is guilty of a misdemeanor.

(b) A sealer may engage in a planned program of probability sampling of devices, using methods approved by the ~~director~~ secretary. The sealing of a device by a sealer pursuant to such sampling and testing program is exempt from the provisions of subdivision (a).

**SEC. 41.** *Section 12022 of the Business and Professions Code is amended to read:*

**12022.** Every person who, in putting up in any container, goods usually sold by weight, puts in or conceals therein any other substance including moisture, except such moisture as may be included or absorbed by the goods or commodity contained therein during preparation for market or processing in accordance with ordinary commercial practice, for the purpose of increasing the weight of such container with intent thereby to sell the



## MEMORANDUM

<b>DATE</b>	June 20, 2017
<b>TO</b>	Board Members
<b>FROM</b>	Susan Saylor, Executive Officer
<b>SUBJECT</b>	<b>Agenda Item XX. — Position Letter For Assembly Bill 1687</b>

Enclosed in your Board packages, for your consideration and possible approval, is a draft letter to Asemblymember Richard Bloom written by Board Members Darren Van Steenwyk and Curtis Good, which outlines the Board's position on Assembly Bill 1687.



July 12, 2017

Assembly Member Bloom,

We are contacting you in regards to Assembly Bill (AB) 1687 and its potential impact on the ability of the Structural Pest Control Board's (SPCB) licensees to perform the work for which they are licensed.

While we understand the intent of this bill, and the protection it is meant to provide, the SPCB's licensees are charged with the protection of consumers through the services they provide. Removing these products from the industry would debilitate a licensee's ability to protect consumers from the rodent pests that are infesting structures and destroying property. The protection of human health is of the utmost importance to the SPCB and its licensees, and this measure would prevent it from happening.

The data from WildCare that is being used to justify this bill is still under review and has not yet been released by the Department of Pesticide Regulation (DPR). Using this data as the basis for legislation prevents the public and all stakeholders from having an opportunity to understand the scope of the situation, and the rationale behind such drastic measures.

Because the users, and the use patterns, that lead to wildlife exposure have not yet been determined, banning access to licensed applicators may not solve the problem. While we understand and appreciate your efforts with AB 1687, more scientific evidence and proof is necessary in order to determine the source of the wildlife exposure problem.

Other areas that contribute to the problem, such as the easy access and availability of these products via the internet, should also be explored. These products may not be applied to label specifications therefore; they are being grossly misused by unlicensed individuals, which may be contributing to the exposure of non-targeted species.

Due to the potential for negative impact on human health, the removal of these indispensable products from the industry, and licensed applicators, would be the equivalent of taking antibiotics away from doctors.

For these reasons, the SPCB cannot support your effort to ban the listed rodenticides in AB 1687.

# October 2017

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1	2	3	4	5	6	7
8	9	10 SPCB Meeting (Sacramento)	11 SPCB Meeting (Sacramento)	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

# January 2018

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1	2	3	4	5	6
7	8	9 SPCB Meeting (Los Angeles)	10 SPCB Meeting (Los Angeles)	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

# April 2018

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1 81	2 82	3 83	4 84	5 85	6 86	7 87
8 88	9 89	10 90	11 91	12 92	13 93	14 94
15 95	16 96	17 97	18 98	19 99	20 100	21 101
22 102	23 103	24 104	25 105	26 106	27 107	28 108
29 109	30 110					



# July 2018

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				