

**State of California
Office of Administrative Law**

In re:
Structural Pest Control Board

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections: 1960

Amend sections:

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

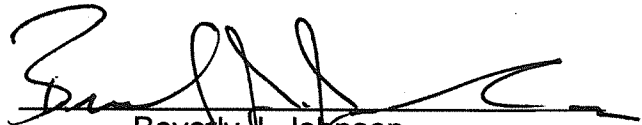
OAL Matter Number: 2016-0121-04

OAL Matter Type: Regular (S)

This rulemaking by the Structural Pest Control Board adopts section 1960 in Title 16 of the California Code of Regulations regarding licensee fingerprint requirements for the purpose of criminal history record checks. In 2004, Business and Professions Code section 144 became effective, which required licensure applicants to submit fingerprints. However, some licensees who were licensed prior to July 1, 2004, may not have submitted fingerprints. This rulemaking will fully implement B&P Code section 144 by requiring all licensees who have not submitted fingerprints to do so as a condition of license renewal.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 2/29/2016.

Date: February 29, 2016


Beverly V. Johnson
Deputy Director

For: DEBRA M. CORNEZ
Director

Original: Kelli Okuma
Copy: David Skelton

REGULAR

STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW
NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

| | | | |
|------------------|--------------------|--------------------------|------------------|
| OAL FILE NUMBERS | NOTICE FILE NUMBER | REGULATORY ACTION NUMBER | EMERGENCY NUMBER |
| | Z- | 2016-0121-04S | |

For use by Office of Administrative Law (OAL) only

NOTICE

REGULATIONS

2016 JAN 21 P 1:06

OFFICE OF ADMINISTRATIVE LAW

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

FEB 29 2016

2:09 PM

AGENCY WITH RULEMAKING AUTHORITY
STRUCTURAL PEST CONTROL BOARD

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

| | | | | |
|---|--|--|--------------------------------|--|
| 1. SUBJECT OF NOTICE Fingerprint Requirement | | TITLE(S) 16 | FIRST SECTION AFFECTED 1960 | 2. REQUESTED PUBLICATION DATE June 5, 2015 |
| 3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other | | 4. AGENCY CONTACT PERSON David Skelton | | TELEPHONE NUMBER 916-561-8722 |
| 5. FAX NUMBER (Optional) 916-263-2469 | | 6. NOTICE REGISTER NUMBER 2015 23-2 request | | 7. PUBLICATION DATE 6/5/2015 per agency request |

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

| | |
|---|--|
| 1a. SUBJECT OF REGULATION(S) Fingerprint Requirement | 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) |
|---|--|

7. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

| | |
|--|---------------|
| SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) | ADOPT 1960 |
| | AMEND |
| | REPEAL |
| TITLE(S) 16 | |

3. TYPE OF FILING

| | | | |
|---|---|---|---|
| <input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346) | <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. | <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) | <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) |
| <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) | <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) | <input type="checkbox"/> File & Print | <input type="checkbox"/> Print Only |
| <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) | <input type="checkbox"/> Other (Specify) _____ | | |

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

| | | | |
|---|---|---|--|
| <input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) | <input checked="" type="checkbox"/> Effective on filing with Secretary of State | <input type="checkbox"/> §100 Changes Without Regulatory Effect | <input type="checkbox"/> Effective other (Specify) _____ |
|---|---|---|--|

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

| | | |
|---|--|---|
| <input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) | <input type="checkbox"/> Fair Political Practices Commission | <input type="checkbox"/> State Fire Marshal |
| <input checked="" type="checkbox"/> Other (Specify) <u>Awet Kidane, Director, DEPT. of Consumer Affairs</u> | | |

| | | | |
|------------------------------------|----------------------------------|---------------------------------------|---|
| 7. CONTACT PERSON David Skelton | TELEPHONE NUMBER 916-561-8722 | FAX NUMBER (Optional) 916-263-2469 | E-MAIL ADDRESS (Optional) david.skelton@dca.ca.gov |
|------------------------------------|----------------------------------|---------------------------------------|---|

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

| | |
|---|------------------|
| SIGNATURE OF AGENCY HEAD OR DESIGNEE <u>Susan Saylor</u> | DATE 01/21/16 |
| TYPED NAME AND TITLE OF SIGNATORY Susan Saylor, Executive Officer, Structural Pest Control Board | |

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

FEB 29 2016

Office of Administrative Law