

Title 16. Professional and Vocational Regulations

Division 19. Structural Pest Control Board

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TITLE 16. PROFESSIONAL AND VOCATIONAL REGULATIONS

DIVISION 19. STRUCTURAL PEST CONTROL BOARD

(ORIGINALLY PRINTED 12-5-46)

Article 1. General Provisions

§1900. Location of Offices.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8530, Business and Professions Code.

HISTORY:

1. Amendment filed 3-15-79; effective thirtieth day thereafter (Register 79, No. 11).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1901. Tenses, Gender, and Numbers.

HISTORY:

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1902. Definitions.

For the purpose of these rules and regulations, “board” means the State Structural Pest Control Board, and “code” means the Business and Professions Code.

NOTE: Authority cited: Sections 8520 and 8525, Business and Professions Code. Reference: Section 8525, Business and Professions Code.

HISTORY:

1. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1903. Delegation of Certain Functions.

The board delegates to the registrar and executive secretary or in his or her absence from the office of the board, the acting registrar and executive secretary the power and discretion conferred by law upon the board to determine compliance by a licensee or registered company with the provisions of Chapter 14 of Division 3 of the code and rules and regulations adopted thereunder as follows:

- (a) to send notices of non-compliance pursuant to Section 8622 of the code;
- (b) to receive and file accusations;
- (c) to issue notices of hearings, statement to respondent, and statements of issues;
- (d) to receive and file notices of defense;
- (e) to determine the time and place of hearing under Section 11508 of the Government Code;
- (f) to issue subpoenas and subpoenas duces tecum;
- (g) to set and calendar cases for hearings and perform other functions necessary to the efficient dispatch of the business of the board in connection with proceedings under the provisions of Sections 11510 through 11528 of the Government Code, prior to the hearing of such proceedings; and
- (h) to certify and deliver or mail copies of decisions under Section 11518 of the Government Code.

NOTE: Authority cited: Sections 8520 and 8525, Business and Professions Code. Reference: Sections 8525 and 8622, Business and Professions Code; and Sections 11508 and 11510-11528, Government Code.

HISTORY:

1. Amendment filed 5-8-80; effective thirtieth day thereafter (Register 80, No. 19).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment of first paragraph only filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 3).

Article 2. Administration

§1910. Robert's Rules of Order.

HISTORY:

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1910.1. Emergency Conditions for Meetings and Additions to Meeting Agendas.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference cited: Section 11125(a), Government Code.

HISTORY:

1. New section filed 11-19-79; effective thirtieth day thereafter (Register 79, No. 47).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1911. Addresses; Change of Address/Employment.

Each operator, field representative and applicator shall file his or her address of record with the board and shall notify the board of any change in address within ten (10) days of such change. The address of record of a field representative, an operator or an applicator shall be the address of the registered company by which he or she is employed or with which he or she is associated or his or her residence address if he or she is not employed and associated.

Each licensee shall also file his or her address for mailing purposes with the board and shall notify the board of any change in address within ten (10) days of such change.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 136, 8567, 8613 and 8650, Business and Professions Code.

HISTORY:

1. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
2. Amendment filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2 (d) (Register 87, No. 13).
3. Amendment filed 5-19-92; operative 6-18-92 (Register 92, No. 21).
4. Amendment of section and Note filed 3-13-96; operative 4-12-96 (Register 96, No. 11).
5. Amendment of section and Note filed 8-12-96; operative 9-11-96 (Register 96, No. 33).

§1912. Branch Offices Registration.

A registered company that opens a branch office shall notify the board of that fact within 30 days on a written form provided by the board (see form No. 43L-15 at the end of this section) accompanied by the required registration fee.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8509 and 8612, Business and Professions Code.

HISTORY:

1. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
2. Repealer of subsection (b) filed 1-30-85; effective thirtieth day thereafter (Register 85, No. 5).
3. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2 (d) (Register 87, No. 13).
4. Change without regulatory effect amending section filed 5-17-2004 pursuant to section 100, title 1, California Code of Regulations (Register 2004, No. 21).



STATE AND CONSUMER SERVICES AGENCY - ARNOLD SCHWARTZBERG, GOVERNOR
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**APPLICATION FOR BRANCH OFFICE
 REGISTRATION**

FEE \$60

FOR BOARD USE ONLY	
Cashiering No.	Checked by:
Registration No.	

As defined in section 8509 of the Structural Pest Control Act, a "Branch Office" is any fixed place of business in addition to the location of business for which the company registration is issued, where records are kept, mail received, statements rendered, money is collected, or requests are received for service or bids, or information is given pertaining to the practice of pest control?"

To register a branch office, complete this application and return it to the Structural Pest Control Board along with the \$60 fee in the form of a money order, cashier's check, or personal check, made payable to the Structural Pest Control Board. DO NOT SEND CASH. The Board must be informed of any new branch office within thirty (30) days after opening. (Title 16, California Administrative Code, section 1912) BRANCH OFFICE REGISTRATIONS ARE NOT SUBJECT TO RENEWAL.

PLEASE PRINT OR TYPE

Name of Company		Company Registration Number
Branch Office Address	Mailing Address	Telephone Number Area Code ()
City State Zip	City State Zip	
Principal Office Address	Mailing Address	Telephone Number Area Code ()
City State Zip	City State Zip	
Name of Branch Supervisor		License No.
Is the branch office located in a commercial building or residence? <input type="checkbox"/> COMMERCIAL BUILDING <input type="checkbox"/> RESIDENCE		
Is the branch office clearly marked, or to be marked by a sign designating the business therein? <input type="checkbox"/> YES <input type="checkbox"/> NO		
A sole owner must sign this application personally. Each partner must sign a partnership application. An officer of the corporation, a shareholder, and each qualifying manager must sign a corporation application.		
The information on this application is required pursuant to Section 8500 and 8697.5 inclusive of the Business and Professions Code. The information is maintained by the Structural Pest Control Board, 2005 Evergreen Street, Suite 1500, Sacramento, CA 95815; telephone 916/561-8704. All information requested in this application is mandatory, none is voluntary. Failure to provide any of the requested information will result in the application being rejected as incomplete. The information you furnish will be used to determine whether you do or do not meet the requirements for which you are applying. It may be transferred to other law enforcement agencies. You have a right of access to records maintained by this agency which contain personal information about you.		
CERTIFIED TRUE STATEMENT		
I certify under penalty of perjury under the laws of the State of California to the truth and accuracy of all statements and representations made in this application, including all statements attached hereto. I understand that falsifying information on this application may result in the denial of this application.		
Print Name	Signature	Title Date

43L-15 (Rev. 1/03)

§1913. Different Name Style--Same Entity.

A branch office may not be registered in a name style different from that shown on the certificate of the registered company. A registered company which wishes to conduct an additional business in a name style different from that which is shown on its company registration certificate shall obtain a separate company registration certificate for each such business.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8612, Business and Professions Code.

HISTORY:

1. New NOTE filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
2. Amendment filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
3. Amendment filed 5-13-92; operative 6-12-92 (Register 92, No. 20).

§1914. Name Style--Company Registration.

No company registration certificate shall be issued in a fictitious name which the board determines is likely to be confused with that of a governmental agency or trade association. No company registration shall be issued in the same name of a firm whose company registration has been suspended or revoked unless a period of at least one year has elapsed from the effective date of the suspension or revocation.

It shall be grounds for disciplinary action for a registered company to use the telephone number and/or name style of a firm whose company registration has been suspended or revoked, without the prior written approval of the board.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8525 and 8650, Business and Professions Code.

HISTORY:

1. Amendment filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).
4. Amendment of first paragraph filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1914.1. Limitation Regarding Name Style.**HISTORY:**

1. New section filed 10-29-70; designated effective 11-30-70 (Register 70, No. 44).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1915. Change of Employment-Operator-Field Representative.**HISTORY:**

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1916. Time Allowed--Replacing Qualifying Manager.

A registered company which notifies the board of the disassociation of its qualifying manager or branch supervisor within the ten day period prescribed by Section 8571 of the code, shall be granted a period of thirty (30) days in which to replace such person with another qualifying manager or branch supervisor. An additional thirty (30) day extension can be granted by the registrar for good cause.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8571, Business and Professions Code.

HISTORY:

1. Amendment filed 1-2-68; effective thirtieth day thereafter (Register 68, No. 1).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1917. Change of Name.

When a structural pest control licensee or registered company changes his or her or its name, he or she or it shall file with the registrar an application for change of name on a form prescribed by the board (See form No. 43L-8 at the end of this section) accompanied by the required fee and by a declaration certified under penalty of perjury, stating:

- (a) The former name,
- (b) The type and number of the pest control license or company registration, and
- (c) That the change of name was not for the purpose of defrauding creditors or any other person or persons or for circumventing the provisions of the Business and Professions Code of California or any other law of the United States, State of California or any political subdivision thereof.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8674 and 8650, Business and Professions Code.

HISTORY:

1. New section filed 5-19-64; designated effective 9-1-64 (Register 64, No. 11).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).



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**REQUEST FOR CHANGE OF
 LICENSEE'S NAME
 FEE \$2.00**

FOR BOARD USE ONLY	
Cashiering No:	Checked by:
Effective Date:	
License No:	

Present Name:			
Address	City	State	Zip

New Name:			
Address	City	State	Zip

Application must be accompanied by:			
1. \$2.00 Fee. Remit by money order, cashier's check, or personal check payable to the Structural Pest Control Board. Do not send cash.			
2. Waive license and proof of change of name.			

I hereby certify under penalty of perjury under the laws of the State of California that this change of name is not for the purpose of defrauding credits, or any other person(s) for circumventing the provisions of the Business and Professions Code of California or any other law of the United States, State of California or any political subdivision thereof.

Signature(s)	Title	Date

If licensed as an individual or sole owner, that individual must sign this application. A partnership must be signed and acknowledged by each partner. A corporation application must be signed by an officer of the corporation, a shareholder, and by each qualifying operator.

43L-8 (Rev. 3/99)



STATE AND COMMUNITY SERVICES AGENCY - ANNE CALDWELL, GOVERNOR
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REQUEST FOR CHANGE OF REGISTERED COMPANY'S NAME
FEE \$25

FOR BOARD USE ONLY

Cashiering No.:	
Checked by:	Eff. Date

Present Name Style	Registration No.:		
Address	City	State	Zip
New Name Style			
Address	City	State	Zip

Application must be accompanied by:

- \$25 Fee. Remit by money order, cashier's check or personal check payable to the Structural Pest Control Board. Do not send cash.
- Company registration and any branch office registration(s).
- Evidence that fictitious name has properly been recorded if new name style is a fictitious name.
- Bond and Insurance amended to reflect new name style.

I hereby certify under penalty of perjury under the laws of the State of California that this change of name is not for the purpose of defrauding creditors, or any other person or person or for circumventing the provisions of the Business and Professions Code of California or any other law of the United States, State of California or any political subdivision thereof.

If licensed as an individual or sole owner, that individual must sign this application. A partnership application must be signed and acknowledged by each partner. A corporation application must be signed by an officer of the corporation, a share holder, and by each qualifying manager.

PRINT NAME	SIGNATURE	TITLE	DATE

43L-31 (Rev. 4/02)

§1918. Supervision of Registered Companies and Branch Offices.

"Supervise" as used in Business and Professions Code Sections 8506.2, 8610 and 8611 means the oversight, direction, control, and inspection of the daily business of the company and its employees, and the availability to observe, assist, and instruct company employees, as needed to secure full compliance with all laws and regulations governing structural pest control.

In cases of ownership of more than one registered company by the same sole owner, corporation or partnership where the qualifying manager or managers cannot supervise each registered company because of the location of the companies, the qualifying manager or managers may designate an individual or individuals licensed as an operator or as a field representative in the branch or branches of business being conducted to supervise the company. The designated supervisor or supervisors must be under the direct supervision of the qualifying manager or managers. Any such designation of supervisors does not relieve the qualifying manager or managers of responsibility to supervise as required in sections 8506.2 and 8610.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8506.2, 8610 and 8611, Business and Professions Code.

HISTORY:

1. New section filed 6-15-89; operative 7-15-89 (Register 89, No. 25).
2. Amendment of section filed 8-12-96; operative 9-11-96 (Register 96, No. 33).
3. Amendment filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12)

§1919. Research Advisory Panel.

The research advisory panel shall consist of one member from the Structural Pest Control Board, two representatives from the structural pest control industry, one representative from the Department of Pesticide Regulation and one representative from the University of California.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8674, Business and Professions Code.

HISTORY:

1. New section filed 12-26-90; operative 1-25-91 (Register 91, No. 6).
2. Amendment filed 3-13-96; operative 4-12-96 (Register 96, No. 11).

§1920. Citations and Fines**(a) Authority to Issue Citations and Fines:**

(1) The Registrar or Deputy Registrar of the Board is authorized to issue citations which may contain an order of abatement or an administrative fine ("fine") for violations of the statutes contained in the Structural Pest Control Act (commencing with Business and Professions Code Section 8500) or the regulations adopted by the Board.

(2) Each citation shall be in writing and shall describe with particularity the nature and facts of the violation, including a reference to the statute(s) or regulation(s) alleged to have been violated. The citation shall be served upon the individual personally or by certified mail.

(b) Citation; Assessment of Fine:

(1) Citations may be issued without the assessment of a fine. The amount of any fine to be levied by the Registrar or Deputy Registrar shall be no more than \$5,000.

For the issuance of a citation that includes an administrative fine in excess of \$2,500, the Registrar or Deputy Registrar shall determine that at least one of the following circumstances apply:

(A) the citation involves a violation that has an immediate relationship to the health and safety of another person;

(B) the cited person has a history of two or more prior citations of the same or similar violations;

(C) the citation involves multiple violations of the Act or these regulations that demonstrate a willful disregard of the law; or,

(D) the citation involves a violation or violations perpetrated against a senior citizen or person with disability.

(2) In determining whether a citation shall contain an order of abatement or a fine and if a fine is to be imposed, the Registrar or Deputy Registrar shall consider the following factors:

(A) Gravity of the violation.

(B) History of previous violations of the same or similar nature.

(C) The good or bad faith exhibited by the cited person.

(D) Evidence that the violation was willful.

(E) The extent to which the cited person cooperated with the Board's investigation.

(F) The extent to which the cited person has mitigated or attempted to mitigate any damage caused by his or her violation.

(G) Such other factors as the Registrar or Deputy Registrar considers relevant.

(c) Citations for Unlicensed Practice:

The Registrar or Deputy Registrar of the Board is authorized to issue citations which may contain order of abatement or a fine against persons who are performing or who have performed services for which a structural pest control license is required under the Structural Pest Control Act. The citation issued under this section shall be separate from and in addition to any other civil or criminal remedies.

(d) Compliance with Orders of Abatement:

When a citation is not contested or if the citation is appealed and the person cited does not prevail, failure to comply with the order of abatement or to pay the fine in the citation within the time allowed by a licensee may result in disciplinary action being taken by the Board against the person cited, or where the cited person is unlicensed in appropriate judicial relief being taken against the person cited.

(e) Contest of Citations:

(1) In addition to requesting a hearing provided for in subdivision (b)(4) of section 125.9 of the code (hereinafter "administrative hearing"), the person cited may, within ten (10) days after service or receipt of the citation, notify the Registrar or Deputy Registrar, as designated, in writing of his or her request for an informal conference with the designated Registrar or Deputy

Registrar. The informal conference shall include at least one, but no more than two, industry members of the Board, as designated by the Registrar.

(2) The informal conference shall be held within 60 days from the receipt of the request of the person cited. At the conclusion of the informal conference, the Registrar or Deputy Registrar may affirm, modify or dismiss the citation, including any fine levied or order of abatement issued. The decision shall state in writing the reasons for the action and shall be served or mailed to the person within ten (10) days from the date of the informal conference.

(3) The person cited does not waive his or her request for an administrative hearing to contest a citation by requesting an informal conference after which the citation is affirmed by the Registrar or Deputy Registrar. If the citation is dismissed after the informal conference, the request for an administrative hearing on the matter of the citation shall be deemed to be withdrawn. If the informal conference results in the modification of the findings of violation(s), the amount of the fine or the order of abatement, the citation shall be considered modified, but not withdrawn. The cited person shall be entitled to an administrative hearing to contest the modified citation if he or she made a request in accordance with subdivision (b)(4) of section 125.9 of the code for an administrative hearing, within thirty (30) days after service of the original citation. The cited person shall not be entitled to an informal conference to contest a modified citation. If the cited person did not make a request for an administrative hearing after service of the original citation, the decision in the modified citation shall be considered a final order.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 125.9 and 148, Business and Professions Code.

HISTORY:

1. New section filed 8-13-98; operative 9-12-98 (Register 98, No. 33).
2. New section heading filed 7-17-2003; operative 8-16-2003. Submitted to OAL for printing only (Register 2003, No. 29).
3. Change without regulatory effect amending subsections (b)(5) and (e)(3) filed 9-4-2003 pursuant to section 100, title 1, California Code Of Regulations (Register 2003, No. 36).
4. Change without regulatory effect amending subsection (b) filed 12-18-2003 pursuant to section 100, title 1, California Code of Regulations (Register 2003, No. 51).
5. Redesignation and amendment of portions of subsection (b) as new subsections (b)(1) and (b)(2), new subsections (b)(1)(A)-(D) and redesignation of former subsections (b)(1)-(7) as new subsections (b)(2)(A)-(G) filed 12-30-2005; operative 1-29-2006 (Register 2005, No. 52).
6. Amendment of subsections (e)(1)-(3) filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1922. Civil Penalty Actions by Commissioners.

(a) When taking civil penalty action pursuant to section 8617 of the Business and Professions Code, county agricultural commissioners shall use the provisions of this section to determine the violation class and the fine amount.

(1) For purposes of this section, violation classes shall be designated as “serious,” “moderate,” and “minor.”

(A) “Serious”: Violations that are repeat violations of those in subparagraph (B) or violations which created an actual health or environmental hazard. The fine range for serious violations is \$700-\$5,000.

(B) “Moderate”: Violations that are repeat violations of those in subparagraph (C) or violations which pose a reasonable possibility of creating a health or environmental effect. The fine range for moderate violations is \$250-\$1,000.

(C) “Minor”: Violations that did not create an actual health or environmental effect or did not pose a reasonable possibility of creating a health or environmental effect. The fine range for minor violations is \$50-\$400.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8617, Business and Professions Code.

HISTORY:

1. New section filed 5-14-98; operative 6-13-98 (Register 98, No. 20).
2. Amendment of subsections (a)(1)(A)-(C) filed 8-25-2006; operative 9-24-2006 (Register 2006, No. 34).

§1922.3. Course Requirement by County Agricultural Commissioners.

(a) When, pursuant to Business and Professions Code section 8617, a lawful order is made by a county agricultural commissioner to direct a licensee to take and pass a board approved course of instruction, the licensee prior to taking the course shall submit the name of the course and documentation regarding its content to the same agricultural commissioner for review and approval.

(b) The submittal for approval shall be made within twenty (20) days of the order. The county agricultural commissioner shall make a decision and respond to the licensee within twenty (20) days.

(c) The course of instruction shall have content that directly addresses applicable pesticide use laws, regulations and the practice of structural pest control relating to the violations committed. After completion of the approved course, the licensee shall take and pass an examination provided by the course provider that directly relates to the course content. A passing score for the examination shall reflect that the licensee correctly answered at least seventy percent (70%) of the examination questions.

(d) After passing the examination, the licensee shall obtain a certificate of course completion from the course provider. As proof of compliance, the licensee shall submit the certificate to the county agricultural commissioner who issued the Notice of Proposed Action within twenty (20) days of course completion.

(e) The licensee must comply with the order within ninety (90) days. The commissioner shall have the discretion to extend this date up to one hundred eighty (180) days after issuance of the Notice of Proposed Action.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8616.4 and 8617, Business and Professions Code.

HISTORY

1. New section filed 7-6-2005; operative 8-5-2005 (Register 2005, No. 27).
2. Change without regulatory effect amending subsection (d) filed 10-20-2005 pursuant to section 100, title 1, California Code of Regulations (Register 2005, No. 42).

Article 3. Licensing

§1934. Board-Approved Operator's License Course.

Board-approved or Board-developed courses required by section 8565.5 of the Business and Professions Code must have been successfully completed within three years prior to the applicant taking the operator's licensing examination.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8565.5, Business and Professions Code.

HISTORY:

1. New section filed 8-13-98; operative 9-12-98 (Register 98, No. 33).

§1935. Examination Procedure.

HISTORY:

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1936. Form and Date for Filing Application for License.

(a) An application for an initial operator's or field representative's license shall be:

(1) Filed at the principal office of the board on a form provided by the board (See Form 43L-26(Rev. 3/90) as printed at the end of section 1936.1, or Form 43L-14(Rev. 8/90) which is printed at the end of this section) and shall comply with every requirement shown thereon.

(2) Accompanied by the required examination fee. Applications not filed with the board at least 15 days prior to the next scheduled examination will not be considered for that examination.

(b) All documents filed in support of any application will be retained by the board; provided, however, that the board may at its discretion permit such documents to be withdrawn upon substitution of a true copy.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8560-8566 and 8674, Business and Professions Code.

HISTORY:

1. Amendment of subsection (b) filed 1-2-68; effective thirtieth day thereafter (Register 68, No. 1).
2. Amendment of subsections (c) and (d) filed 3-15-79; effective thirtieth day thereafter (Register 79, No. 11).
3. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
4. Amendment of subsection (a)(1) and new form 43L-14 filed 6-22-92; operative 7-22-92 (Register 92, No. 26).



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STRUCTURAL PEST CONTROL BOARD – Licensing Unit
 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815
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APPLICATION FOR OPERATOR'S LICENSE
 Business & Professions Code 8562

If you are already licensed as an operator, it is only necessary to submit this form and your permanent wall license for upgrading. There is no fee for upgrading.

FEE: \$ 120
 (Effective 9/25/06)
(Remit by money order, cashier's check or personal check payable to the Structural Pest Control Board)

FOR BOARD USE ONLY	
ATS No.	_____
Cashiering Number	_____
Checked By	_____
Effective Date	_____
License No.	_____
Branch	_____
Class Code	_____

PLEASE PRINT OR TYPE DATE OF BIRTH _____
 DRIVERS LICENSE NO. _____

<p>1. Check the branch(es) you are applying for:</p> <p><input type="checkbox"/> Branch 1 – Fumigation <input type="checkbox"/> Branch 2 – General Pest <input type="checkbox"/> Branch 3 – Termite</p>	<p>2. Check the type of Operator's License to be issued:</p> <p><input type="checkbox"/> Inactive License <input type="checkbox"/> Employee of Company <input type="checkbox"/> Qualifying Manager</p>
--	---

COMPLETE THIS SECTION	
Full Name of Applicant: <small>First</small> _____ <small>Middle</small> _____ <small>Last</small> _____	
Residence Address: _____	Telephone Number: _____ Area Code ()
City _____	State _____ Zip _____
Mailing Address: _____	Date you passed examination: _____
City _____	State _____ Zip _____
Employer: _____	
Address of Employer's Principal Office: _____	Telephone Number: _____ Area Code ()
City _____	State _____ Zip _____

43L-1 (Rev. 10/06)

Disclosure of your Social Security Number (SSN) is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 U.S.C.A. 405(c)(2)(C)) authorize collection of your SSN. Your SSN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code Section 17520, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your SSN, your application for initial license will not be processed AND you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.

Social Security Number:

4. Give the name and address of the persons with whom you have been associated in the pest control business as partners or business associates in the last five year:

5. Are you now or have you ever been licensed to do structural pest control in another State? YES NO

If YES, show State issuing license _____

Type of License and Number _____

Name license issued under _____

6. Are you at the present time employed or engaged in the structural pest control business? YES NO

If YES, by whom and in what capacity? _____

7. Have you ever had a professional or vocational license refused, suspended or revoked by this or any other State? YES NO

If YES, attach signed detailed statement.

8. Have you ever been connected with any person, copartnership or corporation, whose professional or vocational license was refused, suspended or revoked by this or any other State? YES NO

If YES, attach signed detailed statement.

9. Have you ever been convicted of a felony or misdemeanor other than minor traffic infractions? (Minor traffic violations resulting in a fine of \$300.00 or less do not need to be disclosed.) YES NO

If YES, attach signed detailed statement.

10. Have you ever been found guilty of any violation or any provision of the Structural Pest Control Act? YES NO

If YES, attach signed detailed statement.

EXPERIENCE - Submit all actual compensated structural pest control experience gained while in the employ of a company registered in the State of California. Experience must be certified on a CERTIFICATE OF EXPERIENCE FORM. Attach Certificate of Experience Form(s) to this application.

Time Period		Employer and Address	Description of duties performed
From	To		

EQUIVALENT EXPERIENCE/TRAINING - Submit all experience/training which you believe is equivalent to experience/training gained while in the employ of a pest control company. Such activities can include but are not limited to military service, structural pest control related occupations or any other related activity.

Time Period		Employer and Address	Description of duties performed
From	To		

OUT OF STATE EXPERIENCE -- Out of state experience will be evaluated as to the equivalency of experience under a structural pest control company registered to do business in the State of California.

State in which you gained experience: _____

Do you hold a license issued by that State? If YES, have a certified license history sent to the California Structural Pest Control Board from that state's licensing agency as well as a copy of that State's Rules and Regulations before the issuance of a license.

List in chronological order all structural pest control experience gained out of state. Experience must be certified by employer.

Attach certification of experience to this application.

Time Period		Employer and Address	Description of duties performed
From	To		

EDUCATION – In accordance with Board Policy, any applicant may request to offer equivalent training in lieu of a portion of the experience requirement. Submit the section(s) below with information pertaining to equivalent education/training.

Education submitted to satisfy the educational requirement may not be submitted as equivalent training.

1. If you have a pest control related degree, list your major and have an official copy of college transcripts sent directly to the Structural Pest Control Board.
Major: _____
2. If you do not have a pest control related degree, but have completed accredited pest control related course(s), have an official copy of college transcripts sent directly to the Structural Pest Control Board.
3. Nonaccredited course work in a pest control related subject can be considered in lieu of a portion of the qualifying experience. Certification of course completed must accompany this application. Certification must show the name of the course, number of hours the course entailed, and the date(s) attended.

The information on this application is required pursuant to Section 8560 and following of the Business and Professions Code. All information requested in this application is mandatory, none is voluntary. Failure to provide any of the requested information will result in the application being rejected as incomplete. The information you furnish will be used to determine whether you do or do not meet the requirements for which you are applying. The information you provide may be transferred to other governmental and law enforcement agencies and may be disclosed upon a Public Records Act request made pursuant to Section 6250 of the Government Code. You have a right of access to records maintained by this agency which contain personal information about you subject to the provisions of the Information Practices Act. (§1798 et. seq of the Civil Code) The information is maintained by the Structural Pest Control Board, 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815; telephone 916/561-8704. The Registrar of the Board is the Custodian of

CERTIFIED TRUE STATEMENT

I certify under penalty of perjury under the laws of the State of California to the truth and accuracy of all statements and representations made in this application, including all statements attached hereto. I understand that falsifying information on this application may result in the denial of this application. I certify that I am at least eighteen years of age.

Signature	Title	Date



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STRUCTURAL PEST CONTROL BOARD – Licensing Unit
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APPLICATION FOR FIELD REPRESENTATIVE'S LICENSE

Business & Professions Code 8564

If you are already licensed as a field representative, it is only necessary to submit this form and your permanent wall license for upgrading. There is no fee for upgrading.

FEE \$30
(Remit by money order, cashier's check or personal check payable to the Structural Pest Control Board)

FOR BOARD USE ONLY	
ATS. No.	_____
Cashiering No.	_____
Checked By	_____
Eff. Date	_____
License No.	_____
Branch	_____
Class Code	_____

DATE OF BIRTH _____
 DRIVERS LICENSE NO. _____

PLEASE PRINT OR TYPE

<p>1. Check the branch(es) you are applying for:</p> <p><input type="checkbox"/> Branch 1 - Fumigation <input type="checkbox"/> Branch 2 - General Pest <input type="checkbox"/> Branch 3 - Termite</p>	<p>2. Check the type of Field Representative's License to be issued:</p> <p><input type="checkbox"/> Inactive License <input type="checkbox"/> Employee of Company</p>
--	--

COMPLETE THIS SECTION			
Full Name of Applicant		First	Last
Residence Address		Telephone Number	
City	State	Area Code ()	Zip
Employer:			
Employer's Address: (Official Address of Record)		Telephone Number	
City	State	Area Code ()	Zip
<p>Disclosure of your social security number (SSN) is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 USCA 405(c)(2)(C)) authorize collection of your SSN. Your SSN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgement or order for family support in accordance with Family Code Section 17520, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. <u>If you fail to disclose your SSN, your application for initial license will not be processed</u> AND you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.</p>			
SOCIAL SECURITY NO.: _____			

43L-14(Rev. 1/06)

3.	Please indicate which address you wish to use for mailing purposes: <input type="checkbox"/> Residence <input type="checkbox"/> Business	
4.	Are you presently licensed or have you previously been licensed as a structural pest control applicator, field representative or operator in the State of California? If YES, state license number(s) _____	<input type="checkbox"/> YES <input type="checkbox"/> NO
5.	Are you now or have you ever been licensed to do structural pest control in another State? If YES, show State issuing license _____ Type of License and Number _____ Name license issued under _____	<input type="checkbox"/> YES <input type="checkbox"/> NO
6.	Are you at the present time employed or engaged in the structural pest control business? If YES, by whom and in what capacity? _____	<input type="checkbox"/> YES <input type="checkbox"/> NO
7.	Have you ever had a professional or vocational license refused, suspended or revoked by this or any other State? If YES, attach a signed detailed statement.	<input type="checkbox"/> YES <input type="checkbox"/> NO
8.	Do you have any pending disciplinary action against you in regards to a structural pest control professional or vocational license? If YES, explain _____	<input type="checkbox"/> YES <input type="checkbox"/> NO
9.	Have you ever been convicted of a felony or misdemeanor other than minor traffic infractions? (Minor traffic violations resulting in a fine of \$300.00 or less do not need to be disclosed.) If YES, attach a signed detailed statement.	<input type="checkbox"/> YES <input type="checkbox"/> NO
9.	Have you ever been found guilty of any violation or any provision of the Structural Pest Control Act? If YES, attach signed detailed statement.	<input type="checkbox"/> YES <input type="checkbox"/> NO
11.	Have you ever been connected with any person, copartnership or corporation, whose professional or vocational license was refused, suspended or revoked by this or any other state? If YES, attach signed detailed statement.	<input type="checkbox"/> YES <input type="checkbox"/> NO
12.	TRAINING AND EXPERIENCE A. Branch 1 - Fumigation: In accordance with Section 8564 of the Structural Pest Control Act and Section 1937 of the California Code of Regulations, a Branch 1 applicant must submit proof satisfactory to the Board that he/she has had six months training and experience in the practice of fumigating with poisonous or lethal gases under the immediate supervision of a person licensed to practice fumigation, or the equivalent of such training. Experience must be on a Certificate of Training/Experience for Field Representative Application. The Certificate must be filled out and signed by the qualifying manager on behalf of the applicant. Attach Certification Form to this application. B. Branch 2 - General Pest: In accordance with Section 8564 of the Structural Pest Control Act and Section 1937 of the California Code of Regulations, a Branch 2 applicant must submit proof satisfactory to the Board that he/she has had a minimum of forty hours training and experience, twenty hours of which are actual field work, in the practice of the following areas: <div style="display: flex; justify-content: space-between;"> <ul style="list-style-type: none"> • Pesticide application • Branch 2 pest identification and biology <ul style="list-style-type: none"> • Pesticide application equipment • Pesticide hazards and safety practices </div> Under the immediate supervision of an operator or field representative licensed in Branch 2, or the equivalent of such training and experience. Training must be certified on a Certificate of Training/Experience for Field Representative Application. The Certificate must be filled out and signed by the qualifying manager on behalf of the applicant. Attach Certification Form to this application.	

C. Branch 3 - Termites: In accordance with Section 8564 of the Structural Pest Control Act and Section 1937 of the California Code of Regulations, a Branch 3 applicant must submit proof satisfactory to the Board that he/she has had a minimum of one hundred hours of training and experience, eighty of which are actual field work, in the practice of the following areas:

- Pesticide application
- Branch 3 identification and biology
- Pesticide application equipment
- Pesticide hazards and safety practices
- Structural repairs
- Structural inspection procedures and report writing

Under the immediate supervision of an operator or field representative licensed in Branch 3, or the equivalent of such training and experience. Training must be certified on a Certificate of Training/Experience for Field Representative Application Form. The Certificate must be filled out and signed by the qualifying manager on behalf of the applicant. Attach Certification Form to this application.

13. EXPERIENCE - Submit all actual compensated structural pest control training/experience gained while in the employ of a company registered in the State of California. Experience must be certified on a CERTIFICATE OF EXPERIENCE FORM. Attach Certificate of Experience Form(s) to the application.

Time Period		Employer and Address	Detailed description of duties performed
From	To		

14. EQUIVALENT EXPERIENCE/TRAINING - Submit all experience/training which you believe is equivalent to experience/training gained while in the employ of a pest control company. Such activities can include, but are not limited to, military service, structural pest control related occupations or any other related activity.

Time Period		Employer and Address	Detailed description of duties performed
From	To		

15. OUT OF STATE EXPERIENCE - Out of state experience will be evaluated as to the equivalency of training experience under a structural pest control company registered to do business in the State of California.

State in which you gained training experience: _____

Do you hold a license issued by that State? YES NO

If YES, have a certified license history sent to the California Structural Pest Control Board from that state's licensing agency. Also include employer's job training manual.

List in chronological order all structural pest control training experience gained out of state. Experience must be certified by employer. Attach certification of experience to this application.

Time Period		Employer and Address	Detailed description of duties performed
From	To		

The information on this application is required pursuant to Section 8560 and following of the Business and Professions Code. All information requested in this application is mandatory, none is voluntary. Failure to provide any of the requested information will result in the application being rejected as incomplete. The information you furnish will be used to determine whether you do or do not meet the requirements for which you are applying. The information you provide may be transferred to other governmental and law enforcement agencies and may be disclosed upon a Public Records Act request made pursuant to Section 6250 of the Government Code. You have a right of access to records maintained by this agency which contain personal information about you subject to the provisions of the Information Practices Act. (§1798 et. seq of the Civil Code) The information is maintained by the Structural Pest Control Board, 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815; telephone 916/561-8704. The Registrar of the Board is the Custodian of Records.

CERTIFIED TRUE STATEMENT

I certify under penalty of perjury under the laws of the State of California to the truth and accuracy of all statements and representations made in this application, including all statements attached hereto. I understand that falsifying information on this application may result in the denial of this application. I certify that I am at least eighteen years of age.

Signature of Applicant	Date
------------------------	------

**§1936.1. Form and Date for Filing Application for Company
Registration Certificate.**

(a) An application for a company registration certificate shall be:

(1) Filed at the principal office of the board on a form provided by the board (See Form No. 43L-26 Rev. (3/90) at the end of this section) and shall comply with every requirement shown thereon.

(2) Accompanied by the required company registration fee.

(b) All documents filed in support of any application will be retained by the board; provided, however, that the board may at its discretion permit such documents to be withdrawn upon substitution of a true copy.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8610 and 8674, Business and Professions Code.

HISTORY:

1. New section filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).

2. Change without regulatory effect amending subsection (a)(1) filed pursuant to section 100, title 1, California Code of Regulations (Register 92, No. 30).



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STRUCTURAL PEST CONTROL BOARD – Licensing Unit
2005 Evergreen Street, Ste. 1500, Sacramento, California 95815
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REGISTRATION OF COMPANY

INSTRUCTIONS FOR COMPLETING THE APPLICATION

FICTITIOUS NAMESTYLE MUST BE APPROVED PRIOR TO COMPLETION OF APPLICATION FOR COMPANY REGISTRATION.

Once a namestyle has been approved by the Board, complete pages 2 and 3 and return it with the required fee, the certificate of insurance form and the licensee's bond form.

SOLE-OWNER OR CO-PARTNERSHIP ONLY

If namestyle is fictitious, you must file with the county recorder's office and submit a copy to this office along with the above documents.

CORPORATION

The Articles of Incorporation must be submitted after endorsement by the Secretary of State (copy is acceptable). If filing for DBA, submit copy of fictitious name filing from county recorder's office.

Section 8610 of the Business and Professions Code requires corporations to report the names of its shareholders with 10 percent or more ownership interest. (Attach separate lists if additional space is needed)

43L-26 (Rev. 1/06)

**APPLICATION FOR
REGISTRATION OF COMPANY**
FEE: \$120
(Remit by money order, cashiers, personal or certified
check payable to the Structural Pest Control Board.)
There is no fee for upgrading.

FOR BOARD USE ONLY

ATS No. _____

Cashiering No. _____

Checked By _____

Bond _____

Insurance _____

Art. Of Inc. _____

Registration No. _____

Br. _____ Class Code _____

Date Issued _____

Check branch(es) in which you are applying for registration.

Branch 1 **Branch 2** **Branch 3**
 Fumigation General Pest Termite

INSTRUCTIONS

- Application must be accompanied by a Registration Fee of \$120.00. Remit by money order, cashiers, personal or certified check payable to the Structural Pest Control Board.
- Each question must be fully and truthfully answered. Attach sheets to this application wherever so directed or when space provided is not sufficient.
- Each question must be answered as applying to all members of copartnership or qualifying officers of corporation.
- Any material misrepresentation is grounds for refusal or subsequent revocation of a license.

PLEASE PRINT OR TYPE

1. FIRM NAME by which registration is to be issued:				
2. Address of principal place of business:		City	State	Zip
Mailing address:		City	State	Zip
3. Doing business as:	Principal office is located in:	Is principal office clearly marked or to be marked by a sign designating the business?	Telephone No.: Area Code ()	
<input type="checkbox"/> Individual <input type="checkbox"/> Copartnership <input type="checkbox"/> Corporation	<input type="checkbox"/> Commerical Building <input type="checkbox"/> Residence	<input type="checkbox"/> YES <input type="checkbox"/> NO		
4. Are there shareholders of this company with 10% ownership or more? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, list shareholders below and percentage of ownership.				
5. Give FULL NAME, Title & Address of individual owner, qualifying manager, partners, all officers of corporation, and shareholders with percentage of ownership:				
Name (Do not use initials) (Please print)	License No. (If any)	Title or Position	Shareholder Percentage	Residence Address (If rural delivery, also name road or district)
<small>Disclosure of your Social Security Number (SSN) or federal employer identification number ("FEIN"), if you are a partnership is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 USCA 405(c)(2)(C)) authorize collection of your SSN. Your SSN or FEIN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code Section 1.7520, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your SSN or your FEIN, your application for initial or renewal license will not be processed AND you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.</small>				
Social Security Number: _____		Federal Employee ID Number: _____		

6.	Give the name and address of the persons with whom you have been associated in the pest control business as partners or business associates in the last five years: _____
7.	Are you, or any of you, at the present time employed or engaged in the pest control business? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, by whom and in what capacity? _____
8.	Have you, or any of you ever, had a professional or vocational license refused, suspended or revoked by this or any other State? <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, attach signed detailed statement.)
9.	Have you, or any of you ever, been connected with any person, copartnership or corporation, whose professional or vocational license was refused, suspended or revoked by this or any other State? <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, attach signed detailed statement.)
10.	Will any individual, not listed above as an officer or partner, be connected capacity with you, who has had a pest control license revoked or suspended, or application refused by this or any other State? <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, attach signed detailed statement.)
11.	Have you, or any of you, ever been convicted of a felony or misdemeanor other than minor traffic infractions? (Minor traffic violations resulting in a fine of \$300.00 or less do not need to be disclosed.) <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, attach signed detailed statement.)
12.	Have you, or any of you, ever been found guilty of any violation or any provision of the Structural Pest Control Act? <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, attach signed detailed statement.)
The information on this application is required pursuant to Section 8560 and following of the Business and Professions Code. All information requested in this application is mandatory, none is voluntary. Failure to provide any of the requested information will result in the application being rejected as incomplete. The information you furnish will be used to determine whether you do or do not meet the requirements for which you are applying. The information you provide may be transferred to other governmental and law enforcement agencies and may be disclosed upon a Public Records Act request made pursuant to Section 6250 of the Government Code. You have a right of access to records maintained by this agency which contain personal information about you subject to the provisions of the Information Practices Act. (§1798 et. seq of the Civil Code) The information is maintained by the Structural Pest Control Board, 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815; telephone 916/561-8704. The Registrar of the Board is the Custodian of Records.	
CERTIFIED TRUE STATEMENT	
I certify under penalty of perjury under the laws of the State of California to the truth and accuracy of all statements and representations made in this application, including all statements attached hereto. I understand that falsifying information on this application may result in the denial of this application.	
Signature	Title
Date	

A sole owner must sign this application personally. A partnership application must be signed by each partner. A corporate application must be signed by an officer of the corporation or a shareholder. Each Qualifying Manager must sign this application.	

§1936.2. Form for Filing Application for Applicator's License.

(a) An application for an initial applicator's license shall be:

(1) Filed at the principal office of the board or at the office of one of the board's designated examination administrators, including, but not limited to, county agricultural commissioners, on a form provided by the board (See Form 43E-21 (New 5/95) which is printed at the end of this section) and shall comply with every requirement shown thereon.

(2) Accompanied by the required examination fee.

(b) All documents filed in support of any application will be retained by the board.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8564.5 and 8564.6, Business and Professions Code.

HISTORY:

1. New section filed 8-12-96; operative 9-11-96 (Register 96, No. 33).



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STRUCTURAL PEST CONTROL BOARD - Licensing Unit
 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815
 P 916.561.8704 F 916.263.2469 | www.pestboard.ca.gov



**APPLICATION FOR
 STRUCTURAL PEST CONTROL
 APPLICATOR EXAMINATION AND LICENSE**

LICENSE FEE \$10

(Effective 1/1/2007)

(Remit by money order, cashier's, personal or certified check payable to the Structural Pest Control Board.)

FOR BOARD USE ONLY

ATS No. _____
 Checked By _____
 Effective Date _____
 License No. _____

INSTRUCTIONS:

- Each question must be fully and truthfully answered.
- Attach sheets to this application wherever so directed or when space provided is not sufficient.
- An incomplete application will be returned to the applicant.
- A \$10 license fee must be included with this application.

PLEASE NOTE:

- State law requires an applicant to complete the Live Scan/fingerprint process for the purpose of conducting criminal history record checks prior to licensure.

PLEASE PRINT OR TYPE

DATE OF BIRTH _____
 DRIVERS LICENSE NO. _____

1. Name of Applicant		
(FIRST)	(MIDDLE)	(LAST)
2. Residence Address: (STREET)		Telephone Number
(CITY)	(STATE)	Area Code ()
(ZIP)		
Mailing Address: (STREET)		
(CITY)	(STATE)	(ZIP)
3. Employed by:		
Employer's Address: (Official Address of Record)		Telephone Number
(CITY)	(STATE)	Area Code ()
(ZIP)		
<p><small>4. Disclosure of your social security number (SSN) is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 USCA 405(c)(2)(C)) authorizes collection of your SSN. Your SSN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Family Code Section 17520, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your SSN, your application for an initial license will not be processed AND you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.</small></p> <p>SOCIAL SECURITY NUMBER:</p>		
5. Are you 18 years of age or older?		YES <input type="checkbox"/> NO <input type="checkbox"/>
6. Have you ever applied for the applicator examination?		YES <input type="checkbox"/> NO <input type="checkbox"/>
If YES, when? _____		
7. Are you presently licensed or have you previously been licensed as a structural pest control applicator, field representative or an operator in the State of California?		YES <input type="checkbox"/> NO <input type="checkbox"/>
If YES, state license number(s) _____		

8. Have you had a professional or vocational license denied, suspended, or revoked by this or any other state? If YES, explain _____	YES <input type="checkbox"/> NO <input type="checkbox"/>
9. Have you ever been found to be in violation of any provision of the Structural Pest Control Act? If YES, explain _____	YES <input type="checkbox"/> NO <input type="checkbox"/>
10. Do you have any pending disciplinary action against you in regards to a structural pest control professional or vocational license in this or any other state? If YES, explain _____	YES <input type="checkbox"/> NO <input type="checkbox"/>
11. Have you ever been convicted of a felony or of a misdemeanor other than minor or traffic infractions? (Minor traffic violations resulting in a fine of \$300.00 or less do not need to be disclosed.) If YES, explain _____	YES <input type="checkbox"/> NO <input type="checkbox"/>
<p>VIOLATION OF THE SECURITY OF THE EXAMINATION, INCLUDING CHEATING ON AN EXAMINATION, IS A MISDEMEANOR. IF YOU ARE FOUND GUILTY, YOU COULD RECEIVE A FINE, A JAIL SENTENCE OR BOTH. IT IS ALSO REASON FOR DISQUALIFICATION FROM THE EXAMINATION AND DENIAL OF A LICENSE.</p> <p>IF YOU VIOLATE THE SECURITY OF THE EXAMINATION AND ARE FOUND GUILTY, IN ADDITION TO OTHER PENALTIES, YOU WILL BE HELD LIABLE FOR ACTUAL DAMAGES CAUSED TO THE STRUCTURAL PEST CONTROL BOARD FOR UP TO \$10,000 AND THE COSTS OF LITIGATION (BUSINESS AND PROFESSIONS CODE SECTION 123).</p> <p>SOME VIOLATIONS OF EXAMINATION SECURITY ARE:</p> <ul style="list-style-type: none"> ▶ Removing examination materials from examination rooms ▶ Copying any portion of the examination materials ▶ Talking to any other candidate during the examination ▶ Copying answers from another candidate ▶ Allowing another person to copy your answers ▶ Having books, notes, etc. during the examination ▶ Taking the examination for someone else ▶ Letting someone else take your examination ▶ Memorizing questions or answers from the examination to share with others ▶ Getting examination questions or other materials before, during or after the examination ▶ Selling, buying, receiving any portion of a future, current or previously administered examination <p>The information on this application is required pursuant to Section 8560 and following of the Business and Professions Code. All information requested in this application is mandatory, none is voluntary. Failure to provide any of the requested information will result in the application being rejected as incomplete. The information you furnish will be used to determine whether you do or do not meet the requirements for which you are applying. The information you provide may be transferred to other governmental and law enforcement agencies and may be disclosed upon a Public Records Act request made pursuant to Section 6250 of the Government Code. You have a right of access to records maintained by this agency which contain personal information about you subject to the provisions of the Information Practices Act. (§1798 et. seq of the Civil Code) The information is maintained by the Structural Pest Control Board, 2005 Evergreen Street, Suite 1500, Sacramento, CA 95815; telephone 916/561-8704. The Registrar of the Board is the Custodian of Records.</p>	
<p>CERTIFIED TRUE STATEMENT</p> <p>I have read and understand the above and I certify under penalty of perjury under the laws of the State of California to the truth and accuracy of all statements and representations made in this application, including all statements attached hereto. I understand that falsifying information on this application may result in the denial of this application or the revocation of this license.</p>	
Signature of Applicant _____ Date _____	Attach 2" x 2" photo here

§1937. Qualification of Applicant.

(a) "Experience" and "in the employ of," as used in section 8562(b) of the code and "training and experience" as used in section 8564 of the code means actual field work.

(b) A qualifying manager of a registered company or licensed operator designated by a company shall provide written certification of an employee's or former employee's experience and time accurately and promptly upon written request by the employee. The qualifying manager or designated licensed operator must be licensed in the branch or branches for which he/she is certifying experience and time.

(c) Specific minimum requirements of training and experience are accorded to the branch or branches for which the applicant is applying, as follows:

Branch 1 A minimum of one hundred hours of training and experience in preparation, fumigation, ventilation, and certification required.

Branch 2 A minimum of forty hours of training and experience, twenty hours of which are actual field work, required.

Branch 3 A minimum of one hundred hours of training and experience, eighty hours of which are actual field work, required.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8560, 8562 and 8564, Business and Professions Code.

HISTORY:

1. New subsection (d) filed 3-15-79; effective thirtieth day thereafter (Register 79, No. 11).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment of subsection (b) filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
4. Amendment filed 6-21-89; operative 7-21-89 (Register 89, No. 25).
5. Editorial correction restoring HISTORY 4. and correct text (Register 91, No. 45).
6. Amendment of subsection (a) and new subsection (c) filed 8-13-98; operative 9-12-98 (Register 98, No. 33).

§1937.1. Substantial Relation Criteria.

For the purposes of denial, suspension or revocation of a license or company registration pursuant to Division 1.5 (commencing with Section 475) of the code, a crime or act shall be considered to be substantially related to the qualifications, functions or duties of a licensee or registered company under Chapter 14 of Division 3 of the code if to a substantial degree it evidences present or potential unfitness of such licensee or registered company to perform the functions authorized by the license or company registration in a manner consistent with the public health, safety, or welfare. Such crimes or acts shall include, but not be limited to, the following:

- (a) Any violation of the provisions of Chapter 14 of Division 3 of the code.
- (b) Commission of any of the following in connection with the practice of structural pest control:
 - (1) Fiscal dishonesty
 - (2) Fraud
 - (3) Theft
 - (4) Violations relating to the misuse of pesticides.

NOTE: Authority cited: Sections 481 and 8525, Business and Professions Code. Reference: Sections 8525, 8568, 8620 and 8646, Business and Professions Code.

HISTORY:

1. Repealer and new section filed 3-14-75; effective thirtieth day thereafter (Register 75, No. 11). For history of former section, see Register 73, No. 14.
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment of first paragraph only filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1937.2. Criteria for Rehabilitation.

(a) When considering the denial of a structural pest control license or company registration under Section 480 of the Business and Professions Code, the board, in evaluating the rehabilitation of the applicant and his or her or its present eligibility for a license or company registration will consider the following criteria:

- (1) The nature and severity of the act(s) or crime(s) under consideration as grounds for denial.
- (2) Evidence of any act(s) committed subsequent to the act(s) or crime(s) under consideration as grounds for denial which also could be considered as grounds for denial under Section 480 of the Business and Professions Code.
- (3) The time that has elapsed since commission of the act(s) or crime(s) referred to in subdivision (1) or (2).
- (4) The extent to which the applicant has complied with any terms of parole, probation, restitution, or any other sanctions lawfully imposed against the applicant.
- (5) Evidence, if any, of rehabilitation submitted by the applicant.

(b) When considering the suspension or revocation of a structural pest control license or company registration on the grounds that the licensee or registered company has been convicted of a crime, the board, in evaluating the rehabilitation of such person or company and his or her or its present eligibility for a license or company registration will consider the following:

- (1) Nature and severity of the act(s) or offense(s).
- (2) Total criminal record.
- (3) The time that has elapsed since commission of the act(s) or offense(s).
- (4) Whether the licensee or registered company has complied with any terms of parole, probation, restitution or any other sanctions lawfully imposed against the licensee or registered company.
- (5) If applicable, evidence of expungement proceedings pursuant to Section 1203.4 of the Penal Code.
- (6) Evidence, if any of rehabilitation submitted by the licensee or registered company.

(c) When considering a petition for reinstatement of a structural pest control license or company registration, the board shall evaluate evidence of rehabilitation submitted by the petitioner, considering those criteria specified in subsection (b).

NOTE: Authority cited: Sections 475, 476, 480-482, 484-487 and 8525, Business and Professions Code. Reference: Sections 475,476, 480-482, 484-487 and 8525, Business and Professions Code.

HISTORY:

1. Repealer and new section filed 3-14-75; effective thirtieth day thereafter (Register 75, No. 11). For history of former section, see Register 73, No. 14.
2. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1937.11. Disciplinary Guidelines.

In reaching a decision on a disciplinary action under the Administrative Procedure Act (Government Code Section 11400 et seq.), the board shall consider the disciplinary guidelines entitled "A Manual of Disciplinary Guidelines and Model Disciplinary Orders" [1991] which are hereby incorporated by reference. Deviation from these guidelines and orders, including the standard terms of probation, is appropriate where the board and/or administrative law judges in its/his or her discretion determines that the facts of the particular case warrant such a deviation -- for example: the presence of mitigating factors; the age of the case; evidentiary problems.

NOTE: Authority cited: Section 8525, Business and Professions Code, Section 11425.50(e), Government Code. Reference: Section 11425.50(e), Government Code, and Sections 8620, 8635, 8636, 8637, 8638, 8639, 8640, 8641, 8642, 8643, 8644, 8645, 8646, 8646.5, 8647, 8648, 8649, 8650, 8651, 8652, 8653, 8654, 8655 and 8657, Business and Professions Code.

HISTORY:

1. New section filed 4-14-97; operative 5-14-97 (Register 97, No. 16).

§1937.12. Conditions of Probation.

(a) Whenever a proposed decision places a licensee or registered company on probation as a condition of staying a revocation or staying all or any portion of a suspension, the order granting such probation shall include at least the following conditions:

- (1) That the licensee or registered company shall file quarterly reports with the board during the period of probation;
- (2) Such other terms and conditions as may be appropriate in light of the number and nature of the violations proven.

(b) Nothing in this regulation shall deprive the board of its authority to modify or delete any term or condition of probation contained in a proposed decision submitted by an administrative law judge.

NOTE: Authority cited: Sections 8525 and 8620, Business and Professions Code. Reference: Section 8620, Business and Professions Code.

HISTORY:

1. New section filed 7-3-80; effective thirtieth day thereafter (Register 80, No. 27).
2. Amendment of subsection (a) filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1937.13. Posting Notice of Suspended Company Registration.

A registered company whose registration is suspended shall post in a place conspicuous to the public a notice provided by the Board that its registration is under suspension. The notice shall be posted at each and every office that is under the suspension order.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8525, 8620 and 8624, Business and Professions Code.

HISTORY:

1. New section filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
2. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1937.14. Quality of Work Completed.

All work completed by licensees or registered companies shall be done within the specific requirements of any plans or specifications and shall meet accepted trade standards for good and workmanlike construction in any material respect, and shall comply with provisions of Section 2516(c)(1), (2), (4) and (6) of Title 24, California Code of Regulations.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8525, 8635 and 8636, Business and Professions Code.

HISTORY:

1. New section filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
2. Amendment of NOTE filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).
4. Amendment filed 3-6-95; operative 4-5-95 (Register 95, No. 10).

§1937.16. Notice to Owner.

The “Notice to Owner” form to be used by branch 1 and branch 3 registered companies in accordance with Section 8513 of the code shall be that set forth below.

NOTICE TO OWNER

Under the California Mechanics Lien Law any structural pest control company which contracts to do work for you, any contractor, subcontractor, laborer, supplier or other person who helps to improve your property, but is not paid for his or her work or supplies, has a right to enforce a claim against your property. This means that after a court hearing, your property could be sold by a court officer and the proceeds of the sale used to satisfy the indebtedness. This can happen even if you have paid your structural pest control company in full if the subcontractor, laborers or suppliers remain unpaid.

To preserve their right to file a claim or lien against your property, certain claimants such as subcontractors or material suppliers are required to provide you with a document entitled “Preliminary Notice.” Prime contractors and laborers for wages do not have to provide this notice. A Preliminary Notice is not a lien against your property. Its purpose is to notify you of persons who may have a right to file a lien against your property if they are not paid.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8513, Business and Professions Code.

HISTORY:

1. New section filed 9-21-84; effective thirtieth day thereafter (Register 84, No. 38). For prior history, see Register 83, No. 20.

2. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1937.17. Customer Notification.

Every licensee shall provide notice to the licensee's clients or customers of the fact that he/she is licensed by the Structural Pest Control Board. Notice shall be provided by, but not limited to, any of the following methods:

- (1) Verbally at the time that services are requested.
- (2) Company business card identifying person as a licensee of the Structural Pest Control Board.
- (3) Structural Pest Control Board license number printed on Wood Destroying Pest and Organisms Inspection Report form.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 138, Business and Professions Code.

HISTORY:

1. New section filed 12-16-2002; operative 1-15-2003 (Register 2002, No. 51).

§1938. Group Qualification for Operator's License.

HISTORY:

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1939. Fees.

HISTORY:

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1940. Notice of Operator's and Field Representative's Examinations.

Operator's and Field Representative's examination notices shall be mailed to all persons eligible for examination. Such notice shall be sent by United States mail, the postage fully prepaid, addressed to the applicant's address as shown on the notice of examination.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8560, Business and Professions Code.

HISTORY:

1. Amendments filed 3-15-79; effective thirtieth day thereafter (Register 79, No. 11).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment of section heading and section filed 8-12-96; operative 9-11-96 (Register 96, No. 33).

§1941. Failure to Appear for Operator's or Field Representative's Examinations.

Failure of an applicant to appear for an operator's or field representative's examination after proper notification thereof shall be grounds for forfeiture of the examination fee, unless the applicant requests and is granted a postponement not less than five days prior to such examination or is excused by the board, for good cause, from complying with this requirement. An applicant who receives a postponement of not more than six (6) months will not be required to file a new application.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8560, Business and Professions Code.

HISTORY:

- 1. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
- 2. Amendment of section heading, section and Note filed 8-12-96; operative 9-11-96 (Register 96, No. 33).

§1942. Applicant Failing Operator's or Field Representative's Examination.

An applicant who fails the operator's or field representative's examination may take another examination within six (6) months thereafter on the same application by paying an additional examination fee.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8560, Business and Professions Code.

HISTORY:

- 1. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
- 2. Amendment of section heading, section and Note filed 8-12-96; operative 9-11-96 (Register 96, No. 33).

§1943. Unauthorized Assistance During Examination.

HISTORY:

- 1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1944. Grades.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8520 and 8560, Business and Professions Code.

HISTORY:

- 1. Amendment filed 9-18-75; effective thirtieth day thereafter (Register 75, No. 38).
- 2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
- 3. Repealer filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).

§1945. Posting Names of Successful Applicants.

HISTORY:

- 1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1946. Notice of Renewals.

HISTORY:

- 1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1947. Time of Filing Application for Renewal--Paying Fee.

HISTORY:

- 1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1948. Fees.

(a) Pursuant to the provisions of section 8674 of the code, the following fees are established:

- (1) Duplicate license \$ 2
- (2) Change of licensee name..... \$ 2
- (3) Operator's examination..... \$ 25

(4) Operator's license.	\$120
(5) Renewal operator's license	\$120
(6) Company office registration.....	\$120
(7) Branch office registration.....	\$ 60
(8) Field representative's examination	\$ 10
(9) Field representative's license	\$ 30
(10) Renewal field representative's license	\$ 30
(11) Change of registered company's name	\$ 25
(12) Change of principal office address	\$ 25
(13) Change of branch office address	\$ 25
(14) Change of qualifying manager	\$ 25
(15) Change of registered company's officers	\$ 25
(16) Change of bond or insurance	\$ 25
(17) Continuing education provider	\$ 50
(18) Continuing education course approval	\$ 25
(19) Pesticides use report filing	\$ 6
(20) Applicator's License	\$ 10
(21) Renewal applicator's license.....	\$ 10

(b) Pursuant to section 8564.5 of the code, the fee for examination for licensure as an applicator is \$15.00 for each branch in which an examination is taken.

(c) Pursuant to section 8593 of the code, the fee for the continuing education examination for operators is \$25.00, for each branch in which an examination is taken.

(d) Pursuant to section 8593 of the code, the fee for the continuing education examination for field representatives is \$10.00, for each branch in which an examination is taken.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8564.5, 8593 and 8674, Business and Professions Code.

HISTORY:

1. New section filed 6-28-60; effective thirtieth day thereafter (Register 60, No. 15).
2. Amendment of subsection (b) filed 7-3-80; effective thirtieth day thereafter (Register 80, No. 27).
3. Amendment filed 5-2-83; effective thirtieth day thereafter (Register 83, No. 19).
4. Amendment of NOTE filed 9-29-83; effective thirtieth day thereafter (Register 83, No. 39).
5. New subsections (c) and (d) filed 4-12-84; effective thirtieth day thereafter (Register 84, No. 15).
6. Amendment of subsection (a) filed 11-10-86; effective thirtieth day thereafter (Register 86, No. 46).
7. Amendment filed 3-24-87; effective thirtieth day thereafter (Register 87, No. 13).
8. Amendment filed 9-19-88; operative 10-19-88 (Register 88, No. 39).
9. Amendment filed 9-19-90; operative 10-19-90 (Register 90, No. 44).
10. Amendment of subsections (a)(5), (a)(10) and (b) filed 5-18-92; operative 6-17-92 (Register 92, No. 21).
11. Editorial correction of printing error in subsections (a)(14) and (a)(19) (Register 92, No. 21).
12. Amendment of subsection (b) filed 5-17-95; operative 6-16-95 (Register 95, No. 20).
13. Amendment of subsection (b) filed 8-12-96; operative 9-11-96 (Register 96, No. 33).
14. Amendment of subsections (a)(4)-(5) and new subsections (a)(20)-(21) filed 8-25-2006; operative 9-24-2006 (Register 2006, No. 34).

Article 3.5. Continuing Education

§1950. Continuing Education Requirements.

(a) Except as provided in section 1951, every licensee is required, as a condition to renewal of a license, to certify that he or she has completed the continuing education requirements set forth in this article. A licensee who cannot verify completion of continuing education by producing certificates of activity completion, whenever requested to do so by the Board, may be subject to disciplinary action under section 8641 of the code.

(b) Each licensee is required to gain a certain number of continuing education hours during the three year renewal period. The number of hours required depends on the number of branches of pest control in which licenses are held. The subject matter covered by each activity shall be designated as "technical" or "general" by the Board when the activity is approved. Hour values shall be assigned by the Board to each approved educational activity, in accordance with the provisions of section 1950.5.

(c) Operators licensed in one branch of pest control shall gain 16 continuing education hours during each three year renewal period. Operators licensed in two branches of pest control shall gain 20 continuing education hours during each three year renewal period. Operators licensed in three branches of pest control shall gain 24 continuing education hours during each three year renewal period. In each case, a minimum of four continuing education hours in a technical subject directly related to each branch of pest control held by the licensee must be gained for each branch license and a minimum of eight hours must be gained from Board approved courses on the Structural Pest Control Act, the Rules and Regulations, or structural pest control related agencies' rules and regulations.

(d) Field representatives licensed in one branch of pest control shall have completed 16 continuing education hours, field representatives licensed in two branches of pest control shall have completed 20 continuing education hours, field representatives licensed in three branches of pest control shall have completed 24 continuing education hours during each three year renewal period. In each case, a minimum of four continuing education hours in a technical subject directly related to each branch of pest control held by the licensee must be gained for each branch of pest control licensed and a minimum of eight hours must be gained from Board approved courses on the Structural Pest Control Act, the Rules and Regulations, or structural pest control related agencies' rules and regulations.

(e) For the renewal period ending December 31, 2008, and each subsequent renewal period, a licensed applicator shall have completed 12 hours of Board approved continuing education. Such continuing education shall consist of eight hours of continuing education covering pesticide application and use, and four hours covering the Structural Pest Control Act and its rules and regulations or structural pest related agencies' rules and regulations.

(f) Operators who hold a field representative's license in a branch of pest control in which they do not hold an operator's license must gain four of the continuing education hours required by section 1950(c) in a technical subject

directly related to the branch or branches of pest control in which the field representative's license is held, in order to keep the field representative's license active.

(g) No course, including complete operator's courses developed pursuant to section 8565.5, may be taken more than once during a renewal period for continuing education hours.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8560 and 8593, Business and Professions Code.

HISTORY:

1. Amendment filed 6-13-91; operative 7-13-91 (Register 91, No. 41).
2. Amendment filed 5-12-94; operative 6-13-94 (Register 94, No. 19).
3. Amendment of subsections (c) and (d) filed 8-12-96; operative 9-11-96 (Register 96, No. 33).
4. Change without regulatory effect amending subsections (c) and (d) filed 4-6-2000 pursuant to section 100, title 1, California Code of Regulations (Register 2000, No. 14).
5. Change without regulatory effect amending subsections (c)-(e) filed 3-26-2002 pursuant to section 100, title 1, California Code of Regulations (Register 2002, No. 13).
6. New subsection (e) and subsection relettering filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1950.5. Hour Value System.

The following hour values shall be assigned to the educational activities approved by the Board. All educational activities must be submitted to the Board for approval before presentation for continuing education credit, in accordance with section 1953. Each activity approved for technical or rules and regulations continuing education hours must include a written examination to be administered at the end of the course. Examinations administered at the end of the course must consist of ten questions per one hour of instruction, with 40 questions minimum for any activity of instruction of four hours or more. Licensees must obtain a passing score of 70% or better in order to obtain a certificate of course completion. If the examination is failed, the licensee shall be allowed to be reexamined by taking a different examination within sixty days.

(a) Accredited college courses - 10 hours for each 2 semester-unit course; 16 hours for each 3 semester-unit course.

(b) Adult education courses - 6 hours

(c) Professional seminars or meetings - up to a maximum of 6 hours per seminar or meeting. Additional hours may be approved depending on the complexity of the activity and its relevance to new developments in the field of pest control.

(d) Technical seminars or meetings - up to a maximum of 6 hours per seminar or meeting. Additional hours may be approved depending on the complexity of the activity and its relevance to new developments in the field of pest control.

(e) Operators' courses approved by the Board pursuant to section 8565.5 of the code - 1 hour per hour of instruction.

(f) Correspondence courses developed by the Board pursuant to section 8565.5 of the code - full credit per branch.

(g) Correspondence courses approved by the Board - hours will be assigned depending on the complexity of the course and its relevance to new developments in the field of pest control.

(h) Association meetings - 1 hour for every hour of instruction up to a maximum of 4 hours per meeting.

(i) Structural Pest Control Board meetings - 1 general hour and 1 rule and regulation hour per meeting, up to a maximum of 4 hours per renewal period (excluding Board Members.) This activity is exempt from examination requirements pursuant to this section.

(j) Structural Pest Control Board Committee meetings - 1 hour per meeting, up to a maximum of 2 hours per renewal period (excluding Board Members).

(k) In-house training in technical subjects - 1 hour per hour of instruction.

(l) Board approved Rules and Regulations courses - 1 hour for every hour of instruction.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8593, Business and Professions Code.

HISTORY:

1. Amendment filed 6-13-91; operative 7-13-91 (Register 91, No. 41).
2. Amendment of subsections (c), (d), (g), (h) and (l) and new subsection (m) filed 5-12-94; operative 6-13-94 (Register 94, No. 19).
3. Amendment of subsections (d) and (h) filed 3-6-95; operative 4-5-95 (Register 95, No. 10).
4. Amendment of subsections (d) and (m) filed 3-13-96; operative 4-12-96 (Register 96, No. 11).
5. Change without regulatory effect amending subsections (c), (d), (g) and (h) filed 3-26-2002 pursuant to section 100, title 1, California Code of Regulations (Register 2002, No. 13).
6. Amendment filed 7-6-2005; operative 8-5-2005 (Register 2005, No. 27).

§1951. Examination in Lieu of Continuing Education.

In lieu of continuing education, a licensee may qualify for renewal by taking and passing an examination designed by the Board to cover developments in the field of pest control. Licensees who choose this method of qualifying for renewal may take this examination only once, and must take the examination no earlier than one year prior to their license expiration date. A score of 70% or higher shall be considered a passing grade on this examination.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8560(c) and 8593, Business and Professions Code.

HISTORY:

1. Amendment of section filed 8-12-96; operative 9-11-96 (Register 96, No. 33).
2. Amendment filed 7-6-2005; operative 8-5-2005 (Register 2005, No. 27).

§1952. Inactive Licenses.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8690.5, Business and Professions Code.

HISTORY:

1. Repealer filed 5-21-85; designated effective 7-1-86 (Register 85, No. 21).
2. Editorial correction removing repealed text (Register 86, No. 46).

§1953. Approval of Activities.

(a) Providers of activities of continuing education in pest control shall request approval as a provider and of activities on forms provided by the Board (See Form 43M-18 (Rev. 6/02) at the end of this section) accompanied by the required fees. Requests for approval of activities must be submitted to the Board no later than 60 days prior to presentation of the activity unless exception is granted by the Registrar.

(b) All providers must notify the Board 30 days prior to the presentation of any board approved activity, unless exception is granted by the Registrar.

(c) All providers must submit a course attendance roster (See Form No. 43M-46(New 3/93) at the end of this section) to the Structural Pest Control Board within five working days after every course instructed.

(d) After giving the provider a written notice and an opportunity to respond, the Board may withdraw approval of any activity, when good cause exists. Good cause shall include, but not be limited to, failure actually to meet the standards for approval of activities which are outlined in subsection (f) of this section.

(e) Unless otherwise indicated on the written notification of approval, or unless an approval is withdrawn by the Board at an earlier date, approval of each activity shall remain in effect for 3 years.

(f) In order to be approved, activities must be:

(1) Directly related to the field of structural pest control;

(2) Provided by an institution, association, university, or other entity assuming full responsibility over the course program;

(3) Composed of a formal program of learning which requires:

(A) attendance and participation,

(B) at least one hour of instruction,

(C) a syllabus (detailed outline of the main points of the curriculum),

(D) an evaluation method on Form No. 43M-39 (Rev. 10/03), costs of postage which shall be incurred by the provider (which is printed at the end of this section),

(E) a certificate of completion on Form No. 43M-38 (NEW 5/87) (which is printed at the end of this section); and,

(4) Conducted by an instructor who has qualified by meeting two of the following experience requirements:

(A) Completion of training in the subject of the activity,

(B) Six months' experience working in the area covered by the activity within the preceding three years,

(C) Experience teaching an activity of similar content within the preceding five years,

(D) Completion of any post-secondary studies related to the subject matter of the activity,

(E) Author of the activity being reviewed, or a credentialed instructor.

(g) No activity which focuses on the policies or procedures of a single firm shall be approved.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8593, Business and Professions Code.

HISTORY:

1. Amendment of subsection (d)(4)(D) filed 11-10-86; effective thirtieth day thereafter (Register 86, No. 46).
2. Amendment of subsection (a) filed 3-24-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
3. Amendment filed 6-13-91; operative 7-13-91 (Register 91, No. 41).
4. New subsection (c), subsection redesignation and amendment of subsections (d) and (f)(3) filed 5-12-94; operative 6-13-94 (Register 94, No. 19).
5. Change without regulatory effect amending subsection (f)(3) filed 5-2-2003 pursuant to section 100, title 1, California Code of Regulations (Register 2003, No. 18).
6. Editorial correction adding form 43M-46, inadvertently omitted from Register 94, No. 19 (Register 2004, No. 29).
7. Amendment of subsection (a) and form 43M-18 filed 7-13-2004; operative 8-12-2004 (Register 2004, No. 29).
8. Amendment of subsection (f)(3), new subsections (f)(3)(A)-(E), amendment of subsections (f)(4)(C) and (g) and repealer and new Form 43M-39 filed 7-6-2005; operative 8-5-2005 (Register 2005, No. 27).



STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR
STRUCTURAL PEST CONTROL BOARD - Administration Unit
 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815
 P 916.561.8700 F 916.263.2469 | www.pestboard.ca.gov



APPLICATION FOR CONTINUING EDUCATION ACTIVITY

Please complete this request and return with:

1. Course outline (hour by hour)
2. Copies of all materials (textbooks, handouts, etc.)
3. Copies of all examinations
4. Copies of any promotional materials
5. Copy of certificate of completion and evaluation form provided to licensees
6. \$25 Fee

FEE \$25

NOTE: APPLICATION FOR CONTINUING EDUCATION INSTRUCTOR IS ON THE REVERSE SIDE OF FORM.

NAME OF PROVIDER	CONTACT PERSON	TELEPHONE NO.
ADDRESS		
TITLE OF ACTIVITY		FEE CHARGED
DATES OFFERED	<input type="checkbox"/> CONTINUOUS <input type="checkbox"/> ONE TIME ONLY	CLASSROOM HOURS
TYPE OF ACTIVITY TO BE OFFERED:	<input type="checkbox"/> TECHNICAL ACTIVITY	<input type="checkbox"/> PROFESSIONAL ACTIVITY
	<input type="checkbox"/> CORRESPONDENCE ACTIVITY	<input type="checkbox"/> IN-HOUSE TRAINING
		<input type="checkbox"/> RULES & REGULATIONS
		<input type="checkbox"/> ASSOCIATION MEETING
BRIEF DESCRIPTION OF ACTIVITY		
METHOD OF EVALUATION		
DO NOT WRITE BELOW THIS LINE		

ACTIVITY # _____ {} APPROVED {} DENIED

HOURS _____ SIGNATURE _____

RULES & REGULATIONS {}
 GENERAL {}
 TECHNICAL {} Branch 1 {} Branch 2 {}
 Branch 3 {} DATE _____

INSTRUCTOR APPLICATION

NAME		TELEPHONE NO.
ADDRESS		
Name of Activity to be instructed		
Name of Provider		
1953(d)(4) of the Structural Pest Control Boards Rules and Regulations states that instructors for continuing education must be credential instructors or meet two of the below equivalent experience requirements.		
EDUCATION		
Credentialed Instructor in Course Area? <input type="checkbox"/> YES <input type="checkbox"/> NO	Course of Study	
School/College/University	Degree Received	Year Received
EQUIVALENT EXPERIENCE		
LIST TRAINING ACTIVITIES COMPLETED IN SUBJECT MATTER		
LIST ACTIVITIES YOU HAVE INSTRUCTED ON THE SUBJECT MATTER		
ARE YOU LICENSED BY THE STRUCTURAL PEST CONTROL BOARD? (If yes, list License No.(s) <input type="checkbox"/> YES <input type="checkbox"/> NO)	DID YOU AUTHOR THE COURSE? <input type="checkbox"/> YES <input type="checkbox"/> NO	
LIST EMPLOYMENT FOR THE LAST THREE YEARS		
The information on this application is required pursuant to section 8500 inclusive of the Business and Professions Code and is maintained by the Structural Pest Control Board, 2005 Evergreen Street, Suite 1500, Sacramento, CA 95815, (916) 561-8704. requested in this application is mandatory. requested information will result in the application being rejected as incomplete. of access to records maintained by this agency which contain personal information about you. All information Failure to provide any of the You have a right This information may be transferred to other law enforcement agencies.		
SIGNATURE	DATE	

43M-18 (Rev. 06/02)



STATE AND CONSUMER SERVICES AGENCY • AGRICULTUR- UND VERBRAUCHERDIENSTLEISTUNG
STRUCTURAL PEST CONTROL BOARD - Administration Unit
 2005 Evergreen Street, Ste. 1500, Sacramento, California 95815
 P 916.561.8700 F 916.263.2469 | www.pestboard.ca.gov



STUDENT QUESTIONNAIRE

The Structural Pest Control Board would like your feedback on the continuing education activity you have just taken. Please fill out this card and submit this evaluation form directly to the Structural Pest Control Board. Do not submit this form to the course provider.

Course No. _____ Disagree - Strongly Agree

	1	2	3	4	5
1. I learned something new during this course.					
2. Examination questions reflected the course materials.					
3. The provider covered the topic(s) adequately.					
4. The course meets your expectations.					

5. How could this course be improved?

Name (optional) _____

You may contact the Structural Pest Control Board by email, by going to our website: www.pestboard.ca.gov.

43M-39 (Rev. 10/03)

8/29/2005

(Provider's name and address)

CERTIFICATE OF COMPLETION

LICENSEE'S NAME:		LICENSE NUMBER:	
ACTIVITY TITLE:			
ACTIVITY NUMBER:	EDUCATIONAL ACTIVITY:	HOURS ATTENDED:	HOURS EARNED:
			BRANCH: TECHNICAL/GENERAL
		DATE OF ACTIVITY:	

THIS IS TO CERTIFY THAT THE ABOVE NAMED LICENSEE HAS SUCCESSFULLY COMPLETED THE ABOVE NUMBERED ACTIVITY.

INSTRUCTOR'S SIGNATURE

DATE

NOTE: DO NOT SEND THIS CERTIFICATE TO THE BOARD.
The above hours are approved for Structural Pest Control Board license renewal. Original continuing education certificates are subject to Board audit and should be RETAINED by you for three years.

43M-38 (NEW 5/87))

Article 4. Fumigation and Pesticide Use

§1970. Standards and Record Requirements.

For the purpose of maintaining proper standards of safety and the establishment of responsibility in handling the dangerous gases used in fumigation and the pesticides used in other pest control operations, a registered company shall compile and retain for a period of at least three years, a log for each fumigation job and for each pesticide control operation in which a pesticide is used by the registered company or the registered company's employee. If the fumigation is to be performed by a fumigation subcontractor, the subcontractor shall complete the fumigation log and forward a copy of the log to the primary contractor within ten business days.

(a) The log (See Form 43M-47 (Rev. 5/07) at the end of this section) for each fumigation job shall contain the following information:

Name, address and company registration certificate number of prime contractor.

Name, address and company registration certificate number of subcontractor, if any.

Address of property.

Date of fumigation.

Name and address of owner or his or her agent.

Date and hour fire department was notified pursuant to Business and Professions Code section 8505.5.

Date and hour county agricultural commissioner was notified and method of notification, where required.

Property description including type of structure as to details of roofing, walls, and the presence of construction elements, conduits, drains, air ducts, or vacuum systems that could allow the passage of fumigant from the structure to be fumigated to any adjacent or adjoining structure(s), thereby connecting them, and method(s) used to prevent passage of the fumigant.

Cubic feet fumigated.

Target pest(s).

Kind of fumigant(s) used.

United States Environmental Protection Agency registration number(s) of fumigant(s).

Name of warning agent and amount used.

Type of sealing method used.

Weather conditions as to temperature and wind.

Date and hour fumigant introduced.

Cylinder number of each fumigant used.

Weight of each fumigant cylinder before introduction of gas.

Pounds of fumigant used from each cylinder.

Total pounds of fumigant used.

List of any extraordinary safety precautions taken.

Name, signature and license number of operator or field representative releasing fumigant.

First name and surname of crew when fumigant was released, when aeration commenced and when the property was released for occupancy.

Indication of whether or not safety equipment was available at the fumigation site at the time the fumigant was introduced, when ventilation commenced and when the property was released for occupancy.

Date and hour aeration commenced.

Conditions of tarp and seal.

Name, signature and license number of operator or field representative commencing ventilation.

Type of device(s) used to test for re-entry.

Date and hour ready for occupancy.

Name, signature and license number of operator or field representative releasing property for occupancy.

Method used to calculate amount of fumigant used.

Factors used in calculation of fumigant.

Special notes or comments pertinent to fumigation.

(b) The report for each pest control operation, other than fumigation, in which a pesticide is used shall contain the following information:

Date of treatment.

Name of owner or his or her agent.

Address of property.

Description of area treated.

Target pest(s).

Pesticide and amount used.

Identity of person or persons who applied the pesticide.

(c) The term "fraudulent act" as used in Section 8642 includes but is not limited to the falsification of any records pertaining to fumigation jobs or other pest control operations in which a pesticide other than a fumigant is used.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8505.5, 8505.7, 8505.13, 8505.15, 8505.16, 8516, 8642, 8646 and 8652, Business and Professions Code.

HISTORY:

1. Amendment filed 9-29-78 as an emergency; effective upon filing (Register 78, No. 39). For prior history, see Register 68, No. 1.
2. Amendment filed 9-29-78; effective thirtieth day thereafter (Register 78, No. 52).
3. Certificate of Compliance filed 1-23-79 (Register 79, No. 4).
4. Editorial correction (Register 79, No. 43).
5. Amendment of NOTE filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
6. Amendment filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
7. Amendment of first paragraph and subsections (a) and (b), amendment of Note, and new form 43M-47 filed 4-28-98; operative 5-28-98 (Register 98, No. 18).
8. Amendment of subsection (a) filed 10-23-2001; operative 11-22-2001 (Register 2001, No. 43).
9. Amendment of subsection (a) and form 43M-47 filed 7-13-2004; operative 8-12-2004 (Register 2004, No. 29).
10. Amendment of first paragraph and subsection (a) and repealer and new Form 43M-47 filed 4-29-2008; operative 5-29-2008 (Register 2008, No. 18).

§1970.1. Enclosed Spaces.

(a) As used in Section 8505.1 of the code, the term “enclosed space” shall include but shall not be limited to any of the following:

- (1) Vault or chamber
- (2) Tarpaulin covering
- (3) Paper and tape seal
- (4) Combination paper and tape and tarpaulin
- (5) Van, boxcar, ship, plane or other vehicle

(b) For purposes of subsection (a), “tarpaulin” means a protective covering which is capable of retaining a fumigant for the period of time required by the label for such fumigant.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8505.1 and 8505.7, Business and Professions Code.

HISTORY:

1. New Sections 1970.1, 1970.2, and 1970.3 filed 9-18-75; effective thirtieth day thereafter (Register 75, No. 38).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1970.2. Fumigation Effectiveness.**HISTORY:**

1. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1970.3. Securing Against Entry.

As used in Section 8505.7 of the code, the phrase “locked, barricaded, or otherwise secured against entry” shall mean that all structures, prior to fumigation, shall have a secondary lock on all outside doors. A secondary lock means a device or barricade that will secure and prevent a door from being opened by anyone other than the licensee in charge of the fumigation. Examples of approved devices are clamshell locks, padlocks, keyway locks, pins or any other device, including inside deadbolts.

(a) Pins shall be of a thickness to prevent the insertion of the door key.

(b) Staples cannot be used in keyways as a secondary lock under any circumstances.

(c) An exterior doorway on a garage or an uninhabited structure which does not have a door shall have impassable barricades erected thereon prior to fumigation if it provides a path of access for persons to enter into a building which is inhabited by human beings or shows evidence of human habitation. This provision shall apply to side doorways on otherwise enclosed garages if the garage is being used for storage of personal property, or is part of inhabited property.

A garage without a car door or where the car door is missing shall be considered a carport and need not be barricaded unless there is evidence that the garage area is being used for habitation.

A barricade is considered to be plywood with a thickness of one-fourth inch or a material of equal or greater strength.

NOTE: Authority cited: Sections 8520 and 8525, Business and Professions Code. Reference: Sections 8505.4 and 8505.7, Business and Professions Code.

HISTORY:

1. Repealer and new section filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
2. Amendment filed 1-26-82; effective thirtieth day thereafter (Register 82, No. 5).
3. Editorial correction (Register 82, No. 16).
4. Amendment of NOTE filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
5. Amendment and new subsections (a)-(d) filed 1-13-93; operative 2-12-93 (Register 93, No. 3).
6. Amendment of first paragraph, repealer of subsection (a) and subsection relettering, and amendment of newly designated subsection (a) and last paragraph filed 3-13-96; operative 4-12-96 (Register 96, No. 11).

§1970.4. Pesticide Disclosure Requirement.

(a) The primary contractor for fumigation shall have in his or her possession and shall provide to any subcontractor for fumigation a form (See Form 43M-48 (Rev. 5/07) at the end of this section) signed by the occupants or designated agent of a structure. The primary contractor for fumigation and the subcontractor for fumigation shall retain a copy of the occupants fumigation notice for a period of at least three years. In case of multiple-family dwellings, the owner, manager or designated agent of the building may obtain signatures and/or verify the notification of the occupants.

The form shall state the name of the pest to be controlled, the pesticide(s)/fumigant(s) proposed to be used, the active ingredient(s) and the health cautionary statement as required under section 8538 of the code. The form shall also state that a lethal gas (poison) will be used in the building on indicated dates and that it is unsafe to return to the building until a certification notice for reentry is posted by the licensed fumigator. The form shall also indicate that the occupant has received the prime contractor's information regarding the procedures for leaving the structure.

The properly signed form or a copy thereof shall be in the possession of the licensed fumigator when the fumigant is released. Such form shall be attached to and become a permanent part of the fumigation log upon completion of the fumigation.

(b) Any death or serious injury relating to pesticide application or use, whether to a worker or member of the public, shall be reported to the nearest Structural Pest Control Board office immediately.

(c) Whenever a licensee employed by a branch 2 or branch 3 registered company applies a pesticide within, around or to any structure such person shall leave in a conspicuous location a written notice identifying the common, generic or chemical name of each pesticide applied. In case of a multiple family structure, such notice may be given to the designated agent or the owner. Such pesticide identification notice may be a door hanger, invoice, billing statement or other similar written document which contains the registered company's name, address, and telephone number.

(d) All pest control operators, field representatives, applicators and employees in all branches shall comply in every respect with the requirements of section 8538 of the code. Failure to comply with section 8538 of the code is a misdemeanor and shall constitute grounds for discipline.

(e) Where notification is required under section 8538 of the code, and the premises on which the work is to be performed is a multiple family dwelling consisting of more than 4 units, the owner/owner's agent shall receive notification and other notices shall be posted in heavily frequented, highly visible areas including, but not limited to, all mailboxes, manager's apartment, in all laundry rooms, and community rooms on all external pest control servicing. Complexes with fewer than 5 units will have each affected unit notified. Any pest control servicing done within a tenant's apartment requires that the tenant be notified according to section 8538 of the code.

(f) A registered company which applies any pesticide within, around or to any structure shall provide to any person, within 24 hours after request therefore, the common, generic or chemical name of each pesticide applied.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8505.7, 8505.13 and 8538, Business and Professions Code.

HISTORY

1. New section filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
2. Amendment filed 5-8-80; effective thirtieth day thereafter (Register 80, No. 19).
3. Amendment of subsection (a) filed 6-3-81; effective thirtieth day thereafter (Register 81, No. 23).
4. Relettering of former subsection (d) to (e) and new subsection (d) filed 6-17-85; effective thirtieth day thereafter (Register 85, No. 25).
5. Relettering of former subsection (e) to (f) and new subsection (e) filed 11-10-86; effective thirtieth day thereafter (Register 86, No. 46).
6. Amendment filed 3-23-87; effective upon filing pursuant to Government Code Section 11346.2(d) (Register 87, No. 13).
7. Amendment of subsections (a), (d) and (e) filed 4-12-90; operative 5-12-90 (Register 90, No. 17).
8. Amendment of subsections (a), (c) and Note filed 3-6-95; operative 4-5-95 (Register 95, No. 10).
9. Amendment of subsections (a), (c) and (d), amendment of Note, and new form 43M-48 filed 4-28-98; operative 5-28-98 (Register 98, No. 18).
10. Change without regulatory effect amending subsections (c) and (f) filed 3-26-2002 pursuant to section 100, title 1, California Code of Regulations (Register 2002, No. 13).
11. Amendment of subsection (a) and repealer and new form 43M-48 filed 12-30-2005; operative 1-29-2006 (Register 2005, No. 52).
12. Amendment of subsection (a) and repealer and new Form 43M-48 filed 4-29-2008; operative 5-29-2008 (Register 2008, No. 18).

OCCUPANTS FUMIGATION NOTICE AND PESTICIDE DISCLOSURE

JOB ADDRESS _____ CITY _____

Single Family Dwelling Multi Family Dwelling Other _____

Owner/Agent _____

Tel. No. () _____ Emergency No. () _____

Occupant _____

Tel. No. () _____ Emergency No. () _____

Prime Contractor _____ Emergency No. () _____

Fumigation Contractor _____ Emergency No. () _____

Target Pest(s): Drywood Termites Beetles Other(s) _____

Fumigants proposed to be used: Methyl Bromide Sulfuryl Fluoride _____ (Product Name)

Other(s) _____

Are you aware of any conduits, pipes, common drains, air ducts, central vacuum systems or any other construction elements that would allow the passage of a fumigant from the structure to be fumigated to any other adjacent or adjoining structure?
 YES () NO () _____

CHLOROPICRIN WILL BE USED AS WARNING AGENT WITH EITHER FUMIGANT

Dates of fumigation: _____ Date changes/Alternative date: _____

Initials _____

IMPORTANT - READ CAREFULLY

THIS BUILDING WILL BE FUMIGATED WITH LETHAL GASES ON THE DATE(S) INDICTED ABOVE. ALL PERSONS AND ANIMALS MUST VACATE THE PREMISES ON OR BEFORE ARRIVAL OF THE FUMIGATION CREW.

UNDER NO CIRCUMSTANCES CAN ANYONE ENTER THE BUILDING UNTIL THE FUMIGATION COMPANY'S NOTICE IS POSTED GIVING THE TIME AND DATE FOR SAFE RE-ENTRY.

"State law requires that you be given the following information: CAUTION-PESTICIDES ARE TOXIC CHEMICALS. Structural pest control companies are registered and regulated by the Structural Pest Control Board, and apply pesticides which are registered and approved for use by the California Department of Pesticide Regulation and the United States Environmental Protection Agency. Registration is granted when the State finds that based on existing scientific evidence there are no appreciable risks if proper use conditions are followed or that the risks are outweighed by the benefits. The degree of risk depends upon the degree of exposure, so exposure should be minimized."

If within 24 hours you experience symptoms of dizziness, headache, nausea, reduced awareness, slowed movement, garbled speech or difficulty in breathing, leave the structure immediately and seek medical attention by contacting your physician or Poison Control Center (telephone number) and notify your pest control company. The warning agent, chloropicrin, can cause symptoms of tearing, respiratory distress and vomiting. Entry into the space during fumigation can be fatal.

For further information, contact any of the following: Your pest control company (telephone number); for Health Questions - the County Health Department (telephone number); for Application Information - the County Agricultural Commissioner (telephone number) and for Regulatory Information - the Structural Pest Control Board, 800/737-8188, 2005 Evergreen Street, Suite 1500, Sacramento, California, 95815.

FOR HEALTH QUESTIONS:

COUNTY HEALTH DEPARTMENT	COUNTY AGRICULTURAL COMMISSIONER	POISON CONTROL CENTER	STRUCTURAL PEST CONTROL BOARD
PHONE #	PHONE #	PHONE #	PHONE #

(This section may be modified to include the information of geographical area served by the licensee.)

I hereby acknowledge receipt of a copy of this document as well as a list that includes the instructions for the necessary preparations for the fumigation, procedures for leaving the structure, and the following documents.

We suggest that you notify nearby neighbors of the date of fumigation and to keep pets away during the fumigation. Close off any open access to the subarea to prevent pets from entering.

[] Owner/Agent (signature) _____ Date _____

[] Occupants(s) (signature) _____

§1970.5. Commencing Aeration.

“The time ventilation is commenced” as used in section 8505.3 of the Code means the period of time beginning when the seal is broken and ending when all seals/tarps are removed. A licensed Branch 1 operator or field representative is required to be present during this entire period of time.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8505.3, Business and Professions Code.

HISTORY:

1. New section filed 4-12-90; operative 5-12-90 (Register 90, No. 17).
2. Amendment of section filed 8-12-96; operative 9-11-96 (Register 96, No. 33).

§1970.6. Fumigation of Connecting Structures.

(a) Prior to the process of fumigation, all single units and rooms within the entire structure shall be vacated.

(b) When recommending a fumigation, the prime contractor for fumigation shall:

(1) inquire of the owner or designated agent about the presence of any construction elements, conduits, drains, or vacuum systems that could allow passage of the fumigant from the structure to be fumigated to any adjacent or adjoining structure(s), thereby connecting them;

(2) inspect the structure to be fumigated and all other adjacent or adjoining structures on the property to determine if there are construction elements, conduits, drains, or vacuum systems present that could allow passage of the fumigant from the structure to be fumigated to any adjacent or adjoining structure(s). When such conditions exist the prime contractor for fumigation shall notify in writing the licensee in charge of the fumigation of the conditions which could allow passage of the fumigant to adjacent or adjoining structures.

(c) Prior to introduction of the fumigant, the licensee in charge of the fumigation shall:

(1) conduct a thorough search for construction elements, conduits, drains, or vacuum systems that could allow passage of the fumigant from the structure to be fumigated to any adjacent or adjoining structure on the property;

(2) document his or her inspection findings on the fumigation log, identifying the type and location of the construction element(s), conduit(s), drain(s), or vacuum system(s) between connected structures and the methods used to prevent passage of the fumigant.

(d) Any adjacent or adjoining structure which is deemed connected to the structure to be fumigated must be vacated during the process of fumigation, unless it is separated from the structure to be fumigated by methods which prevent passage of the fumigant from entering the connected structure(s). When it is necessary to vacate any connected, adjacent or adjoining structure, that structure shall be considered as a fumigated structure, and all applicable rules, regulations and label instructions apply.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8505.7, Business and Professions Code.

HISTORY:

1. New section filed 8-12-96; operative 9-11-96 (Register 96, No. 33).
2. Amendment filed 10-23-2001; operative 11-22-2001 (Register 2001, No. 43).

§1971. Fumigation Safety Kit and Other Equipment.

(a) All fumigation crews shall be provided with and shall have in their possession on the job:

(1) A fumigation safety kit, in proper condition for use, containing at least the following:

(A) Statements of instructions published by the manufacturer of the fumigants being used.

(B) Two or more effective gas masks or other safety equipment approved by the National Institute of Occupational Safety and Health, for protection against the type of fumigant being used.

(C) A chart of instructions for artificial resuscitation.

(2) Proper testing equipment as required by the manufacturer's label instructions and all applicable laws and regulations.

(b) The crew shall be instructed in the use and care of kit and safety equipment and in first aid methods.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8505.4, 8505.8, 8505.15 and 8505.16, Business and Professions Code.

HISTORY:

1. Amendment filed 11-18-57; effective thirtieth day thereafter (Register 57, No. 20).
2. Amendment of subsection (a) filed 9-18-75; effective thirtieth day thereafter (Register 75, No. 38).
3. Amendment filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
4. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
5. Repealer of subsection (a)(1)(A), subsection relettering, and amendment of newly designated subsection (a)(C)(2) filed 3-6-95; operative 4-5-95 (Register 95, No. 10).

§1972. Warning Gases and Extraordinary Precautions.

HISTORY:

1. New section filed 11-18-57; effective thirtieth day thereafter (Register 57, No. 20).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1973. Re-Entry Requirements

Following a fumigation, the licensee must personally:

(a) Perform proper testing after aeration using testing equipment for clearing the structure as required by the manufacturer's label instructions and all applicable laws and regulations.

(b) Release the property for occupancy by posting a Notice of Re-Entry (See Form 43M-42 (Rev. 5/07) at the end of this section). The form must be no smaller than 8 1/2" x 11" and be printed in black lettering on a white background.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8505.3 and 8505.7, Business and Professions Code.

HISTORY:

1. New section filed 12-18-92; operative 1-19-93 (Register 92, No. 51).
2. Amendment of section heading and section filed 3-13-96; operative 4-12-96 (Register 96, No. 11).
3. Amendment of subsection (b) and repealer and new Form 43M-42 filed 4-29-2008; operative 5-29-2008 (Register 2008, No. 18).

STRUCTURAL PEST CONTROL BOARD
Control de Pestes Estructurales

NOTICE/AVISO

THIS BUILDING IS SAFE FOR RE-ENTRY ON:
Se puede entrar a este edificio después de:

DATE/FECHA _____ **TIME/HORA** _____

FUMIGANT USED: METHYL BROMIDE ||
Fumigante utilizado:

SULFURYL FLUORIDE || _____
(Product Name)

WARNING AGENT:
Odorizante de Noticia de Peligro: **CHLOROPICRIN**

BRANCH 1 LICENSEE NAME/
Nombre de la Licencia de Categoría 1: _____

LICENSE NO./ *Número de Licencia:* _____

COMPANY NAME/
Nombre de la Compañía: _____

COMPANY REGISTRATION NO./
Número de Registro de la Compañía: _____

COMPANY ADDRESS/
Dirección de la Compañía: _____

COMPANY TELEPHONE NO./
Teléfono de la Compañía: _____

43M-42 (Rev. 5/07)

§1974. Fumigation Warning Signs.

Prior to commencement of fumigation, warning signs which comply with the provisions of sections 8505.9 and 8505.10 (see Form 43M-15 (New 8/93)) shall be posted. Such warning signs shall be at least 11" x 15".

(a) Prior to sealing a structure which is to be fumigated, fumigation warning signs shall be posted on the structure at or near all entrances and on each side of the structure and kept at those locations until the structure is declared to be safe for re-occupancy by the licensee exercising direct and personal supervision over the fumigation.

(b) Fumigation warning signs shall also be placed on the outside surface of the tarps used to seal the structure and shall be clearly visible on all accessible sides of the space under fumigation and from any direction from which the site may be approached.

Additional fumigation warnings signs shall be posted at all joint seams of the tarp at the first floor level.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8505.4, 8505.6, 8505.9 and 8505.10, Business and Professions Code.

HISTORY:

1. New section filed 3-13-96; operative 4-12-96 (Register 96, No. 11).

§1980. Sodium Fluoracetate--Compound 1080.

NOTE: Authority cited: Sections 8525 and 8643, Business and Professions Code. Reference: Sections 8643 and 8647, Business and Professions Code.

HISTORY:

1. Amendment filed 7-3-80; effective thirtieth day thereafter (Register 80, No. 27).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1981. Rodenticides and Avicides.

NOTE: Authority cited: Sections 8520, 8525 and 8643, Business and Professions Code. Reference: Sections 8643 and 8647, Business and Professions Code.

HISTORY:

1. Amendment filed 7-5-80; effective thirtieth day thereafter (Register 80, No. 27).
2. Amendment of subsection (e) filed 6-3-81; effective thirtieth day thereafter (Register 81, No. 23).
3. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1982. Insecticides.

NOTE: Authority cited: Sections 8525 and 8643, Business and Professions Code. Reference: Sections 8643 and 8647, Business and Professions Code.

HISTORY:

1. Amendment filed 7-5-80; effective thirtieth day thereafter (Register 80, No. 27).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1983. Handling, Use, and Storage of Pesticides.

(a) Each container in which any pesticide is stored, carried or transported shall be adequately labeled in accordance with the provisions of Articles 1 and 5, Chapter 2, Division 7 of the Food and Agriculture Code (relating to economic poisons) and regulations adopted by the Department of Pesticide Regulation thereunder.

(b) Service kits which contain any pesticide or preparation thereof shall be handled with extreme caution and in no case shall such a kit be left where children or other unauthorized persons might remove the contents.

(c) When any pesticide or preparation thereof is carried on a truck or other vehicle, a suitable storage space shall be provided thereon. Under no circumstances shall such storage be left either unlocked or unattended when containing any pesticide or preparation thereof.

(d) Where there is danger of food or drug contamination, all food or drug commodities and all utensils or equipment used in the preparation of food or drugs shall be adequately covered to insure against contamination by pesticidal materials, unless the contamination will be dissipated or otherwise removed prior to the time the food or drugs are consumed or the utensils or equipment used.

(e) No rodenticide or avicide shall be used in such manner as to be readily accessible to children or pets.

(f) All rodenticides and avicides shall be removed from readily accessible places upon termination of the particular service.

(g) Under no circumstances shall oil base insecticidal materials be used in or near open flames or active heaters.

(h) Tracking powders shall be used only at floor level or in such places as warrant their safe use.

(i) When a covered or uncovered bait station is used for any rodenticide or avicide the bait station shall be adequately marked with the signal word or symbols required on the original rodenticide or avicide label, the generic name of the pesticide, and the name, address and telephone number of the structural pest control company.

(j) When a termite baiting system contract is terminated, any toxicant used to modify, control, change or eliminate the behavior and existence of termites, excluding liquid termiticides, shall be removed from the property.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8643 and 8647, Business and Professions Code.

HISTORY:

1. Amendment filed 7-5-80; effective thirtieth day thereafter (Register 80, No. 27).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment of subsections (h) and (i) and repealer of subsection (j) filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
4. Amendment of subsections (a) and (b) filed 3-6-95; operative 4-5-95 (Register 95, No. 10).
5. New subsection (j) filed 7-13-2004; operative 8-12-2004 (Register 2004, No. 29).
6. Amendment of subsection (i) filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1984. Structural Integrated Pest Management.

(a) Structural integrated pest management (IPM) means a systematic decision making approach to managing pests, which focuses on long-term prevention or suppression with minimal impact on human health, property, the environment, and non-target organisms. Structural IPM incorporates all reasonable measures to prevent pest problems by properly identifying pests, monitoring population dynamics, and using cultural, physical, biological or chemical pest population control measures to reduce pests to acceptable levels. If a pesticide application or other intervention is determined to be necessary, the selection and application of the intervention shall be performed in a manner that minimizes risk to people, property, the environment, and non-target organisms, while providing effective pest management.

(b) For the purpose of this section, intervention means an action, device, product or practice that is intended for the prevention, control, management, elimination or abatement of a pest.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8505, Business and Professions Code.

HISTORY:

1. New section filed 7-9-2008; operative 8-8-2008 (Register 2008, No. 28).

Article 5. Wood Destroying Organisms

§1990. Report Requirements Under Section 8516(b) 1-9, Inclusive.

(a) All reports shall be completed as prescribed by the board. Copies filed with the board shall be clear and legible. All reports must supply the information required by Section 8516 of the Code and the information regarding the pesticide or pesticides used as set forth in Section 8538 of the Code, and shall contain or describe the following:

(1) Structural pest control license number of the person making the inspection.

(2) Signature of the Branch 3 licensee who made the inspection.

(3) Infestations, infections or evidence thereof.

(4) Wood members found to be damaged by wood destroying pests or organisms.

(b) Conditions usually deemed likely to lead to infestation or infection include, but are not limited to:

(1) Faulty Grade Level. A faulty grade level exists when the top of any foundation is even with or below the adjacent earth. The existing earth level shall be considered grade.

(2) Inaccessible subareas or portions thereof and areas where there is less than 12 inches clear space between the bottom of the floor joists and the unimproved ground area.

(3) Excessive Cellulose Debris. This is defined as any cellulose debris of a size that can be raked or larger. Stumps and wood imbedded in footings in earth contact shall be reported.

(4) Earth-wood contacts.

(5) Commonly controllable moisture conditions which would foster the growth of a fungus infection materially damaging to woodwork.

(c) When an infestation of carpenter ants or carpenter bees is found in a structure, control measures may be applied by companies holding a Branch 2 or Branch 3 registration certificate. If a Branch 3 licensee discovers an infestation or evidence of carpenter ant or carpenter bee infestation while performing an inspection pursuant to section 8516 of the code, he or she shall report his or her findings and make recommendations for controlling the infestation.

(d) Even though the licensee may consider the following areas inaccessible for purposes of inspection, the licensee must state specifically which of these areas or any other areas were not inspected and why the inspection of these areas is not practical: furnished interiors; inaccessible attics or portions thereof; the interior of hollow walls; spaces between a floor or porch deck and the ceiling or soffit below; stall showers over finished ceilings; such structural segments as porte cocheres, enclosed bay windows, buttresses, and similar areas to which there is no access without defacing or tearing out lumber, masonry or finished work; built-in cabinet work; floors beneath coverings, areas where storage conditions or locks make inspection impracticable.

(e) Information regarding all accessible areas of the structure including but not limited to the substructure, foundation walls and footings, porches, patios

and steps, stairways, air vents, abutments, stucco walls, columns, attached structures or other parts of a structure normally subject to attack by wood-destroying pests or organisms.

(f) The following language shall appear just prior to the first finding/recommendation on each separated report:

“This is a separated report which is defined as Section I/Section II conditions evident on the date of the inspection. Section I contains items where there is visible evidence of active infestation, infection or conditions that have resulted in or from infestation of infection. Section II items are conditions deemed likely to lead to infestation or infection but where no visible evidence of such was found. Further inspection items are defined as recommendations to inspect area(s) which during the original inspection did not allow the inspector access to complete the inspection and cannot be defined as Section I or Section II.”

(g) Information must be reported regarding any wooden deck, wooden stairs or wooden landing in exterior exposure attached to or touching the structure being inspected. Portions of such structure that are not available for visual inspection must be designated as inaccessible.

NOTE: Authority cited: Sections 8525 and 8538(c), Business and Professions Code. Reference: Sections 8516 and 8538, Business and Professions Code.

HISTORY:

1. Amendment of subsections (h), (i), (j) and new subsection (k) filed 12-27-73; designated effective 3-1-74 (Register 73, No. 52). For prior history, see Register 64, No. 11.
2. Amendment filed 5-22-75; effective thirtieth day thereafter (Register 75, No. 21).
3. Amendment filed 5-19-78; effective thirtieth day thereafter (Register 78, No. 20).
4. Amendment of subsection (k) filed 5-8-80; effective thirtieth day thereafter (Register 80, No. 19).
5. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
6. Amendment of subsection (a) filed 6-17-85; effective thirtieth day thereafter (Register 85, No. 25).
7. Amendment of subsections (a) and (a)(4), new subsection (c) and subsection relettering, and new subsection (f) filed 3-13-96; operative 4-12-96 (Register 96, No. 11).
8. Change without regulatory effect amending subsection (c) filed 5-20-96 pursuant to section 100, title 1, California Code of Regulations (Register 96, No. 21).
9. New subsection (g) filed 4-28-98; operative 5-28-98 (Register 98, No. 18).

§1990.1. Report Requirements Under Section 8516.1(b) and (c) (1)-(8) inclusive.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8510, 8516.1, 8538 and 8560, Business and Professions Code.

HISTORY:

1. New section filed 3-6-95; operative 4-5-95 (Register 95, No. 10).
2. Change without regulatory effect repealing section filed 3-26-2002 pursuant to section 100, title 1, California Code of Regulations (Register 2002, No. 13).

§1991. Report Requirements Under Section 8516(b)10.

(a) Recommendations for corrective measures for the conditions found shall be made as required by paragraph 10 of subdivision (b) of Section 8516 of the code and shall also conform with the provisions of Title 24 of the California

Code of Regulations and any other applicable local building code, and shall accomplish the following:

(1) Comply with the provisions of section 2516(c)(1) of Title 24 of the California Code of Regulations.

(2) Remove from the subarea all excessive cellulose debris in earth contact. This excludes shavings or other cellulose too small to be raked or stored goods not in earth contact. Stumps and wood imbedded in footings in earth contact shall be treated if removal is impractical.

(3) When evidence of moisture, infestations or infections exists as a result of faulty grade levels, earth fill planters or loose stucco, a recommendation shall be made to correct the condition. Any method of controlling infestations arising from these conditions is considered adequate if the infestation is controlled.

(4) Comply with the provisions of section 2516(c)(6.1) of Title 24 of the California Code of Regulations (Effective July 1992).

(5) Structural members which appear to be structurally weakened by wood-destroying pests to the point where they no longer serve their intended purpose shall be replaced or reinforced. Structural members which are structurally weakened by fungus to the point where they no longer serve their intended purpose shall be removed or, if feasible, may remain in place if another structural member is installed adjacent to it to perform the same function, if both members are dry (below 20% moisture content), and if the excessive moisture condition responsible for the fungus damage is corrected. Structural members which appear to have only surface fungus damage may be chemically treated and/or left as is if, in the opinion of the inspector, the structural member will continue to perform its originally intended function and if correcting the excessive moisture condition will stop the further expansion of the fungus.

(6) Comply with the provisions of section 2516(c)(6) of Title 24 of the California Code of Regulations.

(7) Comply with the provisions of section 2516(c)(4) of Title 24 of the California Code of Regulations.

(8) Exterminate all reported wood-destroying pests. Such extermination shall not be considered repair under section 8516(b)(12) of the code. If evidence indicates that wood-destroying pests extend into an inaccessible area(s), recommendation shall be made to either:

(A) enclose the structure for an all encompassing treatment utilizing materials listed in Section 8505.1 of the code, or

(B) use another all encompassing method of treatment which exterminates the infestation of the structure, or

(C) locally treat by any or all of the following:

1. exposing the infested area(s) for local treatment,

2. removing the infested wood,

3. using another method of treatment which exterminates the infestation. (If any recommendation is made for local treatment, the report must contain the following statement: "Local treatment is not intended to be an entire structure

treatment method. If infestations of wood-destroying pests extend or exist beyond the area(s) of local treatment, they may not be exterminated.”)

When a complete inspection is performed, a recommendation shall be made to remove or cover all accessible pellets and frass of wood-destroying pests.

When a limited inspection is performed, the inspection report shall state that the inspection is limited to the area(s) described and diagrammed. A recommendation shall be made to remove or cover all accessible pellets and frass of wood-destroying pests in the limited areas. The limited inspection report shall include a recommendation for further inspection of the entire structure and that all accessible evidence of wood-destroying pests be removed or covered.

(9) For the extermination of subterranean termite infestations, treat an infested area under the structure when subterranean termite tubes are found connected to the ground or when active infestations are found in the ground. Subterranean termite tubes shall be removed where accessible, except where a licensee is using an above ground termite bait station that requires the use of the termite tubes to be effective. Where a licensee is using an above ground termite bait station that requires the use of termite tubes to be effective, subterranean termite tubes can remain in place for the duration of the licensee’s use of the termite bait stations. At the conclusion of the treatment, the subterranean termite tubes shall be removed.

(10) Comply with the provisions of section 2516(c)(2) of Title 24 of the California Code of Regulations.

(11) Correct any excessive moisture condition that is commonly controllable. When there is reasonable evidence to believe a fungus infection exists in a concealed wall or area, recommendations shall be made to open the wall or area.

(12) Repair a stall shower if it is found to leak when water tested for a minimum of fifteen (15) minutes after the shower drain has been plugged and the base filled to within one (1) inch of the top of the shower dam. Stall showers with no dam or less than two (2) inches to the top of the dam are to be water tested by running water on the unplugged shower base for a minimum of five (5) minutes. Showers over finished ceilings must be inspected but need not be water tested. If water stains are evident on the ceiling, recommendations shall be made for further inspection and testing.

(b) Preconstruction application of termiticide for protection from subterranean termites shall not be made at less than the manufacturer's label specifications.

(c) If in the opinion of the inspector a building permit is required, it must be noted on the wood destroying pests and organisms inspection report (Form No. 43M-41 as specified in section 1996 of the California Code of Regulations).

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8516, Business and Professions Code.

HISTORY

1. Amendment filed 9-16-59; effective thirtieth day thereafter (Register 59, No. 16).
2. Amendment filed 5-19-64; designated effective 9-1-64 (Register 64, No. 11).

3. Amendment of subsections (a)(3), (9) and new (b) filed 1-2-68; effective thirtieth day thereafter (Register 68, No. 1).
4. Amendment filed 12-27-73; designated effective 3-1-74 (Register 73, No. 52).
5. Amendment of subsection (a) filed 5-8-80; effective thirtieth day thereafter (Register 80, No. 19).
6. Amendment filed 7-3-80; effective thirtieth day thereafter (Register 80, No. 27).
7. Editorial correction of subsection (a)(12)(Register 80, No. 36).
8. Amendment of subsection (a)(12) filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
9. Amendment of subsection (a)(8) filed 2-13-87; effective thirtieth day thereafter (Register 87, No. 8).
10. Amendment of subsections (a) and (a)(9) and repealer and adoption of subsections (a)(1), (a)(4), (a)(6), (a)(7), and (a)(10) filed 11-15-91; operative 12-16-91 (Register 92, No. 8).
11. Repealer of subsection (a)(8) and new subsections (a)(8)(A)-(C) filed 3-30-92; operative 4-29-92 (Register 92, No. 15).
12. Amendment of subsections (a)(2) and (a)(8), repealer of subsection (b) and new subsection (b) filed 3-13-96; operative 4-12-96 (Register 96, No. 11).
13. Amendment of subsection (a)(5) filed 4-3-96; operative 5-3-96 (Register 96, No. 14).
14. New subsections (a)(13)-(a)(13)(C) and (c) filed 4-28-98; operative 5-28-98 (Register 98, No. 18).
15. Change without regulatory effect amending section heading and subsection (a) filed 5-15-2000 pursuant to section 100, title 1, California Code of Regulations (Register 2000, No. 20).
16. Amendment of subsection (a)(8)(C)3. filed 6-26-2003; operative 7-26-2003 (Register 2003, No. 26).
17. Amendment of subsection (a)(9) filed 12-30-2005; operative 1-29-2006 (Register 2005, No. 52).
18. Repealer of subsections (a)(13)-(a)(13)(C) filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1991.1. Report Requirements Under Section 8516.1(c)(8).

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8510 and 8516.1, Business and Professions Code.

HISTORY:

1. New section filed 3-6-95; operative 4-5-95 (Register 95, No. 10).
2. Change without regulatory effect repealing section filed 3-26-2002 pursuant to section 100, title 1, California Code of Regulations (Register 2002, No. 13).

§1992. Secondary Recommendations.

In addition to the recommendations required in section 1991, the report may suggest secondary recommendations. When secondary recommendations are made, they shall be labeled as secondary recommendations and included as part of the inspection report with a full explanation of why they are made, with the notation that they are below standard measures. If secondary recommendations are performed, any letter of completion, billing or other document referring to the work completed, must state specifically which recommendations were secondary and below standard and specify the name of the person or agency requesting completion of the secondary recommendations.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8516, Business and Professions Code.

HISTORY:

1. New sections filed 9-16-59; effective thirtieth day thereafter (Register 59, No. 16).

2. Amendment filed 5-19-64; designated effective 9-1-64 (Register 64, No. 11).
3. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
4. Amendment filed 9-20-90; operative 10-20-90 (Register 90, No. 44).
5. Amendment filed 12-7-92; operative 1-19-93 (Register 92, No. 51).

§1993. Inspection Reports.

All of the following reports must be in compliance with the requirements of Section 8516 of the code. All reports must be on the form prescribed by the board and filed with the board with stamps affixed.

(a) An original inspection report is the report of the first inspection conducted on a structure at the request of a specified party or for a specified purpose. Subsequent inspections conducted on a structure at the request of a different party, for a different purpose than a previous inspection, or a different transaction relating to the same structure shall be deemed to be new inspections for which an original inspection report shall be required. An original inspection report may be either a complete or limited inspection.

(b) A complete report is the report of an inspection of all visible and accessible portions of a structure.

(c) A limited report is the report on only part of a structure. Such a report shall have a diagram of the area inspected and shall specifically indicate which portions of the structure were inspected with recommendation for further inspection of the entire structure and the name of the person or agency requesting a limited report.

(d) A supplemental report is the report on the inspection performed on inaccessible areas that have been made accessible as recommended on a previous report. Such report shall indicate the absence or presence of wood-destroying pests or organisms or conditions conducive thereto. This report can also be used to correct, add, or modify information in a previous report. A licensed operator or field representative shall refer to the original report in such a manner to identify it clearly.

(e) A reinspection report is the report on the inspections of item(s) completed as recommended on an original report or subsequent report(s). The areas reinspected can be limited to the items requested by the person ordering the original inspection report. A licensed operator or field representative shall refer to the original report in such a manner to identify it clearly.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8516, Business and Professions Code.

HISTORY:

1. New section filed 9-16-59; effective thirtieth day thereafter (Register 59, No. 16).
2. Amendment filed 5-19-64; designated effective 9-1-64 (Register 64, No. 11).
3. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
4. Amendment of section heading and section filed 3-13-96; operative 4-12-96 (Register 96, No. 11).
5. Amendment of subsections (d) and (e) and new form filed 8-12-96; operative 9-11-96 (Register 96, No. 33).
6. Amendment of first paragraph filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1993.1. Reinspection Language.

The following statement must appear on any wood destroying pests and organisms inspection report when an estimate or bid for making repairs is given with the original inspection report, or thereafter:

“This company will reinspect repairs done by others within four months of the original inspection. A charge, if any, can be no greater than the original inspection fee for each reinspection. The reinspection must be done within ten (10) working days of request. The reinspection is a visual inspection and if inspection of concealed areas is desired, inspection of work in progress will be necessary. Any guarantees must be received from parties performing repairs.”

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8516, Business and Professions Code.

HISTORY

1. New section filed 7-6-2005; operative 8-5-2005 (Register 2005, No. 27).

§1993.2. Termite Bait Station.

(a) For the purposes of this section and section 1993.3, “termite bait station” shall include:

(1) an “above-ground bait station” which shall mean any device containing pesticide bait used for the eradication of wood destroying pests that is attached to the structure, or

(2) an “in-ground bait station” which shall mean any device containing a material to attract and or monitor wood destroying pests, or containing a pesticide bait to eradicate wood destroying pests, that is placed in the ground.

(3) an “in-ground termite monitoring system” is a device placed in the ground to determine the presence or absence of subterranean termites through scheduled periodic inspections.

(b) Prior to installation of any termite system, a full or limited inspection of the structure shall be made.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8514, Business and Professions Code.

HISTORY:

1. New section filed 6-26-2003; operative 7-26-2003 (Register 2003, No. 26).

§1993.3. In-Ground Termite Bait Stations:

Use of in-ground termite monitoring and/or baiting systems shall be considered a control service agreement as defined by section 8516 of the code.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8516, Business and Professions Code.

HISTORY:

1. New section filed 6-26-2003; operative 7-26-2003 (Register 2003, No. 26).

§1994. Limited Inspection Reports.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8516, 8516.1, Business and Professions Code.

HISTORY:

1. New section filed 9-16-59; effective thirtieth day thereafter (Register 59, No. 16).
2. Amendment filed 5-19-64; designated effective 9-1-64 (Register 64, No. 11).
3. Repealer filed 3-13-96; operative 4-12-96 (Register 96, No. 11).

§1995. Limitation of Report.

HISTORY:

1. New section filed 5-19-64; designated effective 9-1-64 (Register 64, No. 11).
2. Repealer filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).

§1996. Requirements for Reporting All Inspections Under Section 8516(b).

(a) A written inspection report conforming to section 8516(b) of the code (See Form No. 43M-41 (Rev. 10/01, required use effective July 1, 2003) at the end of this section) shall be prepared and delivered to the person requesting the inspection, or to the person's designated agent regardless of whether the registered company has offered to perform the inspection without charge. The granting of permission to make an inspection shall be deemed a request to make an inspection.

(b) The failure or refusal of the person ordering the inspection or of his or her designated agent to pay for such inspection or report shall not excuse a registered company which has commenced an inspection from preparing and delivering a report to the person requesting the inspection or the person's designated agent.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8516, Business and Professions Code.

HISTORY

1. New section filed 5-19-64; designated effective 9-1-64 (Register 64, No.11).
2. Amendment of subsection (b) filed 12-27-73; designated effective 3-1-74 (Register 73, No. 52).
3. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
4. Amendment filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
5. Amendment of subsection (a) filed 7-13-90; operative 8-12-90 (Register 90, No. 34).
6. Amendment of subsection (a) filed 12-28-90; operative 1-27-91 (Register 91, No. 6).
7. Change without regulatory effect amending subsection (a) and form filed 9-16-92 pursuant to section 100, title 1, California Code of Regulations (Register 92, No. 38).
8. Change without regulatory effect amending section and Form 43M-41 filed 3-2-93 pursuant to section 100, title 1, California Code of Regulations (Register 93, No. 10).
9. Editorial correction of Form 43M-41 and History8 (Register 95, No. 16).
10. Amendment of subsection (a) and Form 43M-41 filed 8-13-98; operative 9-12-98 (Register 98, No. 33).
11. Amendment of subsection (a) and repealer and new form 43M-41 filed 12-16-2002; operative 1-15-2003 (Register 2002, No. 51).
12. Amendment filed 12-30-2005; operative 1-29-2006 (Register 2005, No. 52).

WOOD DESTROYING PESTS AND ORGANISMS INSPECTION REPORT				
Building No. _____	Street _____	City _____	Zip _____	Date of Inspection _____
Number of Pages _____				
Ordered by: _____	Property Owner and/or Party of Interest: _____	Report sent to: _____		
COMPLETE REPORT <input type="checkbox"/> LIMITED REPORT <input type="checkbox"/> SUPPLEMENTAL REPORT <input type="checkbox"/> REINSPECTION REPORT <input type="checkbox"/>				
General Description: _____			Inspection Tag Posted: _____	
			Other Tags Posted: _____	
An inspection has been made of the structure(s) shown on the diagram in accordance with the Structural Pest Control Act. Detached porches, detached steps, detached decks and any other structures not on the diagram were not inspected.				
Subterranean Termites <input type="checkbox"/> Drywood Termites <input type="checkbox"/> Fungus / Dryrot <input type="checkbox"/> Other Findings <input type="checkbox"/> Further Inspection <input type="checkbox"/>				
If any of the above boxes are checked, it indicates that there were visible problems in accessible areas. Read the report for details on checked items.				
Inspected by: _____ State License No. _____ Signature _____				
You are entitled to obtain copies of all reports and completion notices on this property reported to the Structural Pest Control Board during the preceding two years. To obtain copies contact: Structural Pest Control Board, 2305 Evergreen Street, Suite 1500, Sacramento, California, 95815.				
NOTE: Questions or problems concerning the above report should be directed to the manager of the company. Unresolved questions or problems with services performed may be directed to the Structural Pest Control Board at (916) 561-8708, (800) 737-8188 or www.pestboard.ca.gov .				
43M-41 (REV. 10/01)				

§1996.1. Inspection and Completion Tags.

(a) An inspection tag shall be posted in the attic or sub-area, or in the garage whenever an inspection for wood-destroying pests or organisms is made. The inspection tag shall be not less than 3" by 5" and shall contain the firm's name, date of inspection and the following statement: "Do not remove—Structural Pest Control Board Regulation 1996.1."

(b) If the registered company completes any work with respect to wood-destroying pests or organisms, it shall post a completion tag next to the inspection tag. The completion tag shall be not less than 3" by 5" and shall contain the firm's name, date of completion and name of any chemical used or method(s) of treatment.

(c) The inspection report shall indicate the location of the inspection tag. The inspection report must also indicate the presence of any other inspection or fumigation tag that is less than two years old and any similar completion tag. A registered company shall not remove any tag.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8516-8519 and 8644, Business and Professions Code.

HISTORY:

1. New section filed 7-17-79; designated effective 10-1-79 (Register 79, No. 29).
2. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment of subsections (b) and (c) filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
4. Amendment of subsection (b) and amendment of Note filed 7-13-2004; operative 8-12-2004 (Register 2004, No. 29).

§1996.2. Standard Notice of Work Completed and Not Completed.

A written standard notice of work completed and not completed form conforming to section 8518 of the code and Form No. 43M-44 (Rev. 10/01, required use effective July 1, 2003) found at the end of this section shall be prepared and filed with the board.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Section 8518, Business and Professions Code.

HISTORY:

1. New section and form filed 11-19-92; operative 12-21-92 (Register 92, No. 47).
2. Change without regulatory effect amending section and Form 43M-44 filed 3-2-93 pursuant to section 100, title 1, California Code of Regulations (Register 93, No. 10).
3. Editorial correction moving Note and History to follow Form 43M-44 (Register 95, No. 16).
4. Amendment of subsection (a) and Form 43M-44 filed 8-13-98; operative 9-12-98 (Register 98, No. 33).
5. Amendment of section and repealer and new form 43M-44 filed 12-16-2002; operative 1-15-2003 (Register 2002, No. 51).

STANDARD NOTICE OF WORK COMPLETED AND NOT COMPLETED

NOTICE - All recommendations may not have been completed - See below - Recommendations not completed.
This form is prescribed by the Structural Pest Control Board.

Building No.	Street	City	Zip	Date of Completion
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Ordered By:	Property Owner and/or Party of Interest:	Completion Sent To:
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The following recommendations on the above designated property, as outlined in Wood Destroying Pests and Organisms Inspection Report dated _____ have been and/or have not been completed.

Recommendations completed by this firm that are in accordance with the Structural Pest Control Board's Rules and Regulations:

Recommendations completed by this firm that are considered secondary and substandard measures under Section 1992 of the Structural Pest Control Board's Rules and Regulations including person requesting secondary measure:

Cost of work completed:	Cost: \$	_____
	Inspection Fee: \$	_____
	Other: \$	_____
	Total: \$	_____

Recommendations not completed by this firm:

Estimated Cost \$ _____

Remarks:

Signature _____

You are entitled to obtain copies of all reports and completion notices on this property reported to the Board during the preceding two years upon payment of a search fee to: Structural Pest Control Board, 2005 Evergreen Street, Suite 1500, Sacramento, California, 95815.
NOTE: Questions or problems concerning the above report should be directed to the manager of this company. Unresolved questions or problems with services performed may be directed to the Structural Pest Control Board at (916) 561-8708, (800) 737-8188 or www.pestboard.ca.gov. 43M-44 (Rev. 10/01)

§1996.3. Requirements for Reporting Property Addresses.

(a) The address of each property inspected and/or upon which work was completed shall be reported on a form prescribed by the Board and designated as the WDO Inspection and Completion Activity Report Form (see Form No. 43M-52 Rev. 5/03) at the end of this section. This form shall be prepared by each registered company and shall comply with all of the requirements pursuant to Section 8516(b), and 8518.

(b) The form shall contain the following information for each property inspected and/or upon which work was completed.

(1) Company Name

(2) Company registration number

(3) Branch office registration number (when a branch office issues an inspection report or notice of work completed

(4) Date of Activity

(5) Address of property inspected or upon which work was completed, including zip code

(6) Activity Code

(7) License number of licensee performing the inspection

(c) Failure of a registered company to report and file with the Board the address of any property inspected or upon which work was completed pursuant to Section 8516(b) or 8518 are grounds for disciplinary action and subject to a fine of not more than two thousand five hundred dollars (\$2,500).

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8516 and 8518, Business and Professions Code.

HISTORY:

1. New section and new form 43M-52 filed 7-13-2004; operative 8-12-2004 (Register 2004, No. 29).

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SPCB USE ONLY +



Structural Pest Control Board
 2005 Evergreen Street, Ste. 1500
 Sacramento, CA 95815
 (916) 561-8700

**WDO INSPECTION & COMPLETION
 ACTIVITY REPORT FORM**

Company Name	Company Registration No.	Branch Office Number (if applicable)
<input type="text"/>	<input type="text"/>	<input type="text"/>

RETURN THIS ORIGINAL FORM ALONG WITH \$1.50 FOR EACH WDO INSPECTION AND \$1.50 FOR EACH NOTICE OF WORK COMPLETED AND NOT COMPLETED TO: STRUCTURAL PEST CONTROL BOARD, 2005 EVERGREEN STREET, SUITE 1500, SACRAMENTO, CA 95815.

ACTIVITIES: (1) ORIGINAL INSPECTION (2) LIMITED INSPECTION (3) SUPPLEMENTAL INSPECTION (4) REINSPECTION (5) NOTICE OF WORK COMPLETED AND NOT COMPLETED (6) CORRECTED REPORT / NOTICE OF WORK COMPLETED AND NOT COMPLETED (7) SEPARATED REPORT

ALL INFORMATION ON THIS FORM MUST BE TYPED

DATE MM/DD/YY	BUILDING NUMBER	STREET NAME (30)	CITY (20)	ZIP CODE	ACTIVITY CODE	INSPECTOR'S LICENSE NUMBER

+

+

DO NOT FOLD

§1997. WDO Inspection and Completion Activity Fee.

Pursuant to the provisions of section 8674 of the Business and Professions Code, the following fee is determined, set and established:

- (1) Activity Reporting fee per Property Address \$1.50

NOTE: Authority cited: Sections 8525 and 8674, Business and Professions Code. Reference: Sections 8518 and 8674, Business and Professions Code.

HISTORY:

1. Amendment filed 3-15-77; effective thirtieth day thereafter (Register 77, No. 12). For prior history, see Register 68, No. 6.
2. Amendment filed 2-22-80; effective thirtieth day thereafter (Register 80, No. 8).
3. Amendment filed 6-9-82; effective thirtieth day thereafter (Register 82, No. 24).
4. Amendment filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
5. Amendment filed 9-7-84; effective thirtieth day thereafter (Register 84, No. 36).
6. Amendment filed 2-13-87; effective thirtieth day thereafter (Register 87, No. 8).
7. Amendment filed 9-19-88; operative 10-19-88 (Register 88, No. 39).
8. Amendment filed 9-19-90; operative 10-19-90 (Register 90, No. 44).
9. Amendment filed 7-21-92; operative 8-20-92 (Register 92, No. 30).
10. Amendment filed 10-15-96; operative 11-14-96 (Register 96, No. 42).
11. Change without regulatory effect amending section heading, section and Note filed 1-28-2000 pursuant to section 100, title 1, California Code of Regulations (Register 2000, No. 4).

§1998. Reporting Requirements Under Section 8516(h)(4).

If an inspection report is required pursuant to code section 8516(h)(4), a notice of work completed and not completed shall also be prepared and provided to the homeowner or his/her designated agent for any work recommended and performed pursuant to such report.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8516 and 8518, Business and Professions Code.

HISTORY:

1. New section filed 10-29-70; designated effective 11-30-70 (Register 70, No. 44).
2. New NOTE filed 9-22-83; effective thirtieth day thereafter (Register 83, No. 39).
3. Amendment filed 3-23-87; effective upon filing pursuant to Government Code section 11346.2(d) (Register 87, No. 13).
4. Amendment of section heading, repealer of first paragraph and subsections (a)-(e), and amendment of subsection (f), including repealer of subsection (f) designator, filed 3-6-95; operative 4-5-95 (Register 95, No. 10).
5. Amendment filed 3-21-2006; operative 4-20-2006 (Register 2006, No. 12).

§1999.1. Suspension Period for Branch 3 Licenses.

NOTE: Authority cited: Sections 8525 and 8620, Business and Professions Code. Reference: Sections 8632 and 8652, Business and Professions Code .

HISTORY:

1. New section filed 8-1-79; effective thirtieth day thereafter (Register 79, No. 31).
2. Repealer filed 3-6-95; operative 4-5-95 (Register 95, No. 10).

§1999.5. False and Misleading Advertising.

(a) It is unlawful for any licensee, or any employee thereof, directly or indirectly to make, disseminate, represent, claim, state, or advertise, or cause to be made, disseminated, represented, claimed, stated or advertised by any manner or means whatever, any statement or representation concerning structural pest control, as defined in Business and Professions Code section 8505, which is unfair, deceptive, untrue or misleading, and which is known, or which by the exercise of reasonable care should be known, to be unfair, deceptive, untrue or misleading.

(b) As used in this section, the terms “make,” “disseminate,” “represent,” “claim,” “state,” or “advertise” and any of their variants include, but are not limited to any print communications (for example, telephone directories, newspapers, magazines or other publications or books, notices, circulars, pamphlets, letters, handbills, posters, bills, signs, placards, cards, labels, tags, vehicle or equipment signage, window displays, or store signs), electronic communication (for example, radio, television, audio or video tape, telephone, or the Internet), demonstration, direct person-to-person contact, or other means or methods now or hereafter employed to bring structural pest control services, methods, products, pesticides, or devices to the attention of the public.

(c) As used in this section “the exercise of reasonable care” includes a duty to investigate the basis of any statement or representation to assure that the statement or representation is not unfair, deceptive, untrue or misleading. The making of a statement or representation without knowledge of its truthfulness breaches the duty to investigate.

(d) Violation of this section occurs at the time an unfair, deceptive, untrue or misleading statement or representation is made. Once a violation occurs, subsequent disclosures, caveats, disclaimers, or waivers cannot eliminate it.

(e) The remedies or penalties provided by this section are cumulative to each other and to the remedies or penalties available under all other laws and regulations of this State.

(f) Examples of direct or indirect statements or representations which are unfair, deceptive, untrue or misleading include, but are not limited to, the following:

(1) any advertising in violation of Business and Professions Code sections 17200, and 17500;

(2) any statement or representation that misrepresents or fails to disclose an important or necessary fact about a pest control service, method, product, pesticide or device;

(3) any unfair, deceptive, untrue or misleading statement or representation about the effects of a pest control service, method, product or device;

(4) any expressed or implied statement or representation that one or a combination of pest control services, methods, products, pesticides, or devices is an alternative or substitute for, is comparable to, or is better than any other pest control service, method, product, pesticide, device, or combination

thereof, if what is being compared provides different treatment coverage of a structure, including but not limited to differences in the extent that accessible and inaccessible areas can reasonably be treated, unless said differences in treatment coverage are clearly and conspicuously stated;

(5) any representation that a service, method, product, pesticide, or device, or combination thereof, that is not designed to treat all potentially infested wood in a structure, both accessible and inaccessible, will be used to treat an entire structure for target pests;

(6) any statement or representation that a pest control service, product, pesticide, or device offers a general environmental protection or benefit, or that the pest control products, pesticides, or devices the licensee uses, the applications of such products, pesticides, or devices, or any of them, are “among the least toxic chemicals known,” “relatively non-toxic,” “pollution approved,” “environmentally aware,” “environmentally sensitive,” “environmentally preferable,” “environmentally benign,” or “contains all natural ingredients”;

(7) any unfair, deceptive, untrue or misleading statement concerning the composition of a pest control service, method, product, pesticide or device;

(8) any unfair, deceptive, untrue or misleading statement concerning the effectiveness of a pest control service, method, product, pesticide or device;

(9) any unfair, deceptive, untrue or misleading statement about the value of a pest control product for purposes other than as a pesticide or pest control device;

(10) any unfair, deceptive, untrue or misleading comparison of pest control services, methods, products, pesticides or devices;

(11) any statement or representation that a pesticide or device is certified, sponsored, recommended, endorsed, or approved by any agency of the Federal Government or the State of California, including but not limited to, “tested by the Department of the Interior,” “EPA approved,” “EPA registered,” “approved by the Structural Pest Control Board,” or “recommended by the Structural Pest Control Board”;

(12) a statement which is literally true but is used in such a way as to give an unfair, deceptive, untrue or misleading impression to the consumer;

(13) claims as to the safety of a pesticide application, a pesticide or pesticide ingredients, including statements such as “safe,” “nonpoisonous,” “non-injurious,” “harmless” or “nontoxic to humans and pest” with or without such a qualifying phrase as “when used as directed”;

(14) claims that the pesticides and other substances the licensee applies, the application of such pesticides, or any other use of them are comparatively safe or free from risk or harm;

(15) claims regarding services and products for which the licensee does not have substantiation in the form of tests, analysis, research, studies, or other evidence that was conducted and evaluated in an objective manner by persons qualified to do so, using procedures generally accepted by others in the profession or science to yield accurate and reliable results; and

(16) any statement or representation concerning structural pest control that is conditioned or subject to any requirement, condition, limitation, disclaimer

or waiver, that is not immediately followed by a clear and conspicuous statement of said requirement, condition, limitation, disclaimer or waiver.

NOTE: Authority cited: Section 8525, Business and Professions Code. Reference: Sections 8648, 17200 et seq. and 17500 et seq., Business and Professions Code.

HISTORY:

1. New article 6 (section 1999.5) and section filed 10-23-2001; operative 11-22-2001 (Register 2001, No. 43).
2. Change without regulatory effect amending subsection (f)(1) filed 9-24-2002 pursuant to section 100, title 1, California Code of Regulations (Register 2002, No. 39).