



## **BOARD MEETING NOTICE AND AGENDA**

January 15, 2019  
1:00 P.M.  
January 16, 2019  
8:00 A.M.

Doubletree by Hilton Claremont  
Sequoia Room, First Floor  
555 W Foothill Blvd  
Claremont, CA 91711

Contact Person: Susan Saylor  
916-561-8700

### **AGENDA**

#### **Tuesday, January 15, 2019 – 1:00 P.M.**

- I. Roll Call / Establishment of Quorum
- II. Flag Salute / Pledge of Allegiance
- III. Public Comment for Items Not on the Agenda  
*The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a)]*
- IV. Petition for Reinstatement  
George Maher Mikhael – OPR 11945, Branch 2
- V. Petition for Reinstatement  
Frederick V. Martinez – FR 45202, Branch 1
- VI. Petition for Reinstatement  
Stephen H. Lawson – OPR 8722, Branch 1

#### **Closed Session**

- VII. Pursuant to Subdivision (c)(3) of Section 11126 of the Government Code the Board Will Meet in Closed Session to Consider Reinstatements, Proposed Disciplinary Actions, and Stipulated Settlements

#### **Reconvene in Open Session**

Recess until 8:00 a.m. on Wednesday, January 16, 2019

#### **Wednesday, January 16, 2019 – 8:00 A.M.**

- VIII. Roll Call / Establishment of Quorum

- IX. Flag Salute / Pledge of Allegiance
- X. Public Comment for Items Not on the Agenda  
*The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a)]*
- XI. Department of Consumer Affairs Update
- XII. Review and Approval of Minutes of the October 16 & 17, 2018 Board Meeting
- XIII. Discussion and Possible Action on Occupational Analysis for Applicators
- XIV. Status Update from the Pre-Treatment Committee
- XV. Executive Officer's Report
  - a. Licensing, Enforcement, Examination and WDO Statistics
  - b. Survey Results
  - c. Examination Development
- XVI. Update on the Status of the Research Proposals Selected for Funding at the July 26, 2018 Board Meeting
- XVII. Recommendations and Possible Board Action on Amendments to the Structural Pest Control Act:
  - a. Business and Professions Code (BPC) section 8572 – Probationary License; Terms and Conditions; Dismissed Convictions; Evidence of Rehabilitation; Standard Terms
  - b. BPC section 8610 – Registration; Contents of Application; Grounds for Denial; Designation of Qualifying Managers
- XVIII. Regulations Update and Possible Action:
  - a. Title 16, California Code of Regulations, section 1970.4 – Pesticide Disclosure Requirement
  - b. Title 16, California Code of Regulations, sections 1950, 1950.5, 1953 – Continuing Education
  - c. Title 16, California Code of Regulations, Section 1997 – WDO Inspection and Completion Activity Fee

- XIX. Legislation Update and Possible Action
  - a. Senate Bill 1480 (Hill) – Professions and Vocations.
- XX. Future Agenda Items
- XXI. Board Calendar
- XXII. Adjournment

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

The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting the Structural Pest Control Board at (916) 561-8700 or email [pestboard@dca.ca.gov](mailto:pestboard@dca.ca.gov) or send a written request to the Structural Pest Control Board, 2005 Evergreen Street, Suite 1500, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

While the Board intends to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources or technical difficulties that may arise. To view the Webcast, please visit [www.thedcapage.wordpress.com/webcasts/](http://www.thedcapage.wordpress.com/webcasts/).

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

**Executive Office**

1625 North Market Blvd., Suite S-308, Sacramento, CA 95834  
P (916) 574-8200 F (916) 574-8613 | [www.dca.ca.gov](http://www.dca.ca.gov)



January 16, 2019

Susan Saylor  
Executive Officer  
Structural Pest Control Board  
2005 Evergreen Street, Suite 1500  
Sacramento, CA 95815

Ms. Saylor:

Thank you for this opportunity to submit a written update from the Department of Consumer Affairs (DCA) to the Structural Pest Control Board. Below a list of Department news, activities, and important recent events:

## **HIGHLIGHTS FROM 2018**

This past year, we convened nine licensing and enforcement workgroup meetings; three Substance Abuse Coordination Committee meetings; four Directors' Quarterly meetings; and two Director's Board Member and Advisory Committee Leadership teleconferences. These activities not only brought us together to promote open dialogue among the Department's boards and bureaus but also promoted collaboration to further our mission in protecting California's consumers.

## **DCA: ANNUAL REPORT**

DCA's 2018 Annual Report is now available online. The report contains statistical and financial record of the work that the Department and its 37 boards and bureaus have achieved over the last year. When you have a moment, I invite you to go to the DCA website and peruse the document.

## **GOVERNOR'S BUDGET: DCA BRIEFING**

We recently held a teleconference with board leadership, executive officers, and bureau chiefs to discuss the Governor's 2019-2020 Proposed Budget and to review proposals within the budget specific to the Department. Our Fiscal Operations team will follow up with each program in the coming weeks to discuss individual budgets in greater detail.

## **MANDATORY SEXUAL HARASSMENT PREVENTION TRAINING**

2019 is a mandatory Sexual Harassment Prevention Training year for the Department of Consumer Affairs. This means all employees **and** board members are required to complete this training in 2019, even if it was completed last year. This training is online, interactive and can be completed at your convenience. If you have questions about this or any of the required trainings during your tenure as a board member, please contact our office for assistance.

## **DCA's FUTURE LEADERSHIP DEVELOPMENT PROGRAM**

This year, seven individuals were selected to participate in the Future Leadership Development program. The cohort was broken up into three teams and will be undertaking three projects:

### **Project #1 – Streamlining DCA's Subject Matter Expert witness program**

This team will research best practices as it relates to the use of expert witnesses - this includes evaluating costs, training, expert pool, usage of the program, etc.

### **Project #2 – Performance management revisions and the creation of two new enforcement performance measures**

The team will examine the Department's current enforcement performance metrics while introducing and proposing the adoption of two new performance metrics – specifically to track pending cases.

### **Project #3 – Awareness campaign for California veterans and spouse's licensure benefits**

The team is proposing the creation of a DCA committee that is tasked with community outreach to inform and educate Californians of the benefits, resources, and opportunities available through DCA. This team will focus on increasing awareness of licensure benefits to the veteran community.

Please let us know if the Department can be of service to your board. If you have any questions, feel free to contact [Christopher.Castrillo@DCA.ca.gov](mailto:Christopher.Castrillo@DCA.ca.gov).

All the best,



Christopher Castrillo  
Deputy Director, Board and Bureau Services  
Department of Consumer Affairs

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

October 16 & 17, 2018

The meeting was held October 16 & 17, 2018 at the Department of Consumer Affairs,  
Hearing Room, 2005 Evergreen Street, Sacramento, California

**Board Members Present:**

Darren Van Steenwyk, President  
Dave Tamayo, Vice President  
Ronna Brand  
Mike Duran  
Curtis Good

**Board Members Absent:**

Servando Ornelas

**Board Staff Present:**

Susan Saylor, Executive Officer  
Robert Lucas, Assistant Executive Officer  
David Skelton, Administrative Analyst

**Departmental Staff Present:**

Sabina Knight, Legal Counsel  
Karen Nelson, Assistant Deputy Director

**ROLL CALL / ESTABLISHMENT OF QUORUM**

Mr. Van Steenwyk called the meeting to order at 12:02 P.M. and Ms. Saylor called roll.

Board members Van Steenwyk, Tamayo, Brand, Duran, and Good were present.

Board member Ornelas was absent.

A quorum of the Board was established.

**FLAG SALUTE / PLEDGE OF ALLEGIANCE**

Mr. Van Steenwyk lead everyone in a flag salute and recitation of the Pledge of Allegiance.

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

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

## **PETITION FOR REINSTATEMENT**

### **GARY CASTRO GAVIOLA – OPR 9978 - BRANCH 2**

Administrative Law Judge Marilyn Woollard sat with the Board to hear the Petition for Reinstatement of Gary Castro Gaviola, Operator License Number 9978, Branch 2. Mr. Gaviola was informed that he would be notified by mail of the Board's decision.

## **PETITION FOR REINSTATEMENT**

### **GEORGE MAHER MIKHAEL – OPR 11945 - BRANCH 2**

Mr. Mikhael's hearing was cancelled at his request.

## **PETITION FOR REINSTATEMENT**

### **HECTOR OLAVARRIA JR. – OPR 10969 - BRANCH 2**

Administrative Law Judge Marilyn Woollard sat with the Board to hear the Petition for Reinstatement of Hector Olavarria Jr., Operator License Number 10969, Branch 2. Mr. Olavarria Jr. was informed that he would be notified by mail of the Board's decision.

## **CLOSED SESSION**

Pursuant to subdivision (c)(3) of section 11126 of the Government Code the Board met in closed session to consider reinstatements, proposed disciplinary actions, and stipulated settlements.

## **Return to Open Session**

**Wednesday, October 17, 2018 – 9:00 A.M.**

## **ROLL CALL / ESTABLISHMENT OF QUORUM**

Mr. Van Steenwyk called the meeting to order at 9:01 A.M. and Ms. Saylor called roll.

Board members Van Steenwyk, Tamayo, Brand, Duran, and Good were present.

Board member Ornelas was absent.

A quorum of the Board was established.

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

Mr. Van Steenwyk lead everyone in a flag salute and recitation of the Pledge of Allegiance.

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

Jim Steed, President, Pest Control Operators of California (PCOC), stated that there is some confusion in the industry related to rodent remediation and the installation of home insulation. Mr. Steed asked the Board to provide some clarification to its licensees about scope of practice as it relates to that issue.

## **REVIEW AND APPROVAL OF MINUTES OF THE JULY 26, 2018 BOARD MEETING**

Mr. Duran moved and Mr. Tamayo seconded to approve the Minutes of the July 26, 2018 Board Meeting. Passed unanimously. (AYES: VAN STEENWYK, TAMAYO, BRAND, DURAN, GOOD. NOES: NONE. ABSTENTIONS: NONE.)

## **DEPARTMENT OF CONSUMER AFFAIRS UPDATE**

Karen Nelson, Assistant Deputy Director, Department of Consumer Affairs (DCA), updated the Board on the status of its business modernization and plans for the implementation of a new information technology platform.

Ms. Nelson also updated the Board on recent developments at DCA including, the Director's meeting on August 6<sup>th</sup>, 2018 which featured an update from the Department of General Services (DGS) on the construction of DCA's new building, training on implicit bias from the Equal Employment Opportunity office, and an update on new processes from Human Resources regarding recruitment and adverse actions.

Lastly, Ms. Nelson reported to the Board on DCA's Future Leadership Program and encouraged the Board's employees to apply for the program.

## **PRESENTATION BY OFFICE OF PROFESSIONAL EXAMINATION SERVICES (OPES) REGARDING BOARD LICENSING EXAMINATIONS**

OPES gave a presentation (included in Board materials) to the Board explaining their examination development process.

## **DISCUSSION AND POSSIBLE ACTION REGARDING BOARD LICENSING EXAMINATIONS**

Mr. Van Steenwyk asked if an Occupational Analysis for the Applicator examination is budgeted for 2019.

Ms. Saylor stated that the plan is to conduct an Occupational Analysis for the Applicator examination in middle to late 2019 after the Occupational Analysis for Branch 1 is completed.

Mr. Van Steenwyk asked if Operators, Field Representatives, and continuing education providers can participate in the Occupational Analysis for the Applicator examination.



Heidi Lincer-Hill, Chief, OPES, stated that Operators, Field Representatives, and continuing education providers may participate in a stakeholder meeting that would be held prior to the Applicator Occupational Analysis workshops. Ms. Lincer-Hill further stated that all licensees may take part in the Occupational Analysis survey that is distributed.

Mr. Tamayo stated that Operators are responsible for supervising Applicators and their opinion on Applicator scope of practice is important.

Ms. Lincer-Hill stated that Operator and Field Representative input is accepted during the survey and stakeholder meeting phases of Occupational Analysis and if there is a disconnect between what they are saying and what Applicators are saying, OPES can introduce checks and balances to ensure the examination accurately reflects Applicator scope of practice.

Mr. Van Steenwyk stated that he and Ms. Saylor will conduct as much industry outreach as possible to encourage participation in both the Branch 1 and Applicator Occupational Analyses.

Mr. Van Steenwyk asked if OPES could explain why they advise the Board against creating study guides.

Ms. Lincer-Hill stated that the Board's primary mission is consumer protection and creating study guides is problematic due to the potential conflict of interest. Ms. Lincer-Hill stated that the candidate handbook is the best resource for applicants to use but their research has shown that it is rarely used.

Mr. Tamayo asked if OPES had statistics showing examination results for candidates who utilized the handbook versus candidates who did not.

Ms. Lincer-Hill stated that OPES does not have statistics showing examination results for candidates who utilize the handbook but they are hoping to ask that question on the survey that is distributed for the Applicator Occupational Analysis.

Mr. Van Steenwyk asked the Board for their thoughts on changing from a 70% passing rate to a criterion based scoring system.

Ms. Saylor stated that she would defer to the opinion of OPES on criterion based scoring but that it could be challenging to conduct the necessary workshops with current participation levels.

Mr. Good stated that the industry does most of its hiring in March, April, and May and that he would be concerned about introducing new examination material during that timeframe.

Ms. Lincer-Hill stated that if the Board is interested in switching to a criterion based scoring system OPES can work to avoid cost increases by utilizing existing workshop resources.

Mr. Steed asked if there is a bank of questions that is used in the Applicator examination, when the stakeholder meeting for the Applicator Occupational Analysis will be held, and if there are any boards within DCA that have an approved study guide.

Ms. Lincer-Hill stated that there is a bank of questions for the Applicator examination but for examination security reasons the exact number of questions within the bank is confidential.

Ms. Saylor stated that the stakeholder meeting for the Applicator Occupational Analysis will likely take place in middle to late 2019.

Ms. Lincer-Hill stated that to her knowledge no other boards within DCA have an approved study guide due to legal counsel's opinion that they are a potential conflict of interest.

Mr. Tamayo stated that if PCOC, or another third party, wanted they are permitted to produce a study guide on their own.

Ms. Lincer-Hill stated that if a third party were to create a study guide it is vitally important that it contain accurate information so as not to confuse examination candidates.

### **EXECUTIVE OFFICER'S REPORT**

Ms. Saylor reported to the Board on licensing, enforcement, and wood destroying organism statistics and survey results.

Ms. Saylor stated that the Board's cashier has accepted a position at another state agency and the Board will soon begin recruiting to fill her position.

### **ANNUAL REVIEW AND POSSIBLE AMENDMENT OF BOARD POLICIES AND PROCEDURES**

Ms. Saylor stated that the Board's policies and procedures are reviewed annually at the October meeting and that staff did not have any recommended amendments at this time.

Mr. Good asked if there is any update on the Board changing its renewal procedures so applicants will be able to list the continuing education courses they have completed.

Ms. Saylor stated that changes to the renewal process will coincide with the introduction of the Board's new IT platform which is currently expected to go live January 1, 2021.

### **UPDATE AND POSSIBLE ACTION ON THE STATUS OF THE RESEARCH PROPOSALS SELECTED FOR FUNDING AT THE JULY 26, 2018 BOARD MEETING**

Ms. Saylor stated that of the 5 proposals selected for funding at the July 26, 2018 meeting, 2 contracts were executed on October 1, 2018, 2 would be executed within a week, and the last one had some minor issues to work out and would likely be executed in November 2018.

Ms. Saylor stated that the Research Fund update would be included on every Board Meeting Agenda going forward.

## **ANNUAL REVIEW AND POSSIBLE ACTION REGARDING THE BOARD'S RESEARCH FUND**

Ms. Saylor presented the Board with the fund condition as of June 30, 2018 for the Board's Structural Research Fund.

## **REGULATIONS UPDATE AND POSSIBLE ACTION**

Ms. Saylor stated that the Board's regulatory proposal to amend California Code of Regulations (CCR), Title 16, section 1997 to increase the wood destroying organism inspection activity reporting fee from \$2.50 to \$3.00 per property address is currently being reviewed by DCA chief counsel.

Mr. Van Steenwyk asked for updates on the progress of the rulemaking for the Board approved amendments to CCR sections 1950, 1950.5, and 1953 to revise the Board's continuing education program and to CCR section 1970.4 to allow for electronic post application notification.

Mr. Skelton stated that the amendments to CCR section 1970.4 were prioritized and legal counsel is working on changes to the proposed language. Mr. Skelton stated that the amendments to CCR sections 1950, 1950.5, and 1953 are ready to begin the rulemaking process.

Mr. Van Steenwyk stated that both of the rulemaking files are a priority and asked staff to move forward with them as quickly as its feasible to do so.

## **LEGISLATION UPDATE AND POSSIBLE ACTION**

Ms. Saylor updated the Board on the following legislation –

**Senate Bill 1481** (Hill) was signed by the Governor and chaptered on September 19, 2018 and will become effective January 1, 2019. Senate Bill 1481 extends the Board's sunset date and makes numerous other changes to the Structural Pest Control Act.

Mr. Good thanked the Act Review Committee as well as the Board staff and industry for all their hard work in recommending updates to the Structural Pest Control Act.

**Assembly Bill 2138** (Chiu) was signed by the Governor and chaptered on September 30, 2018 and will become effective January 1, 2019. Assembly Bill 2138 makes significant changes to the criteria that may be used to impose discipline based on convictions on licensees or applicants for licensure.

Ms. Saylor stated that the Board will be working with DCA to determine what regulatory changes need to be made in order to comply with Assembly Bill 2138.

**Senate Bill 721** (Hill) was signed by the Governor and chaptered on September 17, 2018 and will become effective January 1, 2019. Senate Bill 721 requires exterior elevated elements such as decks and balconies to be certified as structurally sound prior to January 1, 2025.

Mr. Van Steenwyk stated Structural Pest Control Operators may conduct pest inspections on these structures but are not included as a profession that may certify them as structurally sound.

**Senate Bill 984** (Skinner) failed to make it through the legislative process. Senate Bill 984 would have required state boards and commissions to be composed of a specified number of women based on the total number of board members or commissioners on that board.

### **FUTURE AGENDA ITEMS**

The following were identified as future agenda items –

Update on the stakeholder meeting for the Applicator Occupational Analysis as well more information about the Board moving to a criterion based scoring system for its examinations.

Rodent remediation and the installation of home insulation.

Possible formation and recommendations of the Pre-Treatment Committee.

### **BOARD CALENDAR**

The next 4 meetings were scheduled for –

January 15 & 16, 2019 in Claremont.

April 17 & 18, 2019 in Sacramento.

July 23 & 24, 2019 in Claremont.

October 15 & 16, 2019 in Sacramento.

### **ANNUAL ELECTION OF BOARD PRESIDENT AND VICE PRESIDENT**

Mr. Tamayo moved and Mr. Duran seconded to nominate Mr. Van Steenwyk for Board President. Passed unanimously. (AYES: VAN STEENWYK, TAMAYO, BRAND, DURAN, GOOD. NOES: NONE. ABSTENTIONS: NONE.)

Mr. Van Steenwyk moved and Mr. Good seconded to nominate Mr. Tamayo for Board Vice President. Passed unanimously. (AYES: VAN STEENWYK, TAMAYO, BRAND, DURAN, GOOD. NOES: NONE. ABSTENTIONS: NONE.)

## **ADJOURNMENT**

The meeting was adjourned at 11:17 A.M.

---

Darren Van Steenwyk, President

---

Date

STRUCTURAL PEST CONTROL BOARD STATISTICS FOR NOVEMBER 2018    Page 1 of 2		FISCAL YEAR 2018/2019		FISCAL YEAR 2017/2018	
	Monthly	Year To Date	Monthly	Year To Date	
EXAMINATION					
Field Representatives Scheduled	400	2,397	332	2,071	
Field Representatives Examined	354	1,905	309	1,733	
Field Representatives Passed	165	847	135	737	
Field Representatives Failed	189	1,058	174	996	
Operators Scheduled	34	230	31	196	
Operators Examined	46	216	39	174	
Operators Passed	21	102	21	100	
Operators Failed	25	114	18	74	
Applicators Scheduled	215	1,705	328	1,890	
Applicators Examined	205	1,419	267	1,479	
Applicators Passed	100	600	89	525	
Applicators Failed	105	819	178	954	
Field Representatives Passing Rate	47%	44%	44%	43%	
Operator Passing Rate	46%	47%	54%	57%	
Applicators Passing Rate	49%	42%	33%	35%	
LICENSING					
Field Representative Licenses Issued	110	657	85	643	
Operator Licenses Issued	14	73	12	80	
Company Registrations Issued	16	102	15	89	
Branch Office Registrations Issued	1	21	0	7	
Change of Registered Company Officers	6	17	1	8	
Change Of Qualifying Manager	13	46	7	47	
Applicator Licenses Issued	92	598	81	549	
Duplicate Licenses Issued	48	485	78	378	
Upgrade Present License	19	132	8	119	
Change of Status Processed	26	224	21	159	
Address Change	92	1070	107	589	
Address Change (Principal Office)	12	147	21	113	
Address Change (Branch Office)	1	5	4	14	
Transfer of Employment Processed	107	1005	113	986	
Change of Name	1	9	2	11	
Change of Registered Company Name	1	9	1	2	
License Histories Prepared	12	58	16	86	
Down Grade Present License	59	311	46	302	
LICENSES/REGISTRATIONS IN EFFECT					
Field Representative		12,413		11,860	
Operator		4,107		4,097	
Company Registration		3,159		3,043	
Branch Office		440		438	
Licensed Applicator		6,214		6,471	
LICENSES/REGISTRATIONS ON PROBATION					
Companies		23		19	
Licensees		89		82	

STRUCTURAL PEST CONTROL BOARD STATISTICS FOR NOVEMBER 2018    Page 2 of 2		FISCAL YEAR 2018/2019		FISCAL YEAR 2017/2018	
	Monthly	Year To Date	Monthly	Year To Date	
LICENSES RENEWED					
Operator	0	447	1	295	
Field Representative	1	1,083	1	571	
Applicator	0	495	0	288	
LICENSES/ REGISTRATIONS CANCELLED					
Operator	2	111	1	103	
Field Representative	5	1,071	9	902	
Company Registration	16	65	10	81	
Branch Office	2	13	0	4	
Applicator	7	1,548	2	1,493	
LICENSES DENIED					
Licenses	4	18	3	12	
INVESTIGATIVE FINES PROCESSED					
SPCB Cite & Fines	\$4,900	\$28,540	\$5,656	\$13,756	
Penalty Assessment	\$0	\$0	\$0	\$0	
CAC Pesticide Fines	\$10,151	\$82,416	\$5,550	\$52,380	
STAMPS SOLD					
Pesticide	5,360	30,820	5,380	29,371	
SEARCHES MADE					
Public	56	441	66	379	
Complaints	5	35	18	80	
BOND & INSURANCE					
Bonds Processed	12	67	18	150	
Insurance Processed	215	1012	215	1177	
Restoration Bonds Processed	0	0	0	2	
Suspension Orders	41	186	18	175	
Cancellations Processed	20	126	32	285	
Change of Bond/Insurance	8	272	32	266	
CONTINUING EDUCATION EXAMS					
Field Representative Examined	0	0	0	0	
Field Representative Passed	0	0	0	0	
Field Representative Failed	0	0	0	0	
Operator Examined	0	0	0	2	
Operator Passed	0	0	0	1	
Operator Failed	0	0	0	1	
Applicator Examined	0	0	0	0	
Applicator Passed	0	0	0	0	
Applicator Failed	0	0	0	0	

## WDO ACTIVITIES FILED

	2014/15	2015/16	2016/17	2017/18	2018/19	MO. AVG
July	122,803	121,639	111,086	124,000	117,000	117,984
August	112,400	112,511	121,000	128,400	128,000	114,506
September	116,100	115,977	119,089	119,000	110,445	116,710
October	123,250	123,409	125,804	124,100	127,700	122,164
November	94,750	100,779	118,121	117,000	105,000	104,018
December	95,373	105,326	106,000	96,100	93,600	99,353
January	88,247	83,209	96,000	94,900		91,038
February	97,884	97,100	95,000	96,900		95,412
March	124,448	122,261	127,300	115,000		119,755
April	131,292	128,201	122,120	115,000		125,221
May	116,578	123,028	132,900	123,000		120,534
June	124,648	131,954	135,000	127,000		125,138
<b>FY Total</b>	<b>1,347,773</b>	<b>1,365,394</b>	<b>1,409,420</b>	<b>1,380,400</b>	<b>681,745</b>	<b>1,351,834</b>
AVG PER MO.	112,314	113,783	117,452	115,033	113,624	



## LICENSING UNIT SURVEY RESULTS

January 15-16, 2019 – SPCB Meeting

October 3, 2018 – January 2, 2019

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

	Question	Yes	No	N/A
1	Was staff courteous?	82%	6%	12%
2	Did staff understand your question?	82%	6%	12%
3	Did staff clearly answer your question?	82%	6%	12%
4	Did staff promptly return your telephone call?	76%	12%	12%
5	Did staff efficiently and promptly handle your transaction?	82%	12%	6%
6	How long did it take to complete its action on your file?* (Average)	14 days		

\*There were 8 responses to question 6.

**Company Registration:** N/A (0 responses)

**Operator License:** 56 days average (1 response)

**Field Representative License:** 12 days average (4 responses)

**Applicator License:** 3 days average (1 response)

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

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

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

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

**Examination:** 1 day average (2 responses)


**Comments:**

- Thank you for your assistance.
- Staff is always great!
- Thank you!

- Staff set up my testing date and location perfectly.
- Left two voice messages and one with person. Never did get a call back. Finally received my license after 8 weeks.
- Took me a minute to pass, but I passed.
- Mr. Munoz was especially helpful.



## MEMORANDUM

DATE	December 26, 2018
TO	Board Members
FROM	Susan Saylor, Executive Officer 
SUBJECT	<b>Agenda Item XVII. Legislative Recommendations</b>

Enclosed in your Board packages, for your consideration and possible approval, are proposed amendments to Business and Professions Code (BPC) sections 8572 and 8610.

The proposed amendment to BPC section 8572 will change the maximum probationary period the Board can impose when issuing a probationary license from 3, to 5 years.

The proposed amendment to BPC section 8610 will add language prohibiting the issuance of a new company registration to any company that has an officer, director, qualifying manager, responsible managing employee, or individual who otherwise exercises dominion over the company, and who owns or has owned in the past more than a 10% interest in another sole proprietorship, partnership, corporation, or other organization, who is currently on probation.

**8572.** (a) Notwithstanding any other provision of law, the board may, in its sole discretion, issue a probationary license to an applicant subject to terms and conditions deemed appropriate by the board, including, but not limited to, the following:

- (1) Continuing medical, psychiatric, or psychological treatment.
- (2) Ongoing participation in a specified rehabilitation program.
- (3) Abstention from the use of alcohol or drugs.
- (4) Compliance with all provisions of this chapter.

(b) (1) Notwithstanding any other provision of law, and for purposes of this section, when deciding whether to issue a probationary license, the board shall request that an applicant with a dismissed conviction provide proof of that dismissal and shall give special consideration to applicants whose convictions have been dismissed pursuant to Section 1203.4 or 1203.4a of the Penal Code.

(2) The board shall also take into account and consider any other reasonable documents or individual character references provided by the applicant that may serve as evidence of rehabilitation as deemed appropriate by the board.

(c) The board may modify or terminate the terms and conditions imposed on the probationary license upon receipt of a petition from the applicant or licensee.

(d) For purposes of issuing a probationary license to qualified new applicants, the board shall develop standard terms of probation that shall include, but not be limited to, the following:

- (1) A ~~three~~ five-year limit on the individual probationary license.
- (2) A process to obtain a standard license for applicants who were issued a probationary license.
- (3) Supervision requirements.
- (4) Compliance and quarterly reporting requirements.

**8610.** (a) Every company that engages in the practice of structural pest control, as a sole proprietorship, partnership, corporation, or other organization or any combination thereof, shall be registered with the Structural Pest Control Board. Each application for a company registration shall include the name of the company's owner if it is a sole proprietorship, the names of the partners, if it is a partnership, or the names of its officers and shareholders with 10 percent or more ownership interest, if it is a corporation, and the address of the company's principal office in this state.

(b) (1) A company registration shall not be issued to an applicant that has an officer, director, qualifying manager, responsible managing employee, or an individual who otherwise exercises dominion or control over the company, whose license or registration is revoked or suspended at the time of the application as the result of disciplinary action pursuant to this chapter.

(2) A company registration shall not be issued to an applicant that has an officer, director, qualifying manager, responsible managing employee, or an individual who otherwise exercises dominion or control over the company, who owns or has owned in the past more than a 10 percent interest in another sole proprietorship, partnership, corporation, or other organization that is currently on probation, or has its license or registration revoked or suspended at the time of the application as the result of disciplinary action pursuant to this chapter.

(c) Each registered company shall designate an individual or individuals who hold an operator's license to act as its qualifying manager or managers. The qualifying manager or managers must be licensed in each branch of pest control in which the company engages in business. The designated qualifying manager or managers shall supervise the daily business of the company and shall be available to supervise and assist all employees of the company, in accordance with regulations which the board may establish.

(d) No individual who holds an operator's license shall act as a qualifying manager for more than two registered companies.

(1) Any individual, who on January 1, 2008, is acting as the qualifying manager for more than two registered companies shall comply with this subdivision by January 1, 2010.

(2) Commencing January 1, 2010, failure to comply with this subdivision shall result in the disassociation of the qualifying manager and the automatic suspension of the company's registration.

(3) This subdivision shall not apply to a company engaging in the practice of structural pest control as a corporation and which has an additional company or companies operating under that corporation and doing business in a name other than the corporation name.

# STRUCTURAL PEST CONTROL BOARD

## REGULATORY ACTION STATUS

SECTION	SUBJECT	STATUS
<b>1902</b>	<b>Definitions</b>	<b>January 1, 2019 – Staff Preparing Regulatory Proposal</b>
<b>1911</b>	Addresses – Permits licensees to request a mailing address other than the address of record.	March 13, 1996 – Approved by the Office of Administrative Law
	Addresses – Requires applicators to report change of address.	August 12, 1996 – Approved by the Office of Administrative Law
	Change of Address / Employment  Allow Employers to Notify Board of Employee Disassociation	November 5, 2014 — Act Review Committee Recommended Change to Allow Companies to Notify the Board of Employee Disassociation  July 1, 2017 – The Language Proposed by the Act Review Committee is Included in Senate Bill (SB) 800 to Amend B&P Code Section 8567 and Will Accomplish the Regulatory Effect of the Proposed Changes to CCR 1911

1912	<p>Branch Office Registration – Section 100 Change.</p> <p>To change the phrase “A registered company who opens a branch shall ...” to “A registered company which opens a branch office shall...”</p>	<p>Section 100 Change – Approved by the Office of Administrative Law on May 17, 2004</p>
1914	<p>Name Style – Delete Board’s responsibility to disapprove confusingly similar name styles</p>	<p>December 16, 1998 – Public Hearing Disapproved by the Board</p> <p>April 4, 2003 - Public Hearing - Board voted to adopt February 14, 2004 Rulemaking File expired due to Executive Order Noticed for Public Hearing: April 8, 2005 Adopted by the Board. March 21, 2006 Approved by the Office of Administrative Law</p>
1914	<p>Name Style – Company Registration</p> <p>Will Prohibit the Approval or Use of a Company Name or Telephone Number That is the Same as the Name or Telephone Number of a Company Whose Registration has Been Surrendered</p>	<p>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</p> <p>October 2, 2017 – Approved by Office of Administrative Law and Effective January 1, 2018</p>
1918	<p>Supervision – Clarifies that a field representative or an operator can supervise.</p> <p>Supervision – Permits qualifying managers to supervise multiple locations.</p>	<p>August 12, 1996 – Approved by the Office of Administrative Law.</p> <p>December 16, 1998 – Public Hearing. Referred to Rules and Regulations Committee.</p> <p>August 6, 1999 – Modified language mailed. January 11, 2001 Public Hearing. Adopted by the Board. Rulemaking file not completed by deadline of December 1, 2001</p>

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



1920(b)	<p>Citation - Assessment of Fines – SB 362 increased max fine amount to \$5000.</p> <p>Repealed specific criteria required in assessing fines in excess of \$2,500.</p>	<p>Section 100 Change pending Administrative decision to go forward. Filed with Sec. of State: 12-18-03. Board approved DCA's four sets of circumstance for max. fine on October 8, 2004. Noticed for Public Hearing July 15, 2005. December 30, 2005 – Approved by the Office of Administrative Law.</p> <p>Agency subsequently agreed that the specific criteria from 2004 for fines in excess of \$2,500 should no longer apply. Board approved on April 22, 2010.</p> <p>December 22, 2010 Notice, ISOR, Language, Std 399 submitted to Linda Otani for review/approval by DPR and Agency.</p> <p>April 12, 2011 DPR returned package with approval signatures.</p> <p>May 10, 2012 – Public Hearing – Board voted to adopt.</p> <p>March 22, 2013 rulemaking file filed with Office of Administrative Law</p> <p>May 8, 2013 – Disapproved by OAL</p> <p>Economic Impact Statement not included</p> <p>June 25, 2013 – 15 day notice to add Economic Impact Statement</p> <p>July 17, 2015 – Resubmitted to OAL</p> <p>August 8, 2013 – Approved by OAL</p> <p>Became Effective October 1, 2013</p>
1920(e)(2)	<p><b>Citations and Fines</b></p> <p><b>Allows the Board 30 Days Rather Than 10 to Notify Respondents of Informal Conference Decisions</b></p>	<p><b>January 1, 2019 – Staff Preparing Regulatory Proposal</b></p>

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

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

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

1937.11	<p>Disciplinary Guidelines – Incorporates by reference the Manual of Disciplinary Guidelines and Model Disciplinary Orders. Clean up language to change reference of UC Berkeley correspondence course to a CE course approved by board.</p>	<p>April 14, 1997 – Approved by the Office of Administrative Law.  Board approved on October 28, 2010.  December 22, 2010 Notice, ISOR, Language, Std 399 submitted to Linda Otani for review/approval by DPR and Agency.  April 12, 2011 DPR returned package with approval signatures.  May 10, 2012 – Public Hearing - Board voted to adopt.  March 22, 2013 rulemaking file filed with Office of Administrative Law  May 8, 2013 – Disapproved by OAL  Economic Impact Statement not included  June 25, 2013 – 15 day notice to add Economic Impact Statement  July 17, 2015 – Resubmitted to OAL  August 8, 2013 – Approved by OAL  Became Effective October 1, 2013</p>
1937.11	<p>Revisions Regarding When Suspension Time Must be Served, Length of Probation, Tolling of Probation, etc.</p>	<p>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</p> <p>January 3, 2018 – Approved by Office of Administrative Law and Effective April 1, 2018.</p>

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

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

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



<p><b>1950</b></p>	<p><b>CE IPM Review Committee's Recommended Continuing Education Amendments</b></p>	<p><b>January 1, 2019 — Finalizing Regulatory Proposal for DCA Pre-Approval Process</b></p>
<p>1950.1</p>	<p>Armed Services Exemption – Grants a one-year extension for a licensee to complete his/her continuing education requirements if his/her license expired while serving for the United States armed services.</p>	<p>Noticed for the January 23, 2009 Board Meeting.  January 23, 2009 - Public hearing, Board voted to send out 15-day notice of modified text.  February 9, 2009 – Notice of modified text sent out.  June 10, 2009 - Rulemaking file submitted to DCA for Director review.  August 5, 2009 – Received approved rulemaking file from DCA.  August 5, 2009 – Final rulemaking file submitted to OAL.  September 16, 2009 – Approved by the Office of Administrative Law</p>

<b>1950.5</b>	<b>CE IPM Review Committee's Recommended Continuing Education Amendments</b>	<b>January 1, 2019 — Finalizing Regulatory Proposal for DCA Pre-Approval Process</b>
1950.5(c),(d)(g),(h),[g]	Continuing Education - Requires that course providers administer a second examination.	March 13, 1996 - Approved by the Office of Administrative Law.
1950.5(c),(d)(g),(h),[g]	Continuing Education Requirements, Hour Value System, removal of language regarding wood roof cleaning and treatment.	March 26, 2002 - Approved by the Office of Administrative Law
1950.5	Hour Value System - Require all C.E. providers to administer written tests after licensees complete approved courses in technical or rules and regulations; equivalent activities will no longer be granted C.E.; Board mtg. attendance will drop to 4 hrs total C.E. credit - 1 hr General Ed and 1 hr Rules & Regs per meeting.	Noticed for the April 23, 2004 Board Meeting. Approved by the Office of Administrative Law - July 6, 2005.

1950.5	Hour Value System - Establish an hour value for board approved Integrated Pest Management courses.	<p>Noticed for the April 18, 2008 Board Meeting.</p> <p>April 18, 2008 - Public Hearing - Board approved to adopt.</p> <p>June 26, 2008 - Rulemaking file submitted to DCA for Director review.</p> <p>November 18, 2008 – Clarification of the effective date needed for section 1950 of the rulemaking file.</p> <p>January 6, 2009 – Rulemaking file submitted to DCA for Director review.</p> <p>March 20, 2009 - Approved by the Office of Administrative Law.</p>
1951	Continuing Education - Makes distinction between field representative, operators and applicators.	August 12, 1996 - Approved by the Office of Administrative Law.
	Continuing Education – Licensing examination to replace continuing education examination.	<p>October 15, 1999 – Public Hearing - referred to committee.</p> <p>April 6, 2000 – Committee recommendations to the Board.</p>
	Examination in Lieu of C.E. - To change references of operator/field representative to “licensee” and clarify that a passing score is 70% or higher.	Noticed for the April 23, 2004 Board Meeting. Approved by the Office of Administrative Law - July 6, 2005.
<b>1953</b>	<b>CE IPM Review Committee’s Recommended Continuing Education Amendments</b>	<b>January 1, 2019 —Finalizing Regulatory Proposal for DCA Pre-Approval Process</b>
1953(a)	<p>Providers of Continuing Education - C.E. providers that providers do not charge an attendee fee to be exempt from the \$25 course approval fee. Thus eliminating financial burden to the provider.</p> <p>Adopt a revised form 43M-18.</p>	<p>January 11, 2001 - Public Hearing - Board voted to adopt. February 2001-DCA opposed proposal.</p> <p>July 18, 2003 - Public Hearing Board voted to adopt new form. March 17, 2004 Rulemaking file on hold due to Executive Order.</p> <p>Approved by Office Of Administrative Law on August 12, 2004.</p>

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

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

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

1970.4	Disclosure Requirement - Deletes language regarding Wood Roof Cleaning & Treatment Pesticide.	March 26, 2002 change without regulatory effect approved by the Office of Administrative Law.
	Disclosure Requirement – Include presence of conduit language on the OFN	Noticed for Public Hearing July 20, 2007. July 20, 2007 - Public Hearing. Board voted to adopt. September 26, 2007 language under DCA legal review by the Director. March 17, 2008 – Approved by the Director, filed with the Office of Administrative Law. April 29, 2008 – Approved by the Office of Administrative Law.
	Allows for signed Occupants Fumigation Notice to be in electronic format	January 15, 2015 - Text Approved by Board Members June 4, 2015 - Noticed for Public Hearing July 23, 2015 - Public Hearing. August 20, 2015 – To DCA for review. February 17, 2016 – To OAL for final review. March 22, 2016 – Approved to become effective July 1, 2016. Industry notified May 31, 2016.
1970.4	<b>Pesticide Disclosure Requirement Additional Updates Allowing Information About Pesticide Use to be Distributed Electronically.</b>	<b>October 8, 2015 – Language approved by the Board</b>  <b>January 30, 2018 – Proposed Language Disapproved by DCA Legal</b>  <b>January 1, 2019 – Legal Counsel Preparing Proposed Language</b>

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



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

1984	Proposed regulation to define structural Integrated Pest Management	<p>October 2007 – Noticed for Public Hearing to adopt new section.</p> <p>March 10, 2008 – Final rulemaking file submitted to the Department.</p> <p>June 6, 2008 – Approved by the Director, filed with the Office of Administrative Law.</p> <p>July 9, 2008 - Approved by the Office of Administrative Law.</p> <p>Noticed for the January 23, 2009 Board Meeting.</p> <p>January 23, 2009 - Public hearing, Board voted to adopt with proposed amendments.</p> <p>June 10, 2009 - Rulemaking file submitted to DCA for Director review.</p> <p>August 5, 2009 – Received approved rulemaking file from DCA.</p> <p>August 5, 2009 – Final rulemaking file submitted to OAL.</p> <p>September 16, 2009 – Approved by the Office of Administrative Law</p>
1990	Report Requirements - Defines separated reports and structural members, and addresses reporting requirements for carpenter ants/bees.	March 13, 1996 - Approved by the Office of Administrative Law.
1990	<p><b>Report Requirements Under Section 8516</b></p> <p><b>Makes various changes to clarify and update existing language.</b></p>	<b>January 1, 2019 - Staff Preparing Regulatory Proposal</b>
1990(g)	Report Requirements – Inspection of wooden decks.	April 28, 1998 - Approved by the Office of Administrative Law.
1990.1	Report Requirements - Repeal language under Section 8516.1(b) and (c)(1)(8).	March 26, 2002 change without regulatory effect - Approved by the Office of Administrative Law.

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

1991(a)(9)	Report Requirement - Corrective Measures for extermination of a subterranean termite infestation and termite tubes. Exception for above ground termite bait stations.	January 11, 2001 Board voted to amend 1991(a)(9). October 19, 2001 Board passed unanimously to modify language with a 15-Day Notice. Notice mailed January 28, 2002, 1 year past the publication date. Bd. needs to re-notice. Noticed for Public Hearing July 15, 2005. December 30, 2005 – Approved by the Office of Administrative Law.
1991(13)(A) (B)(C)	Report Requirements - Delete specific recommendations regarding wooden decks, wooden stairs and landings. Language already exists in 1991(a)(5).	October 19, 2001 Board voted to repeal the language. August 31, 2002 publication date expired. April 4, 2003 - Public Hearing. Board voted to go forward after 15-Day Notice. Notice mailed June 11, 2003, final comments due June 30, 2003. February 14, 2004 rulemaking file expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.
1991(b)(10)	Report Requirements – Non-substantive correction to heading.	March 28, 2000 – Filed with the Office of Administrative Law. May 15, 2000 - Approved by the Office of Administrative Law.
<b>1991</b>	<b>Report Requirements</b> <b>Makes Various Changes to the Language in Order to Promote Clarity and Consistency</b>	<b>January 1, 2019 - Staff Preparing Regulatory Proposal</b>

1992	<b>Secondary Recommendations</b>  <b>Changes Language to Specifically State That Secondary Recommendations Must be Listed on the Notice of Work Completed / Not Completed</b>	<b>January 1, 2019 - Staff Preparing Regulatory Proposal</b>
1993(a)(b) (c)(d)(e)	Inspection - Specifies that reports shall comply With 8516 and defines different types of inspection reports. Also clarifies difference between duties performed by a field representative, operator and applicator.	March 13, 1996 - Approved by the Office of Administrative Law.
	Inspection Reports - Clarifies that the requirement applies to licensed field representative and licensed operators, not license applicators.	August 12, 1996 - Approved by the Office of Administrative Law.
	Deletes language regarding the filing of stamps.	April 4, 2003 - Public Hearing - Board voted to adopt. February 14, 2004 rulemaking file expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 -Approved by the Office of Administrative Law.
1993, 1998	Report Requirements – To eliminate reference to filing inspection reports and notices of work completed and require companies to file the address of properties inspected.	January 20, 2000 - Public Hearing Board voted to adopt. March 13, 2001 Rulemaking File disapproved by the Office of Administrative Law. April 4, 2003 - Public Hearing. Sec.1996 proceed with a 15-Day Notice, Sec. 1996.3 re-notice for July 18, 2003 meeting, Sec.1993 & 1998 Board voted to adopt. February 14, 2004 Rulemaking File expired due to Executive Order. Noticed for Public Hearing: April 8, 2005. Adopted by the Board. March 21, 2006 - Approved by the Office of Administrative Law.

1993.1	Reinspection Language – To adopt section 1993.1 to require Wood Destroying Pest and Organism Inspection Reports to contain statement that work performed by others must be reinspected within ten days of request at a charge no greater than the original inspection fee.	May 22, 1998 – Rulemaking file disapproved by Office of Administrative Law. December 16, 1998 – Public Hearing. December 30, 1998 - Notice of Modifications mailed. January 11, 2001 - Public Hearing. Board voted to adopt. December 1, 2001 rulemaking file not completed by deadline. April 4, 2003 re-noticed for Public Hearing. Approved by the Office of Administrative Law - July 6, 2005.
1993.2	Bait Stations.	October 19, 2001 Board passed to adopt new language. Publication date expired. October 11, 2002 language re-noticed for Board meeting. December 23, 2002 rulemaking file under review. January 8, 2003 under DCA legal review by the Director. February 21, 2003 filed with the Office of Administrative Law. March 27, 2003 rulemaking file withdrawn from OAL pending a 15-Day Notice. July 26, 2003 - Approved by the Office of Administrative Law.
1993.2	Termite Bait Stations.  Defines above and below ground termite bait stations as devices containing pesticide bait. Specifies that use of termite bait stations are a control service agreement.	October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process  October 6, 2017 – Approved by Office of Administrative Law.  Effective January 1, 2018

1993.3	In-Ground Termite Bait Stations.	<p>October 12, 2001 Board passed to adopt new language. Publication date expired. Language re-noticed for October 11, 2002 Board meeting. Rulemaking package under review 12-23-02. January 8, 2003 – Under DCA legal review by the Director. February 21, 2003 filed with the Office of Administrative Law. March 27, 2003 rulemaking file withdrawn from OAL pending a 15-Day Notice. July 26, 2003 - Approved by the Office of Administrative Law.</p>
1993.3	<p>In-Ground Termite Bait Stations.</p> <p>Being repealed. Language in 1993.2 &amp; 1993.4 make this section obsolete.</p>	<p>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</p> <p>October 6, 2017 – Approved by Office of Administrative Law.</p> <p>Effective January 1, 2018</p>
1993.4	<p>Termite Monitoring Devices.</p> <p>New section defining termite monitoring devices and providing guidelines for their installation and use.</p>	<p>October 13, 2016 – Public Hearing was Conducted and Board Directed Staff to Begin Final Rulemaking Process</p> <p>October 6, 2017 – Approved by Office of Administrative Law.</p> <p>Effective January 1, 2018</p>
1996	Pre-Treatment - Specifies Pre-Treatment Inspection Report/Notice of Intent form.	August 30, 1996 - Public Hearing. Amendment was not adopted. Board referred to Pre-Treatment Committee.
	Inspection Report – Includes a first page of the Inspection Report for scanning purposes.	August 13, 1998 – Approved by the Office of Administrative Law.

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



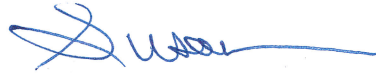
1996.3	<p>Requirements for Reporting property addresses. Adopt new language that will provide guidelines of what is required when filing the WDO form with the Board.</p> <p>Increase filing fee to \$2.00 on form</p> <p>Increase filing fee to \$2.50 on form</p>	<p>March 17, 2003 Rulemaking file on hold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

1997	<p>Filing Fee – WDO Activity Filing Fee.</p> <p>Filing Fee – Increase WDO Activity Filing Fee to \$2.00.</p> <p>15-Day Modified Text to increase fee to \$2.50 per activity effective July 1, 2010</p>	<p>December 16, 1999 – Non-substantive change without regulatory effect filed with the Office of Administrative Law. January 28, 2000 - Approved by the Office of Administrative Law.</p> <p>Noticed for Public Hearing July 24, 2009 July 24, 2009 Board voted to adopt. Sept. 3, 2009 – Rulemaking file submitted to DCA for review.</p> <p>Dec. 28, 2009 – Board passed unanimously to modify language with a 15-Day Notice. Notice mailed on December 29, 2009, final comments due January 13, 2010</p> <p>January 21, 2010, Board considered 15-day comments to increase fee to \$2.50. Board voted to adopt at \$2.50 per activity. May 20, 2010 Office of Administrative Law approves Rulemaking File to increase fee to \$2.50 effective July 1, 2010.</p> <p><b>April 19, 2018 – Board Approved Language to Raise Fee From \$2.50 to \$3.00 per Property Address Reported</b></p> <p><b>May 24, 2018 – Staff Submitted Regulatory Proposal to DCA Legal</b></p> <p><b>January 4, 2018 – Notice of Proposed Action Published in Notice Register for February 19, 2019 Public Hearing</b></p>
------	--	--

1999.5	Advertising Guidelines.	<p>June 18, 1999 – Public Hearing  August 27, 1999 – Modified language mailed  November 22, 2001 approved by the Office of Administrative Law.  September 24, 2002 non-substantive change without regulatory effect approved by the Office of Administrative Law.</p> <p>October 2007 – Noticed for Public Hearing to amend the current regulation.  January 2008 – Board moved to request further analysis by Legal Counsel and staff.  June 26, 2008 - Rulemaking file submitted to DCA for Director review.</p>
1999.5 (cont.)	Include an introductory statement to clarify the purpose of the regulation. Clarify that certain subsections pertain only to Branch 3 companies.	<p>September 11, 2008 - Rulemaking file submitted to OAL for approval.  October 24, 2008 - Rulemaking file disapproved by OAL.  February 19, 2009 – Task Force meeting held to discuss OAL’s disapproval  March 2009 – Extension granted by OAL.  June 2, 2009 – Resubmittal submitted to DCA for Director review.  June 8, 2009 – Resubmittal submitted to OAL for approval.  July 17, 2009 – Approved by OAL</p>



## MEMORANDUM

<b>DATE</b>	December 26, 2018
<b>TO</b>	Board Members
<b>FROM</b>	Susan Saylor, Executive Officer 
<b>SUBJECT</b>	<b>Agenda Item XIX. Senate Bill 1480</b>

Senate Bill 1480 (Hill) was signed by Governor Brown on September 19, 2018 and amended Business and Professions Code (BPC) section 101.7 to reduce the number of required board meetings from 3 per year to 2 per year, while maintaining the requirement that boards are to meet at least once annually in northern California, and at least once annually in southern California.

In addition to those minimum requirements, the Structural Pest Control Board (SPCB) is mandated by BPC section 8523 to meet annually in October.

Taken together, these statutes require the SPCB to meet at least twice annually, one of which must occur in October, one must take place in northern California, and one must take place in southern California.

## **Business and Professions Code, Division 1, Chapter 1**

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

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

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

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

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

## **Business and Professions Code, Division 3, Chapter 14**

**8523.** The board shall organize and elect a president who shall serve for one year.

The board shall meet annually during the month of October.

Special meetings may be called at any time by the president or by any three members of the board, upon notice for such time and in such manner as the board may provide.

# April 2019

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17 SPCB Meeting (Sacramento)	18 SPCB Meeting (Sacramento)	19	20	21
22	23	24	25	26	27	28
29	30					

# July 2019

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23 SPCB Meeting (Claremont)	24 SPCB Meeting (Claremont)	25	26	27	28
29	30	31				

# October 2019

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15 SPCB Meeting (Sacramento)	16 SPCB Meeting (Sacramento)	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			



# January 2020

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
		1	2	3	4	5
		77	78	79	80	81
6 82	7 83	8 84	9 85	10 86	11 87	12 88
13 89	14 90	15 91	16 92	17 93	18 94	19 95
20 96	21 97	22 98	23 99	24 100	25 101	26 102
27 103	28 104	29 105	30 106	31 107		