

TITLE 16. PROFESSIONAL AND VOCATIONAL REGULATIONS
Division 19
DEPARTMENT OF CONSUMER AFFAIRS
STRUCTURAL PEST CONTROL BOARD
FINAL STATEMENT OF REASONS

Hearing Date: No hearing was scheduled or requested.

Subject Matter of the Proposed Regulations: Examinations

Sections Affected: California Code of Regulations (CCR), Title 16, sections 1940, 1940.1, 1941, and 1942.

Updated Information: The Initial Statement of Reasons is included in the file and accurately reflects the position of the Structural Pest Control Board (Board) regarding the amendment and adoption of the above sections. The information contained therein is updated as follows:

At the October 1, 2025, Board meeting, the Board approved proposed regulatory language for the amendment of California Code of Regulations (CCR) Title 16, sections 1940, 1941, and 1942, and for the adoption of new Section 1940.1.

The Board further directed staff to take all steps necessary to initiate the formal rulemaking process, including noticing the proposed language for 45-day public comment, setting the proposed language for a public hearing if requested, and authorizing the Executive Officer to make any non-substantive changes to the rulemaking package and, if no adverse comments were received, to adopt the proposed text as noticed.

During the 45-day comment period, there was no request for a public hearing and the Board received no public comments. Since no adverse comments were received, the Board has adopted the proposed text as noticed on April 3, 2026.

Determination of Local Mandate: The proposed regulations do not impose any mandates on any local agencies or school districts.

Consideration of Alternatives: No public comments were received during the public comment period and the Board did not identify any alternatives at its meeting, therefore, no reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Board would be more effective in carrying out the purpose for which the regulation is proposed, or would be as effective and less burdensome to affected private persons than the adopted regulation, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Small Business Impact: The Board has made the determination that the proposed regulatory action will not affect small businesses since the proposed regulatory action only adversely affects examination applicants who, through their conduct, fail to meet the Board's requirements for examination. Any potential "adverse economic impact" would only occur as the result of an error on the part of an applicant for one of the examinations addressed in this proposal. Any

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potential “adverse economic impact” may be avoided simply by complying with the existing laws and regulations governing Structural Pest Control Board examinations in California.

Anticipated Benefits

The proposed amendments make the Board’s exam regulations consistent with current law and current examination administration, incorporate minimum standards for exam validation and exam passing score methodology and strengthen consumer protection. The Board anticipates that the updated exam regulations will be a more useful tool for exam applicants, Board staff and the public by providing a more accurate overview of the Board’s examinations and associated procedures. These changes are intended to better protect California consumers by ensuring examinations meet minimum standards for qualifying applicants for licensure, and by ensuring consistency in the Board’s examinations actions.

The Board also anticipates that the updated regulations will be a more effective tool for the Board, examination applicants and licensees, and the public by confirming by ensuring consistency and fairness in the Board’s examination processes. The proposed regulations will also benefit the health and welfare of California residents, certified commercial applicators, and the environment by aligning examination and certification standards with the federal framework governing the safe use of restricted use pesticides (RUPs) in this State. The proposal meets the minimum federal standards for examination and licensure of field representatives and operators who apply RUPs, reducing the likelihood of improper applications and accidental exposures. Certified commercial applicators (field representatives and operator “workers” who apply RUPs) will be better equipped to follow pesticide labeling and California laws by standardizing the exam content consistent with U.S. EPA regulations, ensuring safe and lawful use of RUPs.

Objections or Recommendations/Board Responses

45 Day Comment Period – No Comments Received

Incorporation by Reference -- 1 CCR 20

The following forms are incorporated by reference in this proposal:

1. “Attachment A: Examination Outline for the California Applicator Examination,” which is published in the memorandum entitled “Occupational Analysis of the Applicator Profession” from the Chief of the Office of Professional Examination Services to the board’s Executive Officer, dated March 9, 2023.
2. “Table 10 – Examination Outline for the Branch 1 Field Representative Profession,” which is published in the document entitled “*Occupational Analysis of the Branch 1 Field Representative Profession*” by the Department of Consumer Affairs’ Office of Professional Examination Services, dated August 2019.
3. “Table 14 – Branch 2 Field Representative Examination Outline 2025,” which is published in the document entitled “*Occupational Analysis of the Branch 2 Field Representative Profession*” by the Department of Consumer Affairs’ Office of Professional Examination Services, dated July 2025.
4. “Table 13 – Examination Content Outline: Branch 3 Field Representative,” which is published in the document entitled “*Occupational Analysis of the Branch 3 Field Representative Profession*” by the Department of Consumer Affairs’ Office of Professional Examination Services, dated January 2017

5. "Table 10 – Examination Outline For Branch 1 Operator Profession," which is published in the document entitled "*Occupational Analysis of the Branch 1 Operator Profession*" by the Department of Consumer Affairs' Office of Professional Examination Services, dated August 2019
6. "Table 14 – Branch 2 Operator Examination Outline 2025," which is published in the document entitled "*Occupational Analysis of the Branch 2 Operator Profession*" by the Department of Consumer Affairs' Office of Professional Examination Services, dated July 2025
7. "Table 13 – Examination Outline For Branch 3 Operator Profession," which is published in the document entitled "*Occupational Analysis of the Branch 3 Operator Profession*" by the Department of Consumer Affairs' Office of Professional Examination Services, dated August 2017
8. Code of Federal Regulations, Title 40, sections 171.103(c), 171.103(d)(7) and 171.103(d)(14), dated July 1, 2023

All forms incorporated by reference in this rulemaking would be cumbersome, unduly expensive, and otherwise impractical to publish in the CCR. As written, the forms help applicants understand the Board's examination requirements, including content and procedures. If the content of these forms were incorporated into the CCR, it would increase the size and complexity of Division 19 and may cause confusion for the affected applicants. The aforementioned forms were made available to the public from the Board upon request and posted on the Board's website.