



ARIZONA

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Office of Pest Management

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Ellis M. Jones
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ADVISORY COMMITTEE MEETING WEDNESDAY, September 15, 2010 10:00 A.M.

Minutes

I. Call to order 10:02a.m. (Chairman Etheridge) Committee Member Roll Call

Committee Members present: *Kevin Etheridge, Ken Fredrick, Nate Tamialis, Doug Seemann and Jack Latham*

Committee Members absent: *Carmella Ruggiero*

Staff present: *Ellis Jones, Vince Craig, Hugo Pulido, Robert Tolton, Jennifer Baker, and Ashton Skow*

II. Approval of Minutes

a) July 14, 2010

MOTION: To approve the minutes by Doug Seemann
Second by Ken Fredrick

VOTE: 5-0 Motion carried

III. OPM Updates and Reports

a) Agency Update (Mr. Jones)

1. Agency Snapshots (Handouts)

Mr. Etheridge inquired as to how far in advance is the Meeting Packet created. Mr. Jones stated a week in advance and would like PMAC to receive it prior to the meeting. Mr. Fredrick asked if the Qualifying Party totals could be separated into active and inactive. Mr. Seemann stated that expenditures appear to be down \$100,000.00. Mr. Jones stated this is due to employee related expenditures not just salaries and that we plan on doing a lot more with less in terms of personnel. Mr. Jones stated we have multiple authorized empty positions but are only going to fill some of the vacant positions.

2. Outreach to OPM by California Department of Pesticide Regulation regarding Online CE Reporting and Online License Renewals

Mr. Pulido received a call from a David Duncan about California providing an online renewal like we offer and also CE Reporting. Mr. Seemann asked if the SCECE classes count towards California's requirements. Mr. Tolton said he did discuss it, but they do charge for CE registration and would have cost this agency \$1,300.00 that we would not be able to recoup; therefore we will not be pursuing that at this time. Mr. Pulido stated that California did not share any direction they are going with for the online renewal. Mr. Etheridge asked if they are trying to do both Structural licensing and DPR. Mr. Tolton said they are trying to combine the two licenses structural and DPR. Mr. Seemann stated that DPR licenses cover a lot of structural and it is really hard to get CE. Mr. Logan asked if they had online testing. Mr. Tolton said he is unaware if they do or do not. Mr. Pulido said the CE registration and attendance log is a small component of a much bigger system that is all integrated. Mr. Seemann asked if California mentioned any mentoring with Arizona, because he would like to volunteer for that if possible. Mr. Tolton said that this is the very early stages of information gathering.. Mr. Jones said maybe we could put together a letter for California providing volunteer services.

b) Compliance/Enforcement (Mr. Craig)

1. Adjudicated Complaint Summary (Handout)

Mr. Craig stated an adjudicated case is when a complaint is when all steps of the complaint process are completed in terms of settlement conference and the matter has been posted on our website. Use Inspections are any type of inspection associated with a pesticide use. This helps the industry see exactly what types of inspections are being conducted, which a majority is in the general pest category. The vehicle inspections will always be higher because companies have more vehicles than offices. Each licensee should be inspected at least every 2 years. An industry member alleged we could do more in terms of inspections. Mr. Craig would like to receive phone calls in regards to items they feel could be completed or improved upon. Mr. Craig appreciates the individuals who do call. It is difficult sometimes with pre-treat monitors because sometimes contractors are helpful in our investigation and other times they are not. We try to do covert inspections on pre-treat monitors however at times companies are made aware of our presence before hand. Mr. Etheridge said we are still servicing the industry when a contractor ends up informing the pre-treat company in regards to our presence because they will lose time if the company puts off treatment.

c) Licensing (Mr. Tolton)

1. Business Licenses issued during July 2010

Business Name	Business Licensee	Qualifying Party
Arizona Greentop Weed Control, LLC.	Arizona Greentop Weed Control, LLC. – Julian E. Morales	Julian E. Morales
Da Bugkiller	Donald William Johnson	Donald W. Johnson
Discovery IPM Systems, LLC.	Discovery IPM Systems, LLC. – Yvonne Music	Michel E. Hendrickx
Killer Bee Honey, LLC.	Killer Bee Honey, LLC. – Reed Booth	Randy R. Booth

Rattlesnake Exterminating	John M. Curley	John M. Curley & Mark L. Earp
Surestem Pest Prevention, LLC.	Surestem Pest Prevention, LLC. – James A. Stroud	Jonathan T. Olson

2. Business Licenses issued during August 2010

Business Name	Business Licensee	Qualifying Party
Assured Audit Pest Prevention, LLC.	Assured Audit Pest Prevention, LLC. – Joseph S. Allen, Ed Deppenbrook, Joseph Henry	Joseph S. Allen
Call the Guy Pest Control	Richard Michael Boyd	Richard M. Boyd
Circle D Pest Control	Dennis Reed O’Dea	Dennis R. O’Dea
Critter Ridder of Arizona	Critter Ridder, LLC. – John S. LaVacchio & Jason T. Nolan	Joseph A. DeWolf
Douglas Ecosystem Pest Management	Cynthia Lee Romero	Cynthia L. Romero
Environment Control of Tucson	Environment Control of Tucson, Inc. – Michael D. Roark & Greg R. Ingram	Brandon M. Ingram
Glendale Exterminating	Glendale Exterminating, Inc. – Kelly Wardlow & Kristin McCumber	John D. Townsend
Ross Pest & Termite Service	Richard M. Ross	Richard M. Ross
Spray Rite Pest Control	Granvel L. Downing, II	Granvel L. Downing, II
Sun Lakes Homeowners Association #3	Sun Lakes Homeowners Association #3, Inc. - AUR	Hermilo M. Quezada
ValleyPro Pest Control	Kendall E. Torrejos	Kendall E. Torrejos

3. 2010 SCECE Update – As of September 8th, the 109 individuals had registered for the SCECE.

Mrs. Gervase inquired if any of the business names listed have the same first name as another company will the existing business be notified? Mr. Tolton stated he will address this later in the meeting. Mr. Tolton stated there are currently 117 individuals signed up for the SCECE and feels it will ramp up as the date comes closer. Mr. Harvey asked what last year’s attendance was. Mr. Tolton stated we are ahead of schedule, because we had 222 last year. Mr. Tamialis said we have a really nice venue this year. Mr. Tolton said the classes that didn’t receive CE hours last year will this year.

d) Accounting (Ms. Skow)

Ms. Skow was not in attendance due to a prior engagement.

e) Information Technology (Mr. Pulido)

Mr. Pulido said OPM is examining the Government Information Technology Agency (GITA), because they are conducting research on a global licensing system. GITA seems to think that all licensing agencies operate the same way, which is not the case. They are looking into receiving feedback on this and they would be providing an off the shelf software and we are currently using a highly customized software system that has been used for the past 9 years. Mr. Etheridge asked if one license would mean one test and Mr. Pulido said that he does not think they are focusing on

that just a global licensing system. They are focusing on the licensing portion not on the different complexities involved. What would be our incentive to go toward a different system, because time and energy have already been completed for the current system we have and doesn't feel it would make good business sense to switch? Mr. Pulido added that it is illogical to scrap the system already in place to buy a new one that may not fit the needs of OPM.

IV. Review, Discussion, and Possible Action on:

a) State Agency Review of Continuing Education Requirements (Mr. Jones)

Mr. Jones stated after reviewing the CE review fee idea Mr. Jones feels that at this time we will be taking the idea off the table and not proceed with it unless the committee wished to continue looking into it. The committee agrees with Mr. Jones's decision.

b) TARFs

Mr. Jones stated while the number of TARFs do go down this time of year, it is not a real concern, because we are still finishing ahead. We are basing all data on one year renewal fees. We are currently focusing on decreasing TARP fees. We are also reducing vehicles and will not be focusing on personnel unless absolutely necessary. Mr. Seemann stated at the last meeting we were waiting on the numbers for applicators. Mr. Tolton stated we lose about 900 to 1000 people however we usually pick up about 1200 people. It may seem like there is less renewal, but with new people coming in we are off setting that and the industry is growing. We are also seeing more individuals want to pursue the QP Avenue. In summation on average we are gaining people. Mr. Seemann inquired as to whether or not there was a fall out based on the new fees. Mr. Tolton said there weren't any complaints really only when late fees were involved. We will be sending out QP and Business renewals end of October. Mr. Jones stated as we go through by the end of October we will be able to discuss if there is diminishing revenue. Mr. Harvey Logan asked if there is any time schedule to determine when discussions can be conducted about reducing TARP fees. Mr. Jones said at the end of the renewal in December. At this point the current fees expire June 30, 2011, but the legislature plans on extending it. The auditor general should have their report soon about how this industry should be governed. Mr. Tolton added that the QP License Renewal fee will be \$150.00 and Business License renewal fee will be \$200.00.

c) Issuance of Business License Name Policy – See Arizona Revised Statute 32-2304 (A)(16) & (D)(15) and Arizona Administrative Code R4-29-206 (C).

Mr. Tolton said that we reference statute when issuing a name. What we do take into consideration is the whole name. We have a Critter Getter Pest Control and an application was submitted Critter Ridder of Arizona. We did not feel a reasonable person would confuse these two names. Previously we would contact individuals via phone about similar names, but now we are going to contact individuals in writing and they can respond within 2 weeks if they so choose. Mr. Seemann asked if an applicant can get a name prescreened. Mr. Tolton said yes we recommend that they do that. Mr. Jones said that the Secretary of State does not through up a red flag unless the name is identical. Mr. Seemann asked does it mention to check with us first. Mr. Tolton said yes it is on the application itself. Mr. Tamialis says he feels

that Critter Getter and Critter Ridder are confusing and he doesn't feel most individuals go by the entire name. Mr. Latham said he agrees with Mr. Tamialis. Mrs. Gervase asked if one of the considerations we use is different areas of work. Mr. Tolton said we do not do that now because now companies can broaden and then a problem would occur. Mr. Jones asked if we should add this to the agenda. Mr. Etheridge said yes. Chris Fitzgerald of Critter Getter said he opposed the name. Mr. Seemann motioned Mr. Tamialis seconded the motion all in favor. Mr. Latham asked that the PMAC be contacted when a situation arises where there is questions. Mr. Latham moves that if there is a problem with a name that PMAC be contacted.

V. Call to the Public (Chairperson) –

Ms. TJ Hammer has a pest control company for sale that does approx. \$600-650,000 in sales each year. If there is anyone who knows of any sales call 480-540-5005.

VI. Communication with Advisory Committee Members (Chairperson) –

Mr. Tamalis said that he has been receiving feedback saying that licensing is slow at returning calls. Mr. Tolton stated that if anyone states they are not getting returned calls to give them his cell phone number (602-819-3392) to contact him directly. Mr. Seemann said he is getting feedback from HOA's on performing pest control on bank owned properties were they can't get any communication. Mr. Tolton said we can add this to the agenda. Ms. Gervase said that the HOA can hire a licensed pest control company because it is in there CCR's that they have that jurisdiction even if the property is bank owned. Mr. Seemann said we don't have to agendize this item, because he received his answer.

VII. Scheduling of Future Meetings (Mr. Jones)

a) January 19, 2011

b) March 16, 2011

VIII. Adjournment- Meeting adjourned at 11:32 a.m.