

STRUCTURAL PEST CONTROL COMMISSION
Veterans' Memorial Auditorium
5825 Florida Blvd., Baton Rouge, LA
January 16, 2018

PROCEEDINGS

CALL TO ORDER

The meeting was called to order by Mr. Bass at 9:38 a.m.

ROLL CALL

Members present: Fred Bass, Benjy Rayburn, Joe Arceneaux, Dr. James Ottea, Bob Kunst

Others present: Harry Schexnayder, LDAF, Amy McInnis, LDAF General Counsel, Kelly Moore, LDAF, Michael Heier, Hearing Officer, Tina Perkins, LDAF, Pamela Butler, LDAF, Jeff Porter, LPMA, Bryan Gaspard

AMENDMENTS TO THE AGENDA

Ms. Moore requested to add Luke Neilson to the list of licensee applicants to be reviewed.

Motion: Mr. Arceneaux made a motion to add the requested amendment to the agenda. The motion was seconded by Mr. Rayburn and passed unanimously.

PUBLIC COMMENTS

Mr. Gaspard, Regional Manager for J&J Exterminating, stated that there has been speculation of technicians operating without a license. Mr. Kunst and Mr. Arceneaux stated their concerns and were appreciative of Mr. Gaspard stepping forward with the information. Mr. Kunst suggested to remind technicians at recertification meetings of the rules and regulations regarding technicians and licensees.

APPROVAL OF THE MINUTES

Motion: Mr. Rayburn made a motion to approve the minutes from the November 1, 2017 meeting as distributed. The motion was seconded by Mr. Arceneaux and passed unanimously.

ADJUDICATORY HEARING

Mr. Heier, Hearing Officer, conducted the hearing. LDAF Attorney Amy McInnis presented the following cases:

Michael Cohn, Case No. 2078

Continuance requested by Respondent was granted by the Hearing Officer.

Jared Lajaunie, Case No. 2079

Continuance requested by Respondent was granted by the Hearing Officer.

Ryan Weber, Case No. Case 2076

Mr. Weber was not present. Ms. McInnis stated that Mr. Weber agreed to a stipulation to the charge of one violation of LRS3:3371(A)(1). Following the penalty matrix, the charge includes a penalty of \$5,000.00 with \$4,000.00 suspended, due within the 30 days.

Motion: Mr. Arceneaux made a motion to reject the stipulation. The motion was seconded by Mr. Kunst and passed unanimously.

Old Business

Mr. Schexnayder said the update to the monthly reports website is close to completion. Those using this system will be able to scan their reports and pay by credit card.

New Business

LPMA Report – Jeff Porter

Mr. Porter spoke about the LPMA convention.

SPCC Rules Committee – Harry Schexnayder

Mr. Schexnayder stated the Rules Committee proposed a rule change for persons applying to take the licensee exams based on experience. The age of experience would be reviewed and the applicant would be required to obtain the 4 years' experience in the last 6 years. Also, the committee proposed changing the requirements for structural fumigation to require a minimum of 30 jobs performed in structural fumigation. This requirement would apply to all persons applying whether by experience or education. There was also discussion on the requirement under the contract section of the rules for an annual inspection. Pest control operator would have to document a "good faith" attempt.

Motion: Mr. Kunst made a motion that the age of experience requirement to take the licensee test is to work four out of the last six years. The motion was seconded by Mr. Arceneaux and passed unanimously.

Motion: Mr. Kunst made a motion to revise the rules on the requirements for applying to become licensed in the structural fumigation phase. (A person with a degree from an accredited four-year college or university with a major in entomology or 4 years experience must also include 30 jobs in structural fumigation while working under the supervision of a licensed structural fumigation.) The motion was seconded by Mr. Arceneaux and passed unanimously.

Motion: Mr. Kunst made a motion to accept the committee recommendation to inspect 100% of all renewals or to document all good faith attempts by pest control operators to perform an inspection at the time of renewal. The department would draft language to change this section of the rules. The motion was seconded by Mr. Arceneaux and passed unanimously.

The first two motions do not have to come back in front of the commission. The language for the renewals is expected to come back before the commission

SPCC Contract Review Committee – Joe Arceneaux

Mr. Arceneaux discussed proposed new language being added to the standard contract. There was also discussion about the pre-treat contract regarding the damage warranty. There was suggested new language that a damage repair warranty is required, however it will not be approved or reviewed by the

commission. Mr. Arceneaux said that Mr. Porter agreed to poll the industry regarding the possible changes and requested industry input at the following meeting.

Proficiency Test Report – Harry Schexnayder

Mr. Schexnayder presented a report of the proficiency test. There are still approximately 50 technicians to test. There are approximately 100 licensees that still need to be tested.

CONSIDERATION OF LICENSEE APPLICATIONS

NAME OF APPLICANT	PHASES	STAFF RECOMMENDATION	COMMISSION DECISION
Daniel S. Allen (LA – 4 Years’ 5mos Experience)	GPC CVC	Approve Approve	Approved Approved
William G. Bates (LA, 6 Years’ Experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)
Gary Beilman Jr. (LA – 7 Years’ 8 mos Experience)	TC	Approve (pending CACTP)	Approved (pending CACTP)
Justin Courts (LA – 9 Years’ 6 mos Experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)
David Kelly Davis (LA – 9 Years’ 8 mos Experience)	GPC CVC	Approve Approve	Approved Approved
Robert Drudge Jr. (LA – 5 Years’ Experience)	GPC CVC	Approve Approve	Approved Approved

Jason Evans (LA – 10 Years’ Experience)	GPC TC	Approve Approve (pending CACTP)	Approved Approved (pending CACTP)
Adam Hilton (LA – 5yrs 7mos Experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)
James Wallace Holden (GA – 24yrs Experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)
Brian Kibodeaux (LA – 4 Years’ 2 mos Experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)
Christopher A. Lee (LA – 10yrs 6mos Experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)
Roy L. Provenzano, III (LA – 19yrs experience)	GPC CVC TC	Approve Approve Approve (pending CACTP)	Approved Approved Approved (pending CACTP)

All applications were presented to the Commission by Ms. Moore.

Motion: Mr. Kunst made a motion to approve all applications presented by Ms. Moore. The motion was seconded by Dr. Ottea and passed unanimously.

FUTURE MEETINGS

The next Structural Pest Control Commission meeting will be held on April 10, 2018 at 9:30 a.m. at the Department of Agriculture and Forestry, Veterans’ Memorial Auditorium.

STATUS REPORTS

Mr. Schexnayder presented the status report for the fourth quarter of 2017.

PUBLIC COMMENT

Mr. Schexnayder introduced Pamela Butler, new LDAF employee, to the Commission.

ADJOURN

Motion: Mr. Rayburn made a motion to adjourn the meeting. The motion was seconded by Mr. Kunst and passed unanimously. The meeting adjourned at 11:23 a.m.