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AB-1590 Structural Pest Control Board: complaints: structural pest control operators. (2017-2018)

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Assembly Bill No. 1590

CHAPTER 279

An act to amend Section 8621 of the Business and Professions Code, relating to professions and vocations.

[Approved by Governor September 25, 2017. Filed with Secretary of State September 25, 2017.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1590, Chen. Structural Pest Control Board: complaints: structural pest control operators.

Existing law defines, licenses, and regulates structural pest control operators and establishes the Structural Pest Control Board within the Department of Consumer Affairs to administer these provisions. Existing law requires all complaints against a licensee or a registered company to be filed with the board within 2 years after the act or omission alleged as the ground for disciplinary action or, in the case of fraud, within 4 years after commission of the fraudulent act or omission. Existing law requires the board to file any accusation within one year after the complaint has been filed with the board, except as specified.

This bill instead would require a complaint against a nonlicensee, licensee, or registered company to be filed with the board no later than 2 years after the act or omission or, in a matter involving fraud, gross negligence, or misrepresentation, no later than 4 years after commission of the act or omission. The bill instead would require the board to file any accusation no later than 18 months after the complaint was filed with the board, except as specified.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 8621 of the Business and Professions Code is amended to read:

8621. A complaint of any person against a nonlicensee, licensee, or registered company shall be filed with the board no later than two years after the act or omission alleged as the ground for disciplinary action or, in a matter involving fraud, gross negligence, or misrepresentation, no later than four years after commission of the act or omission. The board shall file any accusation no later than 18 months after the complaint has been filed with the board, except that with respect to a violation of Section 8637, the accusation may be filed no later than two years after the discovery by the board of the alleged facts constituting the fraud or misrepresentation prohibited by the section.