



FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

COMMISSIONER WILTON SIMPSON

MEMORANDUM

To: All Commercial Pest Control Licensees and Special Fumigation ID Card Holders

From: Gerald Everton, Chief
Bureau of Licensing and Enforcement

Date: May 18, 2026

Subject: Notice of Revision to Chapter 5E-14, Florida Administrative Code (F.A.C.) –
Fumigation Updates

The Department wishes to inform the Pest Control Industry that portions of Chapter 5E-14, Florida Administrative Code (F.A.C.), were recently amended with an effective date of May 18, 2026. Those changes primarily affect the structural fumigation process. The summary below outlines some of the major rule updates. You should review all amendments in full, referring to the complete text of Rule 5E-14, F.A.C. [<https://flrules.org/gateway/ChapterHome.asp?Chapter=5e-14>].

5E-14.102: Definitions

- All definitions were alphabetized.
- Added new definitions:
 - Active Aeration
 - Aeration
 - Introduction of Fumigant
 - Permissible Clearance Device
 - Residential Fumigant
 - Residential structures
- Amended existing definitions:
 - Barricade and Barring
 - Multi Unit Structure
 - Trained Fumigation Employee
- Struck definition:
 - Direct Supervision

5E-14.1025 Inspections and Investigations.

- Amended the Licensee Inspection Fumigation Category form (FDACS-13674) to be in alignment with new Sulfuryl Fluoride (SF) label
- Created a new Request for Investigation form (FDACS-13701) which consolidated the Request for Investigation form and Illegal/Unlicensed Pest Control Operations Report form into one document.
- Repealed the following obsolete forms:
 - Fumigation Inspection Report, FDACS-13629
 - Report of Investigation, FDACS-13640
 - Notice of Noncompliance, FDACS-13675
 - Request for Investigation, FDACS-13621
 - Illegal/Unlicensed Pest Control Operations Report, FDACS-13687

5E-14.108 Fumigation Requirements – General Fumigation.

- When fumigating a *residential* structure, after the first hour of active aeration, a certified operator in fumigation or a special identification cardholder may test the fumigant concentration level with a permissible clearance device within the breathing zone of a residential structure and if determined to be 1 ppm or less, a second trained fumigation employee would not be required to be onsite for the remaining active aeration period. However, the active aeration period shall not be shortened under any circumstances, and either a certified operator in fumigation or the designated special identification fumigation cardholder must remain onsite for the entire duration of active aeration.
- The date and time, the clearance device reading (ppm), the permissible clearance device's model and serial number used and name of certified operator or special identification card holder who conducted the fumigant concentration level test must be documented on the Fumigation Log, FDACS-13000, Rev. 03/26, as adopted in subsection 5E-14.142(3), F.A.C.
- Two SCBA do not need to be present at the fumigation site for activities that do not involve worker exposure to fumigant concentrations above thresholds permitted by the fumigant label or after the first hour of active aeration when fumigating a residential structure, if a certified operator in fumigation or a special identification cardholder determines that the fumigant concentration level within the breathing zone is 1 ppm or less.
- If a SCBA is not in use, a permissible clearance device is required to be used while in the enclosed space fumigated until the required aeration period is completed.
- If a subcontractor further subcontracts any fumigation job, they must notify the new subcontractor of what fumigant was designated to be used by the primary contractor.
- A subcontracted licensee cannot further subcontract to another licensee without first notifying the primary contractor and allowing for compliance with subsection 5E-14.105(10), F.A.C.

5E-14.110 Fumigation Requirements – Notices.

- Updated and streamlined the Notice of Fumigation, FDACS-13667 (NOF)
- Removed the option to submit a NOF via facsimile and replaced it with submission via electronic mail to biirfumigation@FDACS.gov.
- The rule change amended the less than 24-hour notice exemption for severe weather to require that a NOF was previously submitted and that a verifiable severe weather condition is forecast.

Licensees must maintain weather reports (ie: print out from a local news weather report, The Weather Channel or the National Weather Service) of the forecasted severe weather condition for twenty-four months.

5E-14.111 Fumigation Requirements – Application; Restrictions and Precautions.

- Struck 5E-14.111(1), F.A.C. The definition for the term “structure” is in s. 482.021(27), F.S.
- Added that fumigation of structures shall also adhere to the fumigant label’s Stewardship Policy or Plan.

5E-14. 112 Fumigation Requirements – Prefumigation Inspections, Evacuation, Warning Notices (Signs), Special Safety Precautions and Responsibilities.

- Updated the rule language to align with label terminology: “Pre-introduction”, “introduction”, and “aeration”.
- Updated the rule language to align with new SF label requiring that warning signs must be clearly visible from all accessible sides and from any direction from which the site may be approached.
- Updated the rule language to align with the new SF label requiring the words “PELIGRO”, Area under fumigation, DO NOT ENTER/NO ENTRE” and “Brand Name of fumigant used” to appear on warning signs.

5E-14.113 Fumigation Requirements – Final Post-fumigation Clearance Inspection.

- Replaced the term “approved clearance device” with “permissible clearance device”. “Permissible Clearance Device” means Devices listed in Registrant’s current Stewardship Policy designated for use during the structural fumigation process and post fumigation clearance inspection.
- The rule now requires all warning agent containers be removed during active aeration.

5E-14.142 Responsibilities and Duties – Records, Reports, Advertising, Applications.

- The rule changes updated the Fumigation Log, FDACS-13000, Rev. 03/26, to reflect changes to the SF label and require certain items to be documented before the initiation of the fumigation and some that must be documented on site during the fumigation.
 - Items marked (B) must be documented before the initiation of fumigation
 - Items marked (*) must be documented on site during the fumigation process, if not before.
- The certified operator in fumigation or the special fumigation identification card holder conducting a structural fumigation shall record the information required on the Fumigation Log.
- All information recorded on the Fumigation Log shall be legible and accurate.
- Upon request by the department, the licensee or certified operator in charge shall provide the Fumigation Log within 3 business days of the request.
- The Pest Control Business License Application, FDACS-13605, Rev. 02/26 and the Application for Pest Control Employee-Identification Card, FDACS-13606, Rev. 03/26, were updated.

5E-14.1421 Identification Card – Training Verification.

- The new term “trained fumigation employee” was added to the rule language.

Chapter 5E-14, F.A.C., as amended, is available from the Department of State’s website at <https://flrules.org/gateway/ChapterHome.asp?Chapter=5e-14>.

Our mission is to facilitate compliance, ensure consumer protection, and support businesses in operating in accordance with applicable regulations. In alignment with these objectives, we are here to assist with any questions you may have. We appreciate your continued cooperation and commitment to compliance. Should you require any further assistance, please do not hesitate to reach out to our office at Gerald.Everton@fdacs.gov.