

AMENDED IN SENATE AUGUST 18, 2003

AMENDED IN SENATE JULY 14, 2003

AMENDED IN SENATE JULY 3, 2003

AMENDED IN ASSEMBLY JUNE 3, 2003

AMENDED IN ASSEMBLY MARCH 11, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 47

Introduced by Assembly Member Simitian

December 2, 2002

An act to add Section 4551.9 to the Public Resources Code, relating to forest practices.

LEGISLATIVE COUNSEL'S DIGEST

AB 47, as amended, Simitian. Timber harvesting plans: regulations: information.

Existing law, the Z'berg-Nejedly Forest Practice Act of 1973, prohibits a person from conducting timber operations, as defined, until the person files a timber harvesting plan with the Department of Forestry and Fire Protection, in accordance with specified requirements.

The act requires that a timber harvesting plan be a public record and include specified information relating to the conduct of timber operations.

The act also requires the State Board of Forestry and Fire Protection to adopt various rules and regulations related to forest practices.

This bill would require the board, on or before January 1, 2005, to adopt regulations requiring a timber harvesting plan to include specified information. *The bill would prohibit the board from requiring the person submitting the plan to provide proprietary information in the plan. The bill would require the board to consider the impact of the regulations on smaller landowners, and avoid imposing excessive burdens and costs on those landowners.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4551.9 is added to the Public Resources
2 Code, to read:

3 4551.9. (a) On or before January 1, 2005, the board shall
4 adopt regulations to require that a timber harvesting plan include
5 the following information:

6 ~~(a)~~

7 (1) Information on riparian forest conditions in the timber
8 harvesting plan area ~~that will assist the department and the public~~
9 ~~in developing or recommending appropriate mitigation of past and~~
10 ~~present timber harvests and improvements to habitat conditions~~
11 ~~for native aquatic species.~~

12 ~~(b)~~

13 (2) Maps depicting the location and boundaries of past, present,
14 and reasonably foreseeable probable future projects, as defined in
15 Section 21065 and Section 895.1 of Title 14 of the California Code
16 of Regulations, on land owned or controlled by the applicant in the
17 planning watershed. ~~An applicant is not required~~ *The board may*
18 *not require an applicant* to furnish maps of projects completed
19 more than 10 years prior to the submission of the timber harvesting
20 plan. Maps shall include silvicultural prescription, but are not
21 required to provide specific information on stand volume or
22 species composition. The scale *and format* of maps provided
23 pursuant to this subdivision shall be ~~at least one inch to 2,000 feet~~
24 *determined by the board.*

25 ~~(c) Maps depicting pesticide applications that have been~~
26 ~~reported to the applicable county agricultural commissioner or~~
27 ~~Director of Pesticide Regulation within the planning watershed in~~
28 ~~which the timber harvesting plan is located.~~



1 ***(b) The board may not require the person submitting the timber***
2 ***harvesting plan to provide proprietary information in the timber***
3 ***harvesting plan. The board shall consider the impact of the***
4 ***regulations on smaller landowners, and avoid excessive burdens***
5 ***or costs on those landowners.***

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