

ASSEMBLY BILL

No. 1005

Introduced by Assembly Member Dickinson

February 18, 2011

An act to add Section 4582.73 to the Public Resources Code, relating to forest practices.

LEGISLATIVE COUNSEL'S DIGEST

AB 1005, as introduced, Dickinson. Forest practices: timber harvesting plan.

The Z'Berg-Nejedly Forest Practice Act of 1973 prohibits a person from conducting timber operations unless a timber harvesting plan prepared by a registered professional forester has been submitted to the Department of Forestry and Fire Protection. The Forest Practice Act provides that the Director of Forestry and Fire Protection has the final authority to determine whether a timber harvesting plan conforms with rules and regulations pertaining to timber harvesting. Existing law also provides that the director's authority is for purposes of approval by the department.

This bill, would additionally require the Department of Fish and Game, the appropriate regional water quality control board, the California Geological Survey, and, where applicable, the California Coastal Commission to conduct a review of a timber harvesting plan to determine environmental issues and mitigation measures. If that review raises environmental issues and mitigation measures suggested by the reviewing entities are not deemed necessary by the director, the bill would require the Secretary for Natural Resources to review the plan for final determination.

This bill would require the department to establish a charge to cover the reasonable cost of these reviews to be paid by the person submitting a timber harvesting plan for approval.

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 4582.73 is added to the Public Resources
- 2 Code, to read:
- 3 4582.73. (a) In addition to Section 4582.7, a timber harvesting
- 4 plan shall be subject to both of the following.
- 5 (1) A review conducted by the Department of Fish and Game,
- 6 the appropriate regional water quality control board, the California
- 7 Geological Survey, and, where applicable, the California Coastal
- 8 Commission.
- 9 (2) If the review finds environmental issues and mitigation
- 10 measures suggested by the reviewing entities are not deemed to
- 11 be necessary by the director, the plan shall be reviewed by the
- 12 Secretary for Natural Resources Agency for final determination.
- 13 (b) The department shall establish a charge to cover the
- 14 reasonable cost of the reviews required by this section to be paid
- 15 by the person submitting a timber harvesting plan for approval.