

BOARD OF FORESTRY AND FIRE PROTECTION

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**BOARD OF FORESTRY AND FIRE PROTECTION**
MEETING ANNOUNCEMENT AND AGENDA

Announcement Date: April 1, 2005

FULL BOARD

Date: April 13, 2005 (Wednesday)
Time: 8:00 a.m.

Location: EDD Bldg.
1st Floor Auditorium
722 Capitol Mall
Sacramento, California

Date: April 12, 2005 (Tuesday) **Executive Session**
Time: 4:00 p.m.

Location: Resources Building
Room 1506-12, Director's
Large Conference Room

Date: April 14, 2005 (Thursday) *if necessary*
Time: 8:00 a.m.

Location: EDD Bldg.
1st Floor Auditorium
722 Capitol Mall
Sacramento, California

FOREST PRACTICE COMMITTEE

Date: April 12, 2005 (Tuesday)
Time: 8:00 a.m. – 12:00 p.m.

Location: Resources Building
Room 1412, Parks and
Recreation Conference
1416 Ninth Street
Sacramento, California

POLICY AND MANAGEMENT COMMITTEE

Date: April 12, 2005 (Tuesday)
Time: 1:00 p.m. – 4:00 p.m.

Location: Resources Building
Room 1506-12, Director's
Large Conference Room
1416 Ninth Street
Sacramento, California

RESOURCE PROTECTION COMMITTEE

Date: April 12, 2005 (Tuesday)
Time: 1:00 p.m. – 4:00 p.m.

Location: Resources Building
Room 1412, Parks and
Recreation Conference
1416 Ninth Street
Sacramento, California

FULL BOARD AGENDA

EXECUTIVE SESSION

Date: April 12, 2005 (Tuesday)
Time: 4:00 p.m. to completion

Location: Resources Building
**Room 1506-12, Director's
Large Conference Room**
1416 Ninth Street
Sacramento, California

Executive Session: (Closed to the Public) Discussion of Matters Related to Foresters Licensing such as Certifications; Voluntary Relinquishments; and/or Revocations of RPF Licenses/CRM Certifications Under Section 11126 (c)(1), (c)(2), (c)(3) of the Government Code; Employee Evaluation Under 11126 (a)(1); also Discussion of Pending and Potential Litigation Under Section 11126 (e) of the Government Code. Cases to be discussed are: **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X**, Mendocino County Superior Court, Case No. **SCUKCVG 0083611**; **Gualala Redwoods, Inc. v. California State Board of Forestry, California Department of Forestry and Fire Protection, Andrea Tuttle, and Does 1 through 10**, Sacramento County Superior Court Case No. 02-CS00356; **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X inclusive**, Mendocino County Superior Court, Case No. **SCUKCVPT 0289022**, **Cockshott v. Board of Forestry**, CP-02-01, **Walter Simonis**, CP-02-06, **Harold Richardson v. Andrea Tuttle, Director, California Department of Forestry and Fire Protection; California Department of Forestry and Fire Protection; California State Board of Forestry**, Sacramento County Superior Court Case No. 04-CS00286, **Ed Shields**, CP-04-02, **Smith**, CP 04-03, **Anderson**, CP 04-04, **Big Creek v. Santa Cruz**. (The Executive Session may be reconvened if determined necessary.)

Date: April 13, 2005 (Wednesday)
Time: 8:00 a.m.

Location: EDD Bldg.
1st Floor Auditorium
722 Capitol Mall
Sacramento, California

Note: The Board may take any non-hearing agenda item out of order as time permits and may discuss agenda items scheduled for committees, including legislation. **The Board may act on recommendations by its committees on items listed in their respective agendas, including recommendations for 45-day notice of rulemaking.** If you wish to speak on a specific agenda item, please fill out a card provided for this purpose at the sign-in table and hand it to a member of staff, preferably prior to the meeting. Those wishing to speak on particular agenda items may do so when they are heard by the Board. The Board reserves the right to solicit additional public comment if the need arises for a particular agenda item.

8:00 a.m.

1. Call to Order
2. Announcement of Actions Taken in Executive Session.
3. Approval of Minutes of the March 2005 Meeting.

4. Consent Calendar – see attached Consent Calendar for actions to be considered under this agenda item.

Consent Calendar items are expected to be routine and non-controversial. The Board will act upon them at one time without discussion. If any Board Member, staff, or interested person requests that an item be removed from the Consent Calendar, it will be taken up in the regular agenda order.

Possible Action Items: RPF License/CRM Certification: Withdrawals, Reinstatements, Voluntary Relinquishments, or other Actions.

5. Report of the Chairman.
6. Report of the Director.
7. Report of the Department on Civil Penalties
 - A. Request to Certify as Precedent, Board's Final Decision (**Possible Action Item**)
 - B. Request for Authorization to Discuss Administrative Law Judge Decisions with the Presiding Judge in the Oakland Office of Administrative Hearings. (**Possible Action Item**)
 - C. Consideration of the Board Conducting Hearings in Civil Penalties.
8. Report of the California Oak Mortality Task Force (COMTF).
9. Report of Federal Agencies; USDA Forest Service
10. Report of State Agencies; including State Water Quality Control Board, Department of Fish and Game, Geologic Survey
11. Discussion Regarding the Draft Environmental Impact Report (DEIR) and Management Plan for Jackson Demonstration State Forest (JDSF). **Possible Action Items:** The Board may provide direction to Department staff regarding the preparation of the DEIR.
12. Discussion of Forest Practice Committee Recommendations Regarding Large, Old, or Heritage Trees. **Possible Action Items:** Adoption of Committee Recommendations, Direction to Department Staff Regarding Committee Recommendations.
13. Report of Board's Advisory Committees
 - Forest Pest Council
 - Range Management Advisory Committee
 - Monitoring Study Group
 - Professional Foresters Examining Committee

Possible Action Items: Issuance of RPF Licenses/CRM Certifications, Withdrawals, Reinstatements, Voluntary Relinquishments, Suspensions, Revocations, or other Actions.
14. Report of Sensitive Watershed Nominations Review, Forest Practice, Policy and Management, and Resource Protection Committees.
15. Report of the Regulations Coordinator

Note: The Board's Regulations Coordinator will report on ongoing regulatory matters. The Board may act in response to requests of the Regulations Coordinator on items presented in the report. **Possible Action Items:** Recommendations to Board for Regulatory Actions (See Committee Agendas).

16. Report of Executive Officer, including Proposed State and Federal Legislation

Note: The Board's Executive Officer will report on ongoing administrative matters, proposed state or federal legislation or programs, or new items coming before the Board. The Board may act in response to requests of the Executive Officer on items presented in the report.

17. **Public Forum:** Members of the public may address the Board on any topic within its jurisdiction not otherwise on the agenda. Submittal of written comments is encouraged to ensure that all comments will be included in the record before the Board. Please be prepared to summarize comments to three minutes in length, or otherwise at the discretion of the chairman.

18. New and Unfinished Business

19. Adjournment

ADA Notice- Pursuant to the Americans with Disabilities Act, individuals who, because of a disability, need special assistance to attend or participate in a State Board of Forestry and Fire Protection Meeting, may request assistance at the Board Office, 1416 Ninth Street, Room 1506-14, Sacramento, California or by calling (916) 653-8007. Requests should be made one week in advance whenever possible.

COMMITTEE SESSION AGENDAS

FOREST PRACTICE COMMITTEE

Date: April 12, 2005 (Tuesday)

Time: 8:00 a.m. – 12:00 p.m.

Location: Resources Building
**Room 1412, Parks and
Recreation Conference**
1416 Ninth Street
Sacramento, California

1. Discussion of Forest Fire Prevention Exemption Emergency Rule, 2004 (AB 2420, LaMalfa). **Possible Action Item:** Recommendation to full Board for 45-Day Notice of Permanent Rule.
2. Update/review of AB 47 (Cumulative Effects Mapping) Implementation
3. Discussion of Fuel Hazard Reduction Rules for the Tahoe Basin. **Possible Action Item:** Recommendation to full Board for emergency rulemaking.
4. Discussion of Road Management Plan, 2005 Rule Proposal. **Possible Action Item:** Recommendation to full Board for 15-Day Notice of Rulemaking, Road Management Plan, 2005.
5. Discussion of CLFA Regulatory Streamlining Proposal. **Possible Action Item:** Recommendation to full Board.
6. Performance Based Forest Practice Rules: Discussion of Possible Fuel Hazard Reduction Pilot Projects. **Possible Action Item:** Recommendation to full Board for 45-Day Notice
7. Discussion of the Stewardship Non Industrial Timber Management Plan (SNTMP).
8. Report of Road Rules Review Subcommittee.
9. New and Unfinished Business

Note: The Forest Practice Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

POLICY AND MANAGEMENT COMMITTEE

Date: April 12, 2005 (Tuesday)

Time: 1:00 p.m. – 4:00 p.m.

Location: Resources Building
**Room 1506-12, Director's
Large Conference Room**
1416 Ninth Street
Sacramento, California

1. Discussion of Board of Forestry and Fire Protection and Fish and Game Commission Joint Policy on Hardwoods. **Possible Action Item:** Recommendation to full Board.
2. Presentation of Department's Legislative Proposals; Update on Current Legislation of Interest to the Board.
3. Discussion of Performance Based Forest Practice Rules: Possible Pilot Projects.
4. Discussion regarding Board's Policy Statement
5. New and Unfinished Business

Note: The Policy and Management Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

RESOURCE PROTECTION COMMITTEE

Date: April 12, 2005 (Tuesday)

Time: 1:00 p.m. – 4:00 p.m.

Location: Resources Building
**Room 1412, Parks and
Recreation Conference**
1416 Ninth Street
Sacramento, California

1. Report by CDF Deputy Director, Fire Protection; including Reports from Region Chiefs
2. Discussion of SB 1369. **Possible Action Item:** Recommendation to Full Board on regulations pursuant to PRC §4291.
3. Review of Department Business Plan for Community Wildfire Protection Plans
4. Advisory Committee Reports:

Statewide Fire Safe Council
Range Management Advisory Committee
Vegetation Management Program

5. New and Unfinished Business (California Fire Plan, Nursery Update)

Note: The Resource Protection Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

CONSENT CALENDAR

RPF VITAL STATISTICS

For presentation to the
State Board of Forestry and Fire Protection
April 2005

NO ITEMS TO REPORT.