

Memorandum

To: Region Chiefs
Unit Chiefs
Deputy Chiefs, Forest Practice
Audit Foresters

Date: March 18, 2010

Telephone: (916) 653-4298

Website: www.fire.ca.gov



From: William E. Snyder
Deputy Director Resource Management
Department of Forestry and Fire Protection (CAL FIRE)

Subject: Forest Practice Rule Implementation and Effectiveness Monitoring (FORPRIEM)

Assembly Bill No. 1066, signed by Governor Schwarzenegger on October 11, 2009 and effective January 1, 2010, presented a sampling situation that was not anticipated in the FORPRIEM Procedures and Methods document. This memo clarifies how CAL FIRE will handle this situation.

Assembly Bill No. 1066 revises the provisions allowing for the extension of a Timber Harvesting Plan (THP) on which timber operations have commenced but not been completed pursuant to amended language in the Public Resources Code (PRC) § 4590. The law now allows a THP to be extended, or re-opened and extended, for up to four years depending on the THP's completion, expiration or approval date. This exceeds the previous statutory allowance of two, one-year extensions. The bill also includes a sunset provision and will be repealed on January 1, 2012 unless other legislation is enacted which extends the effective date.

This creates a situation where some THPs in the FORPRIEM sample that are closed may be re-opened for operations. Attached is a list of THPs in the FORPRIEM sample with Completion Reports filed in 2008 and 2009. As indicated on the list, some of these THPs have undergone FORPRIEM monitoring and have FORPRIEM monitoring reports on file, and some of these THPs have not undergone FORPRIEM monitoring yet.

For the purposes of FORPRIEM, THPs in the sample with Completion Reports filed in 2008 and 2009 will be handled as follows:

1. THPs in the sample with FORPRIEM reports on file will be considered to be complete for the purposes of FORPRIEM.

2. THPs in the sample without FORPRIEM reports on file, which have not been re-opened and are not anticipated to be re-opened will be monitored for FORPRIEM after the first wet season following the Completion Report and before the end of the Erosion Control Period.
3. THPs in the sample without FORPRIEM reports on file and which are anticipated to be re-opened will have their FORPRIEM monitoring postponed until after a Completion Report is received on the re-opened THP or until the window for re-opening THPs has expired, whichever comes first.

These procedures will apply until there is an additional change to the affected statute; either a repeal or permanent adoption. At that time, we will revise the FORPRIEM Procedures and Methods document if necessary. If you have any questions related to FORPRIEM, you may contact Clay Brandow by email at clay.brandow@fire.ca.gov or (916) 653-0719.

cc: Duane Shintaku
Dennis Hall
Clay Brandow
Pete Cafferata

Attachments

LAST UPDATE 3/16/10 BY CLAY BRANDOW

THP Number	Plan Inspector	Final Completion Report Received Date	FORPRIEM Implementation Monitoring Date	FORPRIEM Effectiveness Moniroing Date	FORPRIEM Observer
1-02-218-HUM	DAWN PETERSON	10/31/2008	6/24/2009	6/24/2009	DAWN PETERSON
1-02-236-HUM	WILLIAM FORSBERG	pre-7/01/08	5/21/2008	5/21/2008	WILLIAM FORSBERG
1-02-245-HUM	ERNEST ROHL	8/26/2008			
1-03-024-HUM	DAVID MURPHY	10/27/2008	9/22/2009	9/22/2009	DAVID MURPHY
1-03-117-HUM	LEN NIELSON	9/17/2008			
1-03-126-HUM	MICHAEL RISSO	9/22/2008	12/6/2008	12/6/2008	CHRIS RAMEY
1-03-177-HUM	ERNEST ROHL	10/17/2008	1/29/2009	1/29/2009	ERNEST ROHL
1-03-233-HUM	KURT MCCRAY	12/2/2002	3/5/2009	3/5/2009	KURT MCCRAY
1-04-016-HUM	DAVID MURPHY	7/22/2009			
1-04-026-HUM	DAWN PETERSON	10/31/2008	6/24/2009	6/24/2009	DAWN PETERSON
1-04-097-HUM	JIM ROBBINS	7/30/2009			
1-04-097-HUM	JIM ROBBINS	7/30/2009			
1-04-124-SCR	SCOTT BULLOCK	8/20/2008			
1-04-130-HUM	ERNEST ROHL	7/21/2009	9/10/2009	9/10/2009	ERNEST ROHL
1-04-139-HUM	LEN NIELSON	7/13/2009			
1-04-235-HUM	LEN NIELSON	6/29/2009	10/26/2009	10/26/2009	LEN NIELSEN
1-04-262-HUM	LEN NIELSON	8/14/2009			
1-04-301-MEN	KEN MARGIOTT	pre-7/01/08	3/19/2009	3/19/2009	KEN MARGIOTT
1-05-097-HUM	LEN NIELSON	6/29/2009	8/13/2009	8/13/2009	LEN NIELSEN
1-05-134-MEN	CHARLIE MARTIN	pre-7/01/08	12/10/2007	12/10/2007	CHARLIE MARTIN
1-05-161-HUM	KURT MCCRAY	9/8/2009	1/2/2009	PENDING	KURT MCCRAY
1-05-188-HUM	DAVID MURPHY	10/2/2008	10/15/2008	10/15/2008	DAVID MURPHY
1-05-199-MEN	KEN MARGIOTT	pre-7/01/08	2/20/2009	2/20/2009	KEN MARGIOTT
1-05-246-HUM	CHRIS RAMEY	pre-7/01/08	5/20/2008	5/20/2008	CLAY BRANDOW
1-05-253-HUM	HEATHER BRENT	10/29/2008	4/16/2009	4/16/2009	HEATHER BRENT
1-06-045-HUM	WILLIAM FORBERG	8/29/2008	10/7/2009	10/7/2009	BILL FORSBERG
1-06-049-HUM	PAUL SAVONA	9/17/2008			

1-06-060 MEN	CHRIS CURTIS	pre-7/01/08	1/6/2006	1/6/2006 CHRIS CURTIS
1-06-090-HUM	KURT MCCRAY	8/31/2009	10/2/2009 PENDING	KURT MCCRAY
1-06-115-HUM	DAVID MURPHY	pre-7/01/08	7/28/2008	7/28/2008 DAVID MURPHY
1-06-117-MEN	DOMINIK SCHWAB	8/29/2008	2/25/2009	2/25/2009 SHAWN ZIMMERMAKER
1-06-135-MEN	KEN MARGIOTT	pre-7/01/08	1/10/2008	1/10/2008 KEN MARGIOTT
1-06-170-HUM	HEATHER BRENT	11/27/2009		
1-06-210-HUM	LEN NIELSON	6/12/2009		
1-06-217-HUM	HEATHER BRENT	10/10/2008		
1-07-008-MEN	CHARLIE MARTIN	pre-7/01/08	5/21/2008	5/21/2008 CHARLIE MARTIN
1-07-025-HUM	HEATHER BRENT	9/18/2009	11/18/2009	11/18/2009 CHRIS RAMEY
1-07-124-HUM	DAWN PETERSON	9/18/2008	10/9/2008	10/9/2008 DAWN PETERSON
1-07-131-HUM	HEATHER BRENT		12/9/2009	12/9/2009 HEATHER BRENT
2-02-197-SIE	JACK HARVEY	8/12/2008		
2-02-232-BUT	JAMES MCDANIEL	8/21/2008		
2-03-026-TRI	GABRIEL SCHULTZ	9/19/2008		
2-03-118-SIS	TED TSUDAMA	pre-7/01/08	8/21/2008	8/21/2008 TED TSUDAMA
2-03-143-SHA	LOIS KAUFMAN	10/15/2008		
2-03-154-SIS	RAY WEDEL	9/11/2008	7/31/2009	7/31/2009 RAY WEDEL
2-03-174-TRI	BRUCE BECK	7/16/2009		
2-03-175-TRI	JOHN KNIGHT	1/13/2009		
2-03-195-SIS	VIC WILLIAMS	11/14/2008		
2-03-199-PLU	AL KLEM	5/1/2009	9/21/2009	9/21/2009 AL KLEM
2-03-205-TRI	GABRIEL SCHULTZ	12/10/2008		
2-04-011-YUB	JACK HARVEY	10/9/2009		
2-04-018-PLU	AL KLEM	11/5/2008		
2-04-023-PLU	AL KLEM	6/9/2009	6/4/2009	6/4/2009 AL KLEM
2-04-024-MOD	SCOTT ROSIKIEWICZ	1/7/2009		
2-04-066-PLU	AL KLEM	12/22/2008	7/30/2009	7/30/2009 AL KLEM
2-04-125-LAS	SCOTT ROSIKIEWICZ	10/13/2009		
2-04-144-LAS	SCOTT ROSIKIEWICZ	pre-7/01/08	8/11/2009	8/11/2009 SCOTT ROSIKIEWICZ
2-04-167-SIS	GARY WHITSON	12/24/2008		
2-04-207-SIS	TED TSUDAMA	11/13/2008	11/13/2008	11/13/2008 TED TSUDAMA
2-05-022-TRI	UNKNOWN	8/11/2009		
2-05-065-SIS	GARTH DENMAN	6/30/2009		
2-05-113-SIS	GARTH DENMAN	pre-7/01/08	5/8/2008	5/8/2008 GARTH DENMAN
2-05-133-SIS	GABRIEL SCHULTZ	8/3/2009		
2-05-134-SIS	TED TSUDAMA	6/5/2009	7/1/2009	7/1/2009 TED TSUDAMA

2-06-044-BUT	JAMES MCDANIEL	2/23/2009	CONVERSION N/A	CONVERSION N/A	KEN KENDRICK
2-06-046-PLU	AL KLEM	10/12/2009			
2-06-073-SIS	GARTH DENMAN	5/20/2009	7/24/2009	7/24/2009	GARTH DENMAN
2-06-086-BUT	JAMES MCDANIEL	8/4/2009	9/18/2009	9/18/2009	KEN KENDRICK
2-06-118-BUT	JAMES MCDANIEL	9/15/2009			
2-06-132-MOD	SCOTT ROSIKIEWICZ	12/7/2009			
2-07-028-SHA	BRUCE BECK	11/21/2008			
2-07-072-SIS	GARTH DENMAN	4/20/2009			
2-08-026-SHA	BRUCE BECK	10/26/2009			
2-08-043-MOD	SCOTT ROSIKIEWICZ	12/10/2009			
4-02-044-ELD	ROBERT LITTLE	pre-7/01/08	1/1/2008	1/1/2008	ROBERT LITTLE
4-02-068-CAL	TOM TINSLEY	pre-7/01/08	4/15/2009	4/15/2009	TOM TINSLEY
4-03-015-SB0	JAN BRAY	pre-7/01/08	4/14/2008	4/14/2008	JAN BRAY
4-03-063-TOU	ADAM FRESE	11/4/2008	11/18/2008	9/18/2009	ADAM FRESE
4-03-077-ELD	ROBERT LITTLE	pre-7/01/08	11/7/2007	11/7/2007	ROBERT LITTLE
4-04-030-ELD	ROBERT LITTLE	pre-7/01/08	11/27/2007	11/27/2007	ROBERT LITTLE
4-04-061-ELD	ROBERT LITTLE	AC-11/9/09	ADMIN CLOSE N/A	ADMINCLOSE N/A	ROBERT LITTLE
4-05-002-ELD	ROBERT LITTLE	pre-7/01/08	12/13/2007	12/13/2007	ROBERT LITTLE
4-05-010-ELD	STEVE DEBENEDET	11/10/2008	7/22/2009	7/22/2009	STEVE BENENEDET
4-05-036-TOU	ADAM FRESE	10/3/2008	10/13/2008	10/13/2008	ADAM FRESE
4-05-039-AMA	STEVE DEBENEDET	7/23/2009	9/30/2009	9/30/2009	STEVE DEBENEDET
4-05-042-CAL	THOMAS TINSLEY	11/15/2008	12/4/2008	12/4/2008	TOM TINSLEY
4-05-042-CAL	THOMAS TINSLEY	pre-7/01/08	12/4/2008	12/4/2008	THOMAS TINSLEY
4-06-014-CAL	THOMAS TINSLEY	6/29/2009	5/11/2009	5/11/2009	THOMAS TINSLEY
4-06-016-ELD	STEVE BENENEDET	pre-7/01/08	7/22/2009	7/22/2009	STEVE BENENEDET
4-06-020-ELD	PHYLLIS BANDUCCI	pre-7/01/08	8/28/2007	8/28/2007	PHYLLIS BANDUCCI
4-07-006-ELD	ROBERT LITTLE	pre-7/01/08	11/13/2007	11/13/2007	ROBERT LITTLE