Staff Overview: Revisions to Proposed Rule Text, Geographically Overlapping Harvesting Permits.

# Overview

Board Staff has been working with CAL FIRE Forest Practice Program to refine the language for the geographically overlapping harvesting document rule plead. CAL FIRE asked the Board of Forestry and Fire Protection to consider the issue of overlapping harvesting permits. This request was based on the different regulatory requirements between harvesting documents, the difficulty for the Department to accurately determine which regulatory standard is to be applied at the time of any potential violation of the Forest Practice Act or applicable approved THP, and the inability to accurately recognize the responsible party for the potential violation.

The Black text represent original rule language, red underlined text identifies the rule text discussed in March at the Forest Practice Committee. Blue underlined text represents changes suggested based on Board Staff and Stakeholder suggestions in March.

# Summary of Revisions

The following represents a summary of significant organizational and substantive revisions made to the rule text.

Please note the rule plead language under 1038.3 currently does not include the emergency rule language approved in 2025 per AB 2276. The added language for this rule plead will be added to the current language once the committee has developed the final language for the Forest Resilience Exemption.

* Page 2, Line 2-3: Removed language “timber operations have not commenced or have not been completed” and condensed to and *“a work completion report has not been completed.”*
* Page 2, Line 6: Added the word *“prescription”* to the end of silviculture.