

## **RPF Responsibilities**

### **Cal. Code Regs. tit. 14 § 1035.2 Interaction Between RPF and LTO**

**(a)** After approval of the Plan, but before commencement of Timber Operations by each LTO assigned to the Plan, the responsible RPF or Supervised Designee shall meet with either the LTO, or their representative who will be on the ground and directly responsible for Timber Operations. The purpose of the meeting shall be for the RPF to familiarize the LTO with the Plan, the Plan area, and specific applicable requirements of the Plan. The meeting shall be on-site if requested by either the RPF or LTO. An on-site meeting is required between the RPF or Supervised Designee familiar with on-site conditions and LTO to discuss protection of any archaeological or historical sites requiring protection if any such sites exist within the site survey area pursuant to Section 929.2 [949.2, 969.2](b).

**(b)** The RPF shall notify the LTO of any amendment to the Plan affecting Timber Operations. An on-site meeting to review amendments affecting Timber Operations shall occur if requested by either the RPF or LTO.

### **Cal. Code Regs. tit. 14 § 1090.10 Registered Professional Forester Responsibility**

**(a)** Upon submission of a NTMP, the RPF who prepares and signs a Plan is responsible for the accuracy and completeness of its contents.

**(b)** The RPF preparing the Plan shall:

**(1)** Inform the Director and landowner by phone or letter if he or she will be attending the review inspection; and

**(2)** Provide the landowner a copy of the Rules of the Board in effect on the date of NTMP approval.

**(c)** The RPF preparing the Notice of Timber Operations shall list or describe in the Notice of Timber Operations any work which will be performed by the RPF Notice of Timber Operations preparer or Supervised Designee. This may include, but is not limited to, field work in identifying Watercourse and Lake Protection Zones or Special Treatment Areas, Marking trees, or other activities. The RPF is only responsible for the activities required of the RPF by the Rules of the Board and those activities for which he or she is employed.

**(d)** The RPF preparing the Notice of Timber Operations shall, in writing, inform the plan submitter or Designated Agent of their responsibility pursuant to 14 CCR § 1090.9 for compliance with the requirements of the Act and, where applicable, Rules regarding Site Preparation, Stocking, and maintenance of roads, Landings, and Erosion Control facilities.

**(e)** The RPF shall without delay notify, in writing, the LTO(s), the plan submitter or the Designated Agent, and the Director of a decision to withdraw professional services from the Plan.

### **Cal. Code Regs. tit. 14 § 1090.11 Interaction Between RPF and LTO on Notice of Timber Operations**

From the start of the preparation of the Notice of Timber Operation, but before commencement of operations, the responsible RPF or Supervised Designee shall meet with either the LTO, or their representative, who will be on the ground and directly responsible for the Timber Operations. The meeting shall be on site if requested by either the RPF or LTO. If any amendment is incorporated to the Notice of Timber Operations by an RPF after the first meeting, that RPF or Supervised Designee shall comply with the intent of this section by explaining relevant changes to the LTO. If requested by either the RPF or LTO, another on-site meeting shall take place. The intent of any such meeting is to assure that the LTO:

**(a)** Is advised of any sensitive on-site conditions requiring special care during operations.

(b) Is advised regarding the intent and applicable provisions of the approved Plan including amendments.

### **Cal. Code Regs. tit. 14 § 1090.12 Licensed Timber Operator Responsibilities**

Each LTO shall:

- (a) Inform the responsible RPF and Plan submitter, either in writing or orally, of any site conditions which in the LTO's opinion prevent implementation of the approved NTMP or Notice.
- (b) Keep a copy of the applicable approved Notice and amendments available for reference at the site of active Timber Operations.
- (c) Comply with all provisions of the Act, Board Rules and regulations, the applicable Notice and any approved amendments.

### **Cal. Code Regs. tit. 14 § 1092.12 Registered Professional Forester Responsibility**

- (a) Upon submission of a PTHP, the RPF who prepares and signs a PTHP is responsible for the accuracy and completeness of its contents.
- (b) The RPF preparing the PTHP shall list or describe in the PTHP any work which will be performed by the PTHP preparer and any additional work requiring an RPF which the PTHP preparer does not intend to perform. This may include, but is not limited to, field work in identifying Watercourse and Lake Protection Zones or Special Treatment Areas, Marking trees, or other activities. The RPF is only responsible for the activities for which he or she is employed, or those required by the Rules of the Board. The RPF shall state whether or not he or she has been retained to provide professional advice throughout the Timber Operations.
- (c) The RPF preparing the PTHP shall, in writing, inform the PTHP submitter(s) of their responsibility pursuant to § 1092.11 of this Article and the Timberland owner(s) of their responsibility for compliance with the requirements of the Act and, where applicable, Board Rules regarding Site Preparation, Stocking, and maintenance of roads, Landings, and Erosion Control facilities.
- (d) Upon entering into an agreement to accept responsibility for any part of the preparation or implementation of a Plan or any work beyond the preparation of a Plan, including providing professional advice; all responsible RPFs shall disclose to the real party of interest for whom the RPF is providing professional forestry services any known current or potential conflict of interest the RPFs have with regard to the timber or land that is subject to operations under the Plan. All responsible RPFs shall disclose to the Timberland owner and Plan submitter whether they are the real party of interest for whom the RPF is providing professional forestry services.
- (e) Disclosure of newly discovered conflicts of interest an RPF has with regard to the Plan submitter, Timberland owner, Timber Owner, the LTO and timber purchaser, pertaining to the timber or land that is subject to operations under the Plan, shall be required as long as an RPF has responsibilities relative to a Plan. The disclosure shall include identification of the real party of interest for whom the RPF is providing professional forestry services.
- (f) All disclosures made between an RPF and an affected party pursuant to this section may be kept confidential.
- (g) An RPF retained by the Plan submitter to provide professional advice throughout the Timber Operations shall be present, or ensure that the RPF's Supervised Designee is present, on the Logging Area at a sufficient frequency to know the progress of operations and advise the LTO and Timberland owner, but not less than once during the life of the Plan.
- (h) An RPF retained by the Plan submitter to provide professional advice throughout the Timber Operations shall inform the LTO during operations of any mitigation measures incorporated into the Plan that are intended to address operations that have a high likelihood of resulting in immediate,

significant and long-term Harm to the natural resources of the State if such mitigation measures are not strictly applied to minimize such impacts.

(i) The RPF shall without delay notify in writing the LTO, the Plan submitter, and the Department of a decision to withdraw professional services from the Plan.

#### **Cal. Code Regs. tit. 14 § 1092.13 Interaction Between RPF and LTO on the PTHP**

From the start of the PTHP preparation process but before commencement of operations, the responsible RPF, shall meet with either the LTO, or Supervised Designee who will be on the ground and directly responsible for the harvesting operation. The meeting shall be on site if requested by either the RPF or LTO. If any amendment is incorporated into the PTHP by an RPF after the first meeting, the RPF shall comply with the intent of this section by explaining relevant changes to the LTO; if requested by either the RPF or LTO, another on-site meeting shall take place. The intent of any such meeting is to assure that the LTO:

(a) Is advised of any sensitive on-site conditions requiring special care during operations.

(b) Is advised regarding the intent and applicable provisions of the approved PTHP including amendments.

#### **Cal. Code Regs. tit. 14 § 1094.11 Registered Professional Forester Responsibility**

(a) Upon submission of a WFMP, the RPF who prepares and signs a Plan is responsible for the accuracy and completeness of its contents.

(b) The RPF preparing the Plan shall:

(1) Inform the Director and landowner(s) by phone, letter, or email if he or she will be attending the review inspection; and

(2) Provide the Working Forest Landowner(s) a copy of the Board Rules in effect on the date of WFMP approval.

(c) The RPF preparing the Working Forest Harvest Notice shall list or describe in the Working Forest Harvest Notice any work which will be performed by the RPF or the RPF's Supervised Designee. This may include, but is not limited to, field work in identifying Watercourse and Lake Protection Zones or special treatment areas, marking trees, or other activities. The RPF is only responsible for the activities required of the RPF by the Board Rules and those activities for which he or she is employed.

(d) The RPF preparing the Working Forest Harvest Notice shall, in writing, inform the plan submitter(s) and Designated Agent of their responsibility pursuant to 14 CCR § 1094.10, for compliance with the requirements of the Act and, where applicable, Board Rules regarding site preparation, stocking, and maintenance of logging roads, landings, and erosion control facilities.

(e) The RPF who prepares the WFMP or prepares the Working Forest Harvest Notice, or any other RPF who is employed by the owner(s) or operator(s), shall report to the owner or operator if there are deviations from the WFMP that, in the RPF's judgment, threaten the attainment of the resources conservation standards of the WFMP.

(f) A RPF(s) retained by the plan submitter(s) to provide professional forestry advice throughout the timber operations shall be present, or ensure that the RPF's Supervised Designee is present, on the logging area at a sufficient frequency to know the progress of operations and advise the LTO(s) and Working Forest Landowner(s), but not less than once during the life of the operations conducted under a Working Forest Harvest Notice(s).

(g) The RPF shall without delay notify, in writing, the LTO(s), the plan submitter(s), the Designated Agent, and the Department of a decision to withdraw professional services from the Plan.

(h) All disclosures made between a RPF and an affected party pursuant to this section may be kept confidential.

**Cal. Code Regs. tit. 14 § 1094.12 Interaction Between RPF and LTO on Working Forest Harvest Notice**

**(a)** From the start of the Working Forest Harvest Notice preparation, but before commencement of operations, the responsible RPF, or Supervised Designee, shall meet with either the LTO or person who is identified in the Working Forest Harvest Notice who will be on the ground and directly responsible for the harvesting operation. The meeting shall be on site if requested by either the RPF or LTO. If any deviation is incorporated into the Working Forest Harvest Notice by a RPF after the first meeting, that RPF or Supervised Designee shall comply with the intent of this section by explaining relevant changes to the LTO; if requested by either the RPF or LTO, another on-site meeting shall take place. Written documentation of LTO/RPF meetings required under this provision shall be submitted to the Department. The intent of any such meeting is to assure that the LTO:

- (1)** Is advised of any sensitive on-site conditions requiring special care during operations.
- (2)** Is advised regarding the intent and applicable provisions of the approved Working Forest Harvest Notice including deviations.