

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-102)  
109TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 82, L.D. 93, Bill,  
"AN ACT to Amend the Requirements for Registration of Professional  
Foresters."

Amend the Bill by inserting at the beginning of the first  
line after the enacting clause the underlined abbreviation and  
figure 'Sec. 1.'

Further amend the Bill by inserting at the end before the  
statement of fact the following:

'Sec. 2. 32 MRSA §5003, sub-§4,<sup>3rd sentence,</sup>  
as enacted by PL 1975,  
c. 490, is amended to read:  
Forestry instructional and educational activities conducted by  
institutions approved by the Commissioner of Educational and  
Cultural Services pursuant to the laws of the State and  
forestry instructional and educational activities relating to a  
program of education at an institution licensed or approved by the  
State to grant a bachelors or higher degree shall be  
exempted.

Sec. 3. 32 MRSA §5009, as amended by PL 1977, c. 694,  
§649, is further amended by inserting at the end the following  
new sentence:

The board shall not have the power to make and promulgate bylaws and  
rules on forest practices, but shall have the authority under this  
chapter to proceed against any person for alleged violations of

any rules, regulations or laws made and promulgated by the  
Legislature or any other duly authorized  
governmental body or agency relating to forestry or like  
subjects.

Sec. 4. 32 MRSA §5012, sub-§2, as amended by PL 1975, c. 770, §192, is repealed and the following enacted in its place:

2. Engaged in practice. Any person who has been engaged in the practice of professional forestry, as defined in section 5003, subsection 4, between \_\_\_\_\_, October 1, 1975, and \_\_\_\_\_ one year following the effective date of this Act, shall be licensed according to this chapter upon the written recommendation of 5 foresters licensed to practice in this State, provided \_\_\_\_\_ that the applicant has conducted forestry practices as <sup>a</sup> regular employee or official of any person, corporation, agency, institution or other entity engaged in forestry practices on lands owned, leased, rented or held under any contractual arrangement by the person, corporation, agency or other entity. This section shall remain effective for one year following the effective date of this Act.'

#### Statement of Fact

The purpose of this amendment is to require approval of educational activities which are exempted from the definition of "the practice of forestry;" to limit the authority of the board of registration to adopt rules regarding forest practices; and to provide a "grandparenting" period of one year in which foresters, who have enough experience but who have not met the laws educational requirements may be licensed.