

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
109TH LEGISLATURE  
FIRST REGULAR SESSION

Filing No. S-65)

SENATE 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 striking out everything after the enacting clause and inserting in its place the following:

'Sec. 1. 32 MRSA §5002, last sentence, as amended by PL 1975, c. 623, §51-D-1, is further amended to read:

Nothing in this chapter shall be construed as preventing or prohibiting any person from managing or otherwise conducting forestry practices on land owned, leased, rented or held under any contractual arrangement by such person; ~~nor shall anything herein prohibit any regular employee or official of any person, corporation, agency, institution or other entity from engaging in forestry practices on lands owned, leased, rented or held under any contractual arrangement by such person, corporation, agency or other entity;~~ nor shall anything herein prohibit any graduate of a school of forestry recognized by the board from practicing forestry under the supervision of a registered forester; nor shall anything herein prohibit employees of a federal governmental agency from practicing for said federal governmental agency.

Sec. 2. 32 MRSA §5003, sub-§4, 3rd sentence, 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

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Sec. 4. 32 MRSA §5012, sub-§2, as amended by PL 1975, c. 770, §192, is repealed and the following enacted in its place: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

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Statement of Fact

The purpose of this amendment is to require that foresters employed by a state agency be registered.

This amendment also requires approval of educational activities which are exempted from the definition of "the practice of forestry;" ~~to~~ limits the authority of the board of registration to adopt rules regarding forest practices; and provides 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.

(Chapman)

NAME:

COUNTY: Sagadahoc

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March 28, 1979

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