

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 1455

H.P. 1063

House of Representatives, March 27, 2003

An Act To Amend the Forester Law

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Reference to the Committee on Business, Research and Economic Development suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative McKEE of Wayne.

Cosponsored by Representative: RECTOR of Thomaston, Senator: TREAT of Kennebec.

Be it enacted by the People of the State of Maine as follows:

2
4 **Sec. 1. 32 MRSA §5514, sub-§2**, as enacted by PL 2001, c. 261, §4, is amended to read:

6 **2. Professional qualifications.** Each applicant for an
8 intern forester license shall submit evidence of an associate's
10 degree or a bachelor's degree from a curriculum in forestry or of
12 graduation from a postgraduate curriculum in forestry leading to
14 a degree higher than a bachelor's degree in a school or college
approved by the board. The board may grant a variance to an
applicant who does not hold a degree pursuant to rules adopted by
the board. Rules adopted pursuant to this subsection are major
substantive routine technical rules as defined in Title 5,
chapter 375, subchapter II-A 2-A.

16 **Sec. 2. 32 MRSA §5514, sub-§3, ¶C**, as enacted by PL 2001, c.
18 261, §4, is amended to read:

20 C. The applicant shall submit 3 references from persons ~~not~~
22 ~~related-to-the-applicant~~ demonstrating the applicant's good
character to work as an intern forester. One of the ~~these~~
24 references must be from the individual who is proposed to
serve as the sponsor.

26 **Sec. 3. 32 MRSA §5514, sub-§5**, as enacted by PL 2001, c. 261,
28 §4, is amended to read:

30 **5. Renewal.** Licenses expire annually on December 31st or
on a date the commissioner determines. The board shall issue a
32 renewal license, subject to the limitations set forth in
subsection 6, upon receipt of the written request for renewal,
the annual fee and evidence of satisfactory completion of
34 continuing education as set forth in subsection 4. Licenses may
be renewed up to 90 days after the date of expiration upon
36 payment of a late fee in addition to the renewal fee. A person
who submits an application for renewal more than 90 days after
38 the license has expired is ~~subject to all requirements governing~~
new-applicants-under-this-chapter required to pay a late renewal
40 penalty fee in addition to the 90-day late fee and renewal fee.

42 **Sec. 4. 32 MRSA §5515, sub-§8**, as enacted by PL 2001, c. 261,
44 §4, is amended to read:

46 **8. Renewal.** Licenses expire annually on December 31st or
on a date the commissioner determines. The board shall issue a
48 renewal license upon receipt of the written request for renewal,
the annual fee and evidence of satisfactory completion of
continuing education as set forth in subsection 7. Licenses may
50 be renewed up to 90 days after expiration upon payment of a late

2 fee in addition to the renewal fee. A person who submits an
3 application for renewal more than 90 days after the license
4 expiration date is subject to all requirements governing new
5 applicants under this chapter, except that the board may, in its
6 discretion and giving due consideration to the protection of the
7 public, waive examination and internship if the renewal
8 application is within 2 years from the date of expiration for
9 those applicants who demonstrate compliance with subsection 7 and
10 upon payment of a late renewal penalty fee in addition to the
11 90-day late fee and renewal fee.

12 **Sec. 5. 32 MRSA §5515, sub-§10, ¶B,** as enacted by PL 2001, c.
13 261, §4, is amended to read:

14
15 B. Must register with the board to supervise the activities
16 of an unlicensed person pursuant to rules adopted by the
17 board.

18
19 Rules adopted pursuant to this paragraph are ~~major~~
20 substantive routine technical rules as defined in Title 5,
21 chapter 375, subchapter ~~II~~-A 2-A.

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26 SUMMARY

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27 This bill amends the forester licensing law to clarify the
28 renewal licensing procedures for intern foresters and foresters
29 and the requirement for intern forester license applicants to
30 provide 3 references. This bill makes technical changes to the
31 board's rule-making authority.

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