**Use of the term *Broadcast Burning* in the Forest Practice Rules**

**April 6, 2021 Forest Practice Committee Meeting**

**§895.1 Definition (see attached rule text)**

**§915.2, 935.2, 955.2- Treatment of Vegetative Matter (Site Preparation Article) –** Prohibits *Broadcast Burning* from fully consuming larger organic debris which retains soil on slopes and stabilizes Watercourse banks. Not in conflict with an expanded definition of *Broadcast Burning* (only applicable to Site Preparation)

**§916.4, 936.4, 956.4 – Watercourse and Lake Protection**

(b)g.7.(6) Allows alternative for requirement to retain 75% surface cover and undisturbed area within WLPZ w/ project type burning permit and compliant with 915.2, 935.2, 955.2. Not in conflict with an expanded definition of *Broadcast Burning*, but could be clarified (see attached rule text)

**§916.5, 936.5, 956.5 -WLPZ Widths & Protection Measures**

(e)”H” – Requires 50% of pre-operational understory veg to be retained, but does not prohibit Site prep Broadcast burning. Not in conflict w/ expanded definition (applicable to all types of Broadcast)

**§916.9, 936.9, 956.9 – ASP Rules**

(f)(3)(E)4. – Preferred Management Practices in the Inner Zone A and B of flood prone areas – Prohibits mechanical site prep, broadcast burning, and pile burning. Not in conflict w/ expanded definition (applicable to all types of Broadcast)

(q) – Site preparation rules for ASP watersheds – Specific requirements for broadcast burning related only to site preparation. Not inherently in conflict, but could use clarification regarding applicability (see attached rule text)

**Special Treatment/County Rules** – Either outright prohibit Broadcast burning or explicitly allow Broadcast for Site Preparation. Not inherently in conflict and would not recommend revision at this time.

**§1022.2 – License for Site Preparation**

Excludes site preparation activities involving Broadcast Burning from Timber Operator licensing requirements. This section conflicts with both the Forest Practice Act. Under the Act, the Board does not have the authority to exempt certain timber operations from the licensing requirement (see PRC § 4571). It is unlikely that any attempt to exempt additional activities from licensing requirements would comply with APA standards. (see revised rule text)

**§ 1052.5(b)(4)(C)(viii) – SOD Emergency Notice**

Prohibits Mechanical Site Prep, Broadcast Burning, or pile burning in all WLPZs No conflict with revised definition