

1 **Board of Forestry and Fire Protection**

2 **Registered Professional Forester and Certified Specialty Amendments, 2019”**

3 **“Title 14 of the California Code of Regulations (CCR)**

4 **Division 1.5, Chapter 10**

5 **Article 1, 2, , 3, & 4**

6 **Amend: §§ 1600, 1601, 1602, 1610, 1612, 1612.1, 1612.2, 1613, 1614, 1620, 1650, 1651,**

7 **Adopt: §1611.5**

8 **§ Article 1. General Provisions**

9
10 **Amend: 1600. Definitions.**

11 **For the purposes of the rules and regulations contained in this chapter, the term: “Board” means**
12 **the State Board of Forestry and Fire Protection.**

13 **“Certified Specialist” or “certificant” refers to a person who holds a valid certification in a**
14 **specialty created by the Board.**

15 **“Code” or “PRC” refers to the Public Resources Code, unless otherwise specified.**

16 **“Committee” or “PFEC” means the Professional Foresters Examining Committee. “Executive**
17 **Officer” refers to the Executive Officer, Foresters Licensing.**

18 **“Forest Resources” means those uses and values associated with, attainable from, or closely tied**
19 **to, forested landscapes, and includes but is not limited to aesthetics, fish, forage, recreation, soil,**
20 **timber, water and watersheds, wilderness, and wildlife.**

21 **“Registered Professional Forester” or “RPF” refers to a person who holds a valid license as a**
22 **professional forester pursuant to the provisions of the code.**

23
24 **Note: Authority cited: Section 759, Public Resources Code. Reference: Sections 752, 760.5, 762,**
25 **763 and 730, Public Resources Code.**

1
2 **1601. Board of Forestry and Fire Protection Address.**

3 **All correspondence relating to Professional Foresters Registration, including remittances and**
4 **renewal fees, shall be directed to the principal offices of the State Board of Forestry and Fire**
5 **Protection located in the Resources Building, 1416 Ninth Street, Sacramento, or by mail to P.O.**
6 **Box 944246, Sacramento, California 94244-2460.**

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8 **Note: Authority cited: Section 759, Public Resources Code. Reference: Section 761 Public**
9 **Resources Code.**

10
11 **Amend: 1602. Professional Forestry Practice Defined.**

12 **(a) The phrase “act in the capacity of...a professional forester...” pursuant to Public**
13 **Resources Code (PRC), Section 766 refers to any person who is working in a responsible position**
14 **as an individual or through the supervision of others, and performs services on forested**
15 **landscapes applicable to “forestry” as defined in PRC, Section 753 and clarified herein. Forestry**
16 **requires specific knowledge of forestry principles for providing advice to, or management for,**
17 **employers, clients, or others, through consultation; through conduct of investigations in forestry**
18 **matters which have potential environmental effects, or are for site-specific purposes; through**
19 **evaluation of forest properties; and through the planning or execution of forest programs,**
20 **management, operations, and/or treatment.**

21 **(b) A Registered Professional Forester (RPF) shall perform forestry services only in those**
22 **subjects in which he or she is competent by training or experience. Thus, for a RPF to accomplish**
23 **a site-specific forestry project where the RPF’s prudent level of expertise is surpassed, that RPF**
24 **may need to utilize the services of other qualified experts including but not limited to geologists,**
25 **landscape architects, engineers and land surveyors, archaeologists, botanists, ecologists,**

1 fisheries biologists, stream restorationists, wildlife biologists, hydrologists, range scientists, soil
2 scientists, and certified specialists established pursuant to PRC 772.

3 (c) In carrying out PRC, Section 772, a Certified Specialist shall perform only those services in
4 his or her specialty, as described in Chapter 10, Division 1.5, Title 14 of the California Code of
5 Regulations defined herein. Nothing in this section shall preclude certified specialists or the other
6 environmental professionals in subsection (b) from the application of scientific knowledge in their
7 field of expertise outside the practice of forestry.

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9 **Note: Authority cited: Sections 759 and 766, Public Resources Code. Reference: Sections 752, 753**
10 **and 766, Public Resources Code.**

11
12 **1610. Delegation of Certain Functions.**

13 (a) The power and discretion conferred by law upon the Board to receive and file accusations;
14 issue notices of hearings, statements to respondent and statements of issues; receive and file
15 notices of defense; determine the time and place of hearings under Section 11508 of the
16 Government Code, issue subpoenas and subpoenas duces tecum, set and calendar cases for
17 hearing and perform other functions necessary to the dispatch of the business of the Board in the
18 Government Code prior to the hearing of such proceeding; and the certification and delivery of
19 mailing of copies of decisions under Section 11518 of said Code are hereby delegated to and
20 conferred upon the Board's executive officer, or, if absent from the office of the Board, another
21 person designated by the executive officer.

22 (b) Nothing herein prohibits the executive officer from redelegating duties to his subordinates
23 as provided in Section 18572 of the Government Code.

24 (c) Unless otherwise directed by the Board, the executive officer may work directly with the
25 committee on those matters which are pertinent to the Professional Foresters Law, Section 750 et

1 seq. of the Code. The executive officer may be designated by the committee to report to the Board
2 on its behalf.

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4 **Note: Authority cited: Section 759, Public Resources Code. Reference: Section 763, Public**
5 **Resources Code.**

6
7 **1611.5. Professional Standards and Responsibilities**

8 **(a) In addition to other responsibilities under the Code, Registered Professional Foresters and**
9 **certified specialists have professional responsibilities and must comply with professional**
10 **standards in connection with their relationships with clients, employers, and the public. The**
11 **particular standards and responsibilities depend upon the nature of the business relationship and**
12 **associated legal obligations. It is incumbent upon the licensee or certificant to be aware of these**
13 **responsibilities. Failure to comply with such standards and responsibilities may subject the**
14 **licensee or certificant to legal liability.**

15 **(b) When an agency relationship exists between a client and the licensee or certificant, the law**
16 **imposes strict and specific obligations on the part of the licensee or certificant, as the agent, with**
17 **respect to the client, as the principal. These obligations are generally set forth in the California**
18 **Civil Code beginning at Section 2295, and as interpreted by California courts. These obligations**
19 **may include: (1) exercising reasonable skill and diligence in carrying out the work to be**
20 **performed; (2) avoiding any conflict of interest without full disclosure and consent by the**
21 **principal; and (3) acting in a fiduciary capacity with respect to the principal. Conflicts of interest**
22 **and fiduciary responsibilities are discussed below.**

23 **(c) In general, a conflict of interest occurs in an agency relationship when the agent is in a**
24 **situation or participates in activities that are adverse to the interest of the principal. This could**
25 **occur, for example, where the agent has a personal interest in a business transaction, or has**

1 another client with an interest in the business transaction, such that they affect or interfere with
2 one another. Court decisions provide a body of law pertaining to the responsibilities of agents in
3 situations where there is a conflict of interest. Licensees or certificant acting as agents should
4 avoid conflicts of interest, and the appearance of conflicts of interest, and fully disclose such
5 conflicts and obtain the consent of their clients.

6 (d) A fiduciary relationship occurs when there is a relationship between parties to a transaction in
7 which one of the parties has an obligation to act with the utmost good faith for the benefit of the
8 other party. An agency relationship is one in which fiduciary responsibilities arise. Among other
9 obligations, an agent as a fiduciary must give priority to the best interests of the client, keep the
10 client fully informed of all information relevant to the subject matter of the relationship, and must
11 account to the client.

12 (e) Failure to comply with the applicable professional standards and responsibilities may subject
13 the licensee or certificant to legal liability, which is separate and distinct from disciplinary action
14 under the authority of the Board.

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16 Note: Authority cited: Section 759, Public Resources Code. Reference: Sections 775 and 777,
17 Public Resources Code.

18
19 **1612. Discipline.**

20 **The committee may, upon its own motion, and shall upon motion of the Board or upon the verified**
21 **complaint in writing of any person, cause investigation to be made of the actions of any person**
22 **licensed as a professional forester or certified specialist. The committee shall make**
23 **recommendations to the Board for any action provided by law.**

1 **Note: Authority cited: Section 759, Public Resources Code. Reference: Sections 775 and 777,**
2 **Public Resources Code.**

3
4 **1612.1 Disciplinary Guidelines.**

5 **The Board establishes these guidelines to ensure that consequences in any disciplinary action of**
6 **a Registered Professional Forester or certified specialist are known, and to facilitate uniformity of**
7 **penalties. While recognizing that Administrative Law Judges must be free to exercise their**
8 **discretion in a particular case, the Board desires that these guidelines be followed to the extent**
9 **possible, and that any departures therefrom be noted and explained in the proposed decision.**

10 **The Board further desires that matters in extenuation and mitigation, as well as those in**
11 **aggravation, be fully considered and noted in the proposed decision. The primary importance is**
12 **the adverse effect the Registered Professional Forester's or certified specialist's actions had, or**
13 **will continue to have, on the protection of the public interest.**

14 **(a) If convicted of a felony as defined in Section 778(a) and governed by Section 778.5, Public**
15 **Resources Code, ranges of disciplinary action for conviction(s) are:**

16 **Maximum: Revocation of the license or specialty certificate.**

17 **Minimum: Revocation stayed for 2 years on the following conditions:**

18 **(1) Actual suspension for 1 year.**

19 **(2) The respondent shall obey all laws and regulations related to the practice of forestry.**

20 **(b) If found guilty of fraud, deceit, or gross negligence in his or her practice, governed by**
21 **Public Resources Code, Section 778(b), the ranges of disciplinary action for the violation(s) are:**

22 **Maximum: Revocation of the license or specialty certificate.**

23 **Minimum: 6 months suspension stayed for 1 year on the following conditions:**

24 **(1) Actual suspension for 60 days.**

1 **(2) Within one year of the effective date of the Board's decision, the respondent shall**
2 **successfully complete a training program, approved in advance by the Board as being specifically**
3 **related to the area(s) of professional failure.**

4 **(3) Respondent must practice, for up to one year, with the review of work products by a**
5 **Registered Professional Forester, or other specialist, as approved by the Board.**

6 **(4) The respondent shall obey all laws and regulations related to the practice of forestry.**

7 **(c) If found guilty of misrepresentation or material misstatement of fact in his or her practice,**
8 **governed by Public Resources Code, Section 778(b), the ranges of disciplinary action for the**
9 **violation(s) are:**

10 **Maximum: Revocation of the license or specialty certificate.**

11 **Minimum: 90 days suspension stayed for 1 year with 15 days actual suspension, and one or more**
12 **of the following:**

13 **(1) Within one year of the effective date of the Board's decision, the respondent shall**
14 **successfully complete a training program, approved in advance by the Board as being specifically**
15 **related to the area(s) of professional failure.**

16 **(2) Respondent must practice, for up to one year, with review of work products by a**
17 **Registered Professional Forester or other certified specialist, as applicable, as approved by the**
18 **Board.**

19 **(3) The respondent shall obey all laws and regulations related to the practice of forestry.**

20 **(d) If found guilty of incompetence governed by Section 778(b), Public Resources Code, in his**
21 **or her practice, the ranges of disciplinary action for violation(s) are:**

22 **Maximum: Revocation of the license or specialty certificate.**

23 **Minimum: Revocation stayed up to 3 years with license or specialty certificate suspension until**
24 **the completion of all of the following conditions:**

1 (1) The respondent shall successfully complete a training program, approved in advance by
2 the Board, specifically related to the area of incompetency, and

3 (2) The respondent shall take and be notified of passing the Registered Professional
4 Foresters examination or related certified specialty, and

5 (3) Respondent must work, at least six months full time equivalent, under the supervision of a
6 Registered Professional Forester or certified specialist, with review of work products, as approved
7 by the Board.

8 (4) The Respondent shall obey all laws and regulations related to the practice of
9 forestry.

10 (e) If found guilty of fraud or deceit in obtaining a license or specialty certificate, governed by
11 Section 778(c), Public Resources Code, the ranges of disciplinary action for violation(s) are:

12 Recommended Action: Revocation of license or specialty certificate.

13 (f) If found guilty of aiding or abetting a violation of, or material failure to comply with the
14 provisions of the Professional Foresters Law, governed by Section 778(d) and (e), Public
15 Resources Code, the ranges for disciplinary action for violation(s) are:

16 Maximum: Revocation of the license or specialty certificate

17 Minimum: 15 days actual suspension

18 (g) If found guilty of failure to materially comply with any provision of the Professional
19 Foresters Law, the Board may issue a private reprimand when the respondent commits a failure of
20 responsibility which warrants a level of discipline lesser than suspension. If the evidence is
21 insufficient to support a private reprimand or an accusation, the executive officer may send a
22 confidential letter expressing the committee's concerns. If there are insufficient grounds for
23 discipline, the executive officer shall send a letter of exoneration to the respondent.
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1 (h) In any of the above actions, the respondent shall submit such special reports as the Board
2 may require. Said reports shall be designed to provide information as to those facets of his/her
3 work which resulted in the disciplinary action.
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5 Note: Authority cited: Sections 751, 759, 775, 777 and 778, Public Resources Code. Reference:
6 Sections 751, 759, 775, 776, 777 and 778, Public Resources Code.
7

8 **1612.2. Notification of Disciplinary Action.**

9 (a) Conditions of staying an order which suspends or revokes a license or specialty
10 certificate on any of the grounds for disciplinary action specified in Section 778, Public Resources
11 Code, shall require:

12 (1) Respondent to submit to the Board, not later than thirty (30) days after the decision
13 becomes effective, a complete list of all business and/or client names, addresses, and phone
14 numbers with whom a current contractual or employment relationships exists. Furthermore,
15 respondent shall notify the Board within ten (10) days of any new contractual or employment
16 relationships over the duration of the stayed order. This information may be used to aid the Board
17 in monitoring the performance of respondent over the period of the stayed order.

18 (2) Board to notify each business and/or client name submitted, or at its option require
19 respondent to notify with Board approved language and proof of notification, of the offense(s),
20 findings and discipline imposed.

21 (b) The Board shall provide public notice of disciplinary actions. The Board shall comply with
22 the following standards when providing public notice:

23 (1) When the RPF or certified specialist is exonerated, their name and the specifics of the
24 cases will not be made public. A summary of the case will be noticed in "Licensing News", and
25 will include the following:

- 1 (A) Case number.
- 2 (B) Allegation: citing possible cause(s) of action under 14 CCR §1612.1.
- 3 (C) Authority: citations of applicable statutory and regulatory sections.
- 4 (D) Action: announcement of the exoneration and a general summary of the facts of the
- 5 case.

6 (2) When disciplinary action results in the issuance of a PFEC Letter of Concern or Private Board

7 Reprimand, the name of the RPF or certified specialist and license or specialty certificate number

8 and specifics of the case will not be made public. A summary of the case will be noticed in

9 “Licensing News”, and will include the following:

- 10 (A) Case number.
- 11 (B) Allegation: citing possible cause(s) of action under 14 CCR §1612.1.
- 12 (C) Authority: citations of applicable statutory and regulatory sections.
- 13 (D) Action: announcement of the disciplinary action taken and a general summary of
- 14 the facts of the case.

15 (3) When disciplinary action results in license or specialty certificate suspension or

16 revocation, the name of the RPF or certified specialist and the specifics of the case will be made

17 public. A summary of the case will be noticed in the “Daily Recorder”, “Licensing News”, the

18 meeting minutes of the Board, and announced in open session of the Board meeting at which the

19 discipline was approved. These notices will include the following:

- 20 (A) Case number.
- 21 (B) ~~Name~~RPF name and license number of RPF or certified specialist.
- 22 (C) City of business at the time of notice.
- 23 (D) Allegation: citing possible cause(s) of action under 14 CCR §1612.1.
- 24 (E) Authority: citations of applicable statutory and regulatory sections.
- 25

1 **(F) Action: announcement of the disciplinary action taken and a specific summary of the facts**
2 **of the case.**

3 **(4) The information summarized in “Licensing News” under (b)(1), (b)(2), and (b)(3) above**
4 **shall be available upon request to the public.**

5 **(c) The Board may provide notice to the news media of disciplinary actions. The Board shall**
6 **comply with the following standards when providing notice to the media.**

7 **(1) Media releases shall occur in all instances when disciplinary action results in the**
8 **following:**

9 **(A) Suspension or revocation based on any of the following cause(s):**

10 **(i) conviction of a felony as defined in Section 778(a) and governed by Section**
11 **778.5 of the Public Resources Code.**

12 **(ii) fraud.**

13 **(iii) deceit.**

14 **(iv) gross negligence.**

15 **(v) incompetence.**

16 **(B) The PFEC has recommended revocation or a suspension greater than 30 days for any cause**
17 **under 14 CCR §1612.1.**

18 **(2) The media release shall be approved by the by the Board, and shall contain all information**
19 **cited in subsection (b)(3).**

20 **(3) The media release shall be submitted to a newspaper of general circulation in the**
21 **county(ies) where the infraction(s) occurred.**

22
23 **Note: Authority cited: Sections 708, 751, 759, 777 and 778, Public Resources Code. Reference:**
24 **Sections 708, 730, 751, 759, 775, 776, 777 and 778, Public Resources Code.**

1 **1613. Felony Substantial Relationship Criteria.**

2 **For the purposes of denial, suspension or revocation of a license pursuant to Division1, Chapter**
3 **2.5, Article 3, Sections 774, 775, and 778 of the Public Resources Code (PRC), a felony shall be**
4 **considered to be substantially related to the qualifications, functions, or duties of a registered**
5 **professional forester (RPF) or certified specialist, if, to a substantial degree, it evidences present**
6 **or potential unfitness to perform the functions authorized by Article 3 of the Public Resources**
7 **Code.**

8 **Such felonies may include, but not be limited to; felony convictions which demonstrate**
9 **dishonesty or breach of fiduciary responsibility or which involve any of the following:**

- 10 **(a) violations of PRC 778, or felony sections of the Business and Professions Code, Health**
11 **and Safety Code, and Public Contracts Code;**
12 **(b) damage to natural resources including, but not limited to, arson;**
13 **(c) violations related to:**
14 **(1) Division 1, Chapter 2.5, Article 3 of the Public Resources Code or**
15 **(2) Division 4, Part 2, Public Resources Code, or**
16 **(3) Division 1.5, Title 14, California Code of Regulations.**

17
18 **Note: Authority cited: Section 778.5, Public Resources Code. Reference: Section 778.5, Public**
19 **Resources Code.**

20
21 **1614. Criteria for Rehabilitation.**

22 **When considering the specified conditions of denial or reinstatement from suspension or**
23 **revocation of a license or specialty certificate, the board, in evaluating the rehabilitation of the**
24 **applicant and present eligibility for a license or specialty certificate will consider the following**
25 **criteria:**

1 (a) The nature and severity of the act(s) or crime(s) under consideration as grounds for denial
2 or reinstatement.

3 (b) Evidence of any act(s) committed subsequent to the act(s) or crime(s) under consideration
4 for grounds for denial or reinstatement which also could be considered as grounds for denial or
5 reinstatement.

6 (c) The time that had lapsed since the commission of the act(s) or crime(s).

7 (d) The extent to which the applicant, ~~or licensee,~~ or certified specialist has complied with
8 any terms of parole, probation, restitution, or any other sanctions lawfully imposed against the
9 applicant.

10 (e) Evidence, if any, of rehabilitation submitted by the applicant.

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12 **Note: Authority cited: Sections 759, 774, and 777, Public Resources Code. Reference: Sections**
13 **774 and 777, Public Resources Code; and Section 11522, Government Code.**

14
15 **Article 2. Applications.**

16
17 **1620. Applications.**

18 (a) Applications for registration as a professional forester or as a certified ~~forestry~~ specialist
19 shall be:

20 (1) Filed on a form prescribed by the Board

21 (2) Filed at the Sacramento office of the Board, and accompanied by the required application
22 fee.

23 (3) Subscribed and certified to “under penalty of perjury” as provided by Section 2015.5, Code
24 of Civil Procedure.

1 (4) Typewritten, except that applicants located without access to typewriters, may so state, and
2 submit applications printed legibly by hand.

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4 Note: Authority cited: Sections 759 and 772, Public Resources Code. Reference: Sections 767 and
5 772, Public Resources Code.

6
7 Article 4. Miscellaneous.

8 1650. Specialties.

9 (a) As an alternative to being registered as a RPF, any person qualified pursuant to this Article is
10 eligible for certification in a specialty. Both RPFs and non-RPFs are eligible for certification in a
11 specialty. Only a person registered as a Certified Specialist may use the title of that specialty.

12 A certificate in each specialty created will be issued by the Board pursuant to ~~the standards~~
13 ~~contained in Section 772 of the Code.~~ Specialties will be created by regulation as the need arises.

14 (b) ~~The~~ To protect the public interest, the following certified specialties shall be implemented and
15 overseen by the Executive Officer, with the assistance of the PFEC ~~Examining Committee~~:

16 (1) Certified Rangeland Management Specialty

17 (c) For independent certification programs submitted to the Board by a professional society or
18 public agency pursuant to Section 772 of the Code, to protect the public interest the following
19 process and requirements shall apply:

20 (1) When a professional society or public agency establishes an internal certification panel
21 for any or all of the following purposes: reviewing an applicant's qualifications; administering an
22 examination to evaluate an applicant's professional understanding; awarding certifications;
23 reviewing or advising the PFEC regarding allegations of misconduct; ~~and administering~~
24 ~~discipline~~; the panel members shall have first been certified by the Board as meeting the
25 professional qualifications and standards for that ~~C~~certified ~~S~~specialty before undertaking their

1 certification program, including but not limited to the number of applicants for certification, the
2 approvals, denials, copies of examinations, and a summary of disciplinary actions, to insure the
3 program fully protects the public interest. Failure to submit the report may result in a full review
4 which may result in the rejection of the Ccertification program by the Board.

5 (d) All Certified Specialists are subject to annual registration and fees for renewal of Sspecialty
6 Ccertificates pursuant to 14 CCR, Sections 1605 and 1607. Additional fees may be required by the
7 professional society or public agency responsible for the independent certification program.

8 (e) The professional society or public agency shall submit for Board recognition its independent
9 certification program, and any other information reasonably requested by the Board, as full
10 qualification without examination for the Board's certificate of specialization. Upon determination
11 by the Board that the program fully protects the public interest in the area of practice
12 encompassed by the program, the certification as a specialist shall be granted, provided the
13 specialist has met the requirements under the program. Upon recognition by the Board of an
14 independent certification program, the terms of the program shall be made publicly available by
15 the professional society or public agency and posted on the Board's website.

16 (f) The Board may, from time to time, review an independent certification program which it has
17 recognized pursuant to PRC § 772 to ensure the program fully protects the public interest. The
18 Board may rescind its recognition of the independent certification program if it determines that
19 the program fails to comply with the requirements of this Chapter. The Board shall rescind its
20 recognition of the independent certification program if it determines that the program does not
21 fully protect the public interest.

22
23 Note: Authority cited: Sections 759 and 762, Public Resources Code. Reference: Sections 762 and
24 772, Public Resources Code.

1 **1651. Certified Rangeland Management Specialty**

2 **(a) A “Certified Rangeland Manager (CRM)” is a person who provides services pursuant to Title 14**
3 **California Code of Regulations (CCR) 1602, at the request of the landowner or hiring agent,**
4 **relating to the application of scientific principles to the art and science of managing rangelands**
5 **and range on forested landscapes, as defined in California Public Resources Code § 754. A**
6 **~~CRM Certified Rangeland Manager~~ shall perform professional services only in those subjects in**
7 **which he or she is competent by training and experience.**

8 **(b) When a CRM is providing range management services related to the production of forage and**
9 **livestock on forested landscapes, an RPF shall be consulted if there are potential impacts on**
10 **related forest resources.**

11 **(c) ~~Qualifications as a CRM Certified Rangeland Manager~~ may be achieved by submitting to the**
12 **Board evidence of certification by the professional society or public agency recognized under**
13 **Public Resources Code § 772 California Section of the Society for Range Management (CA-SRM)**
14 **as a Certified Rangeland Manager, subject to 14 CCR § 1650. The Board shall grant a specialty**
15 **certificate upon (i) receiving satisfactory evidence that the applicant has met the CRM**
16 **qualifications, has successfully completed the written examination, has paid all fees due to the**
17 **professional society or public agency, if any, and upon (ii) payment of all applicable fees to the**
18 **Board pursuant to 14 CCR §§ 1605 and 1607. ~~pursuant to its “Program for Certification of~~**
19 **~~Professional Rangeland Managers “ (PCPRM) dated June 5, 1992 and amended on November 4,~~**
20 **~~1993.~~**

21 **(d) The independent certification program submitted by CalPac-SRM pursuant to its “Program for**
22 **Certification of Professional Rangeland Managers” (PCPRM) dated June 5, 1992, and amended on**
23 **November 4, 1993, as recognized by the Board, shall remain in effect until amended or until**
24 **recognition is otherwise rescinded by the Board.**

1 **Note: Authority cited: Sections 759 and 762, Public Resources Code. Reference: Sections 762 and**
2 **772, Public Resources Code.**

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