

**A-Engrossed**  
**House Bill 3072**

Ordered by the House May 4  
Including House Amendments dated May 4

Sponsored by COMMITTEE ON AGRICULTURE, NATURAL RESOURCES AND RURAL COMMUNITIES

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

**Authorizes State Board of Forestry to designate areas on certain state forestlands as exempt from requirement that those forestlands be managed to secure greatest permanent value.**

Defines statutory term regarding management of acquired lands designated as state forests[, *common school forest lands and Elliott State Forest Lands*]. Requires State Board of Forestry to amend forest management plans to achieve policy and goals reflected in definition.

*[Declares emergency, effective on passage.]*

**A BILL FOR AN ACT**

1  
2 Relating to the management of forest lands; creating new provisions; and amending ORS 530.050.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) The State Board of Forestry may designate areas on state forestlands**  
5 **acquired under ORS 530.010 to 530.040 as exempt from the requirement under ORS 530.050**  
6 **that those state forestlands be managed to secure the greatest permanent value. In desig-**  
7 **nating areas under this section, the board may consider areas:**

8 (a) **That are nonproductive timber lands;**

9 (b) **That are located on steep slopes; or**

10 (c) **For which designation might restore, maintain or enhance riparian areas.**

11 (2) **Management activities in areas designated under this section may include limited**  
12 **harvesting and other forest resource management activities.**

13 **SECTION 2. ORS 530.050 is amended to read:**

14 530.050. (1) **As used in this section, "secure the greatest permanent value" means to en-**  
15 **sure that lands are forests managed primarily for timber production in order to produce re-**  
16 **venue for counties, schools and local taxing districts that receive revenue from those lands.**

17 (2) Under the authority and direction of the State Board of Forestry except as otherwise pro-  
18 vided for the sale of forest products, the State Forester shall manage the lands acquired pursuant  
19 to ORS 530.010 to 530.040 so as to secure the greatest permanent value of those lands to the state,  
20 and to that end may:

21 [(1)] (a) Protect the lands from fire, disease and insect pests, cooperate with the counties and  
22 with persons owning lands within the state in the protection of the lands and enter into all agree-  
23 ments necessary or convenient for the protection of the lands.

24 [(2)] (b) Sell forest products from the lands, and execute mining leases and contracts as provided  
25 for in ORS 273.551.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1        [(3)] (c) Enter into and administer contracts for the sale of timber from lands owned or managed  
2 by the State Board of Forestry and the State Forestry Department.

3        [(4)] (d) Permit the use of the lands for other purposes, including but not limited to forage and  
4 browse for domestic livestock, fish and wildlife environment, landscape effect, protection against  
5 floods and erosion, recreation, and protection of water supplies when, in the opinion of the board,  
6 the use is not detrimental to the best interest of the state.

7        [(5)] (e) Grant easements, permits and licenses over, through and across the lands. The State  
8 Forester may require and collect reasonable fees or charges relating to the location and establish-  
9 ment of easements, permits and licenses granted by the state over the lands. The fees and charges  
10 collected shall be used exclusively for the expenses of locating and establishing the easements,  
11 permits and licenses under this [subsection] **paragraph** and shall be placed in the State Forestry  
12 Department Account.

13       [(6)] (f) Require and collect fees or charges for the use of state forest roads. The fees or charges  
14 collected shall be used exclusively for purposes of maintenance and improvements of the roads and  
15 shall be placed in the State Forestry Department Account.

16       [(7)] (g) Reforest the lands and cooperate with the counties, and with persons owning  
17 timberlands within the state, in the reforestation, and make all agreements necessary or convenient  
18 for the reforestation.

19       [(8)] (h) Require such undertakings as in the opinion of the board are necessary or convenient  
20 to secure performance of any contract entered into under the terms of this section or ORS 273.551.

21       [(9)] (i) Sell rock, sand, gravel, pumice and other such materials from the lands. The sale may  
22 be negotiated without bidding, provided the appraised value of the materials does not exceed \$2,500.

23       [(10)] (j) Enter into agreements, each for not more than 10 years duration, for the production  
24 of minor forest products.

25       [(11)] (k) Establish a forestry carbon offset program to market, register, transfer or sell forestry  
26 carbon offsets. In establishing the program, the forester may:

27       [(a)] (A) Execute any contracts or agreements necessary to create opportunities for the creation  
28 of forestry carbon offsets; and

29       [(b)] (B) Negotiate prices that are at, or greater than, fair market value for the transfer or sale  
30 of forestry carbon offsets.

31       [(12)] (L) Do all things and make all rules, not inconsistent with law, necessary or convenient  
32 for the management, protection, utilization and conservation of the lands.

33       **SECTION 3. No later than July 1, 2010, the State Board of Forestry shall modify all forest**  
34 **management plans developed by the State Forester to the extent necessary to achieve the**  
35 **policy goals and direction established by the amendments to ORS 530.050 by section 2 of this**  
36 **2009 Act.**

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