

SB 1501 - Private Forest Accord policy bill							
*note that some section numbers might change with the -1							
SECTION	RULE PACKAGE						
1	Adds policy to Oregon Forest Practices Act statute						
2	Directs BOF to Create Rule Package based on PFA and Current Rule						
3	Expedited Rule Process, Finish by Nov. 30, 2022						
4	Directs F&W Commission to Change Rules based on PFA						
5	Effective Dates Post Jan 1, 2024. Fish Streams July 1 2023. State Forester can extend.						
	<b>The complexity of the Private Forest Accord requires much of the agreement to be implemented through a comprehensive rulemaking process (as well as the statutory changes envisioned here). This section directs that rulemaking, expedites the timeline for its completion, and sets out that the rules should align with the Private Forest Accord report. These sections also outline a staged implementation of the various rule prescriptions to allow time for the modelling and data envisioned to be completed.</b>						
	POST DISTURBANCE HARVEST RULEMAKING						
6	Post disturbance rules by Nov. 30, 2025.						
	<b>The PFA Authors did not agree on specific prescriptions for post disturbance logging, but did agree that the Board of Forestry should evaluate the issue and complete a rulemaking process by a date certain.</b>						
	TETHERED LOGGING RULEMAKING						
7	Initiate tethered logging rulemaking by March 2025						
	<b>The PFA Authors did not agree on specific prescriptions for tethered logging, but did agree that the Board of Forestry should evaluate the issue and initiate a rulemaking process by a date certain.</b>						
	JUST COMPENSATION EXEMPTION						
8	M49 Waiver for rules in rule package and subsequent rules adopted pursuant to Adaptive Management						
9	M49 Waiver text incorporated into 195.308						
	<b>These sections provide clarity that rules adopted to implement the initial PFA prescriptions and any rules adopted through adaptive management will not be subject to financial compensation claims under Measure 49.</b>						

	LANDSLIDE MODELING								
10	Expedited landslide modeling. Contract process waiver.								
	<b>A key part of the PFA agreement is the approach to limiting the negative impacts of steep slopes logging on aquatic habitats. Instrumental to this approach is conducting state of the art modelling to identify up slope areas that are most prone to delivering sediment to fish streams and the channels that might carry debris flows from those slides. This modelling needs to be completed in an expedited fashion to provide the foundation for future rules and field prescriptions.</b>								
	SUBMISSION OF HABITAT CONSERVATION PLAN								
11	Directs board to submit HCP based on PFA								
12	Submit by Dec. 31, 2022. Rapid contracting.								
	<b>The state will need to submit an Habitat Conservation Plan application with all of the details of the PFA agreement. These can be highly technical documents and ODF has relied on outside consultants to aid in the drafting of other HCPs (Western Oregon State Forests and Elliott). This section calls for a rapid contracting process to ensure that ODF can meet the tight timelines.</b>								
	PASS-THROUGH PROTECTION FOR ENDANGERED SPECIES ACT								
13	Adds following section to OFPA statute								
14	Pass through provision. Other HCPs exempt.								
	<b>Clarifies that other HCPs approved by the federal government will be exempt from the Private Forest Accord. This provision is most likely to be used in scenarios where private landowners were already pursuing their own HCPs or future HCPs that might include additional terrestrial species protections.</b>								
	SMALL FORESTLAND OWNER PROVISION								
15	Adds following section to OFPA statute								
16	SFO Definition, SFO Minimum Option								
17	Small Forestland Investment in Stream Habitat Program SFISH. Purpose.								
18	SFISH Fund established								
19	SFO Office created								
20	Directs to include 16, 17, 19 in Rule Package								

	<b>These sections accomplish all of the Small Forestland Owner provisions of the Private Forest Accord save the specific tax credit that is outlined in SB 1502. Key components include: the creation of a new SFO office at ODF to ensure training and implementation of the various provisions for SFOs envisioned under the PFA; the creation of a new SFISH fund and program that will help support road and fish passage improvements on SFO land and; establishment of the "small forestland minimum option."</b>						
	BEAVER (CASTOR CANADENSIS) CONSERVATION						
21	Beaver sections added to ORS Chapter 498 Wildlife laws						
22	Requires report of beaver taken on private forestland						
23	Problem beaver non-lethal approach with waiver for large owners, ODFW relocation						
24	Beaver rules done by end of year						
25	Beaver commerical take prohibition for large ownerships. No compensation except for problem beaver trapping. No sale of pelts.						
26	No effect on other predator control rights.						
27	No effect on other rodent or predator control rights.						
	<b>Beavers provide incredibly important ecological benefits for aquatic species and this section implements new protocols that help to track beaver take on private forestland and focus conflict resolution on non-lethal approaches.</b>						
	MITIGATING EFFECTS ON AQUATIC WILDLIFE						
28	Mitigation fund established; subaccount of Oregon Conservation and Recreation Fund (OCRF)						
29	Mitigation fund not controlled/advised by OCRF Advisory Committee						
30	Creates PFA Mitigation Advisory Committee -- PFA MAC						
31	Initial membership in PFA MAC						
32	Use of funds in PFA MAC						
	<b>As part of the PFA, the forest sector and the state have both committed to fund a mitigation account aimed at benefiting the species that are subject to the HCP. These activities could include off-forest habitat improvement, in stream water right purchases, land easements, etc. The mitigation fund will be housed within the Oregon Conservation and Recreation Fund and funds will be granted out by an advisory committee made up of forest sector representatives, conservation representatives, and state agency staff.</b>						
	ADAPTIVE MANAGMENT						
33	Adds sections to OFPA statute						





	CONTINGENT AMENDMENTS							
64-75	Amendments to revert all statues back to current form, only if ITP is not issued or does not match PFA							
	CONFORMING AMENDMENTS							
76	Technical amendment							
	CAPTIONS							
77	Captions included for convenience							
	EMERGENCY CLAUSE							
78	Emergency declaration							