April 19, 2010

MEMORANDUM

TO: Forest Practices Board

FROM: Sherri Felix SF
Forest Practices Division, Policy and Services Section

SUBJECT: WAC 222-20-120 Notice of Forest Practices to Affected Indian Tribes - Action Requested

On May 11, 2010, I will request the Board direct staff to file a CR-101 *Pre-proposal Statement of Inquiry* on this rule with the Office of the Code Reviser. Filing the CR-101 will notify the public of this subject of possible rulemaking by the Board.

Brief Background: At your November 2009 meeting, the Board was informed of the TFW Cultural Resources Committee's work on recommendations to revise this rule and added this rule making topic to its 2010 Work Plan. On February 10, 2010, staff's rule making update included commencing this possible rule making at your May meeting.

The focus of the Committee's discussions is rule revisions that would:

- Clarify ambiguous language and
- Resolve issues with the rule's landowner-tribe meeting requirement and tribal sovereignty.

The Committee is endeavoring to bring a consensus recommendation to the Board.

I look forward to providing you further information on May 11. If you have questions in the meantime, please do not hesitate to contact me at (360) 902-1446 or Sherri.Felix@dnr.wa.gov .