CALL TO ORDER
Doug Sutherland called the meeting to order at 9:10 a.m.

EXECUTIVE SESSION
Executive session convened at 9:11 a.m. and ended at 9:46 a.m.

INTRODUCTIONS
Introductions were made by Board, staff, and attendees. Patricia Anderson, Department of Natural Resources (DNR), provided an emergency safety briefing.

Sutherland thanked John Mankowski for his service to the Board and presented him with a plaque of recognition. Mankowski accepted a position in the Governor’s office as the Governor’s Natural Resource Policy Advisor.

PUBLIC COMMENT
Ken Miller, Washington Farm Forestry Association, said that WFFA supports the adoption of the RMAPs rules. He also presented information on conversion issues currently facing small forest landowners.

Andrew Galbraith, Cascade Land Conservancy, shared that Cascade Land Conservancy continues to facilitate partnerships with several Western Washington counties in purchasing properties or development rights. The goal is to keep rural lands rural, and prevent forest land conversions. He encouraged the Board to provide incentives to forest landowners so they can continue to manage their forests.
Dennis Creel, Hampton Resources, Inc., suggested that the Board adopt the modeled water type map as the rule and place the burden of proof on those landowners who challenge the water type.

Bob Dick, American Forest Resource Council, commented on the process of using the Notice to Comply enforcement tool for non-enforcement purposes. He encouraged the Board’s to move forward when proposed language is presented.

Josh Weiss, Washington Forest Protection Association, suggested that the Board work on a non-regulatory approach to protect the Taylor’s Checkerspot Butterfly. WFP does not support an emergency rule or a permanent rule. Landowners are able and willing to engage in cooperative protection efforts.

Julie Keough, Vail Tree Farm, Weyerhaeuser, expressed preference for a cooperative conservation model for the Taylor’s Checkerspot Butterfly rather than a regulatory model. Keough stated that work is already being done to research and manage two known sites at the Vail Tree Farm. Keough also recommended that DNR look at chemical and application guidelines used by the Environmental Protection Agency, related to federally T & E species.

Chris Mendoza, ARC Consultants, said that the water type map is not refined enough to use as the rule, and that under-predictions must also be accounted for. He felt more work is needed by CMER.

Robert Meier, Rayonier, encouraged the Board to consider alternative to regulations to cooperate and protect threatened and endangered species. He encouraged the Board to consider non-regulatory measures for protection of the Taylor’s Checkerspot Butterfly. Rayonier does not support a permanent rule.

Tom Nelson, Sierra Pacific Industries, shared that Sierra Pacific, previously in operation only in California, has recently acquired forest land in Washington State and will be a regular attendee at future Board meetings.

Miguel Perez-Gibson, Forests and Fish Conservation Caucus, expressed appreciation to DNR for holding a productive two-day CMER budget retreat. He shared that the conservation caucus is committed to help obtain funding. He also recommended that the Board consider non-regulatory options to ensure protection for the Taylor’s Checkerspot Butterfly.

**STAFF REPORTS**

**Legislative Update**

Lenny Young, DNR, reported on the results of the 2006 Legislative session that have impacts to the Forest Practices Program.

- SSB 6429 adds a public disclosure exemption for tribal cultural resources information acquired during watershed analysis.
- HB 2155 requires state agencies to submit electronic copies of all publications to the State Library.
- SSB 6874 imposes a 0.052 percent B&O tax surcharge upon those who extract and sell timber products; receipts will be deposited into a Forests and Fish support account.

**Adaptive Management**

Lenny Young introduced Darin Cramer as the new Adaptive Management Program Administrator.
Water Typing
Gary Graves, DNR, informed the Board that Dennis McDonald accepted a position with the City of Shelton. Graves explained the improved GIS hydrography map layer that included new water types for Eastern Washington. CMER has concluded that no further evaluation of the model is necessary.

Rule Making Schedule
Jed Herman, DNR, highlighted rule making actions to come before the Board in August and also updated the Board on progress made on the Board’s rule making schedule.

Staff is currently conducting stakeholder meetings to develop rule language for perennial initiation points and Taylor’s Checkerspot Butterfly. Stakeholder meetings for desired future condition, notice to comply, historic sites, and long term permitting are scheduled to begin in July and September.

NORTHERN SPOTTED OWL EMERGENCY RULE
Jed Herman, DNR, shared that the emergency rule for the protection of the Northern Spotted Owl will expire prior to the August meeting and asked the Board to readopt the existing emergency rule.

MOTION: Bob Kelly moved that the Forest Practices Board readopt the emergency rule for the protection of the Northern Spotted Owl and direct staff to file a CR103 with the Code Reviser on or before July 26, 2006 to allow time to complete the permanent rule making process.

SECONDED: Alan Soicher

ACTION: Motion passed unanimously.

SPOTTED OWL UPDATE
Gary Graves, DNR, presented an update on forest practices within spotted owl SOSEAs. As the Board requested, this report will be an ongoing update to occur at each quarterly meeting. Graves, reported that there have been 40 applications submitted for activities within individual SOSEAs in the first quarter of 2006, 31 of which are not in a circle or managed as part of an HCP.

CMER 2007 WORK PLAN AND BUDGET
Lenny Young, DNR, presented the 2007 CMER work plan and budget and asked for approval for the Tier 1 projects.

MOTION: Tom Laurie moved that the Forest Practices Board approve the 2007 CMER Work Plan and associated budget for Tier 1 projects.

SECONDED: Sherry Fox

ACTION: Motion passed unanimously.

RMAP RULE MAKING
Jed Herman, DNR, presented the rule proposal for permanent adoption and highlighted the minor changes that staff made.

Tom Laurie expressed the Department of Ecology’s (DOE) support for adoption of the rule. The rule proposal meets the requirements of the Clean Water Act and state water quality standards.
MOTION:  Sherry Fox moved that the Forest Practices Board adopt the proposed permanent rule to amend WACs 222-16-010, -050, 222-20-010, -015, -040, -055 and 222-24-010, -050, -051, 0511 and direct staff to file the CR103 with the Office of the Code Reviser.

SECONDED: Toby Murray

Board Discussion

Alan Soicher asked whether the funding is available to meet the goals identified in the economic analysis. Herman responded that progress is being made but additional money will be needed.

ACTION: Motion passed unanimously

BOARD MANUAL

Marc Engel, DNR, presented Board Manual Section 3 that accompanies the RMAP rules.

MOTION: Doug Stinson moved that the Forest Practices Board approve Board Manual Section 3 as amended today and that Department staff have the authority to make changes as necessary for clarity and to finalize for distribution.

SECONDED: Tom Laurie

Board Discussion

Tom Laurie stated that DOE feels it is a definite improvement and will be a useful tool.

ACTION: Motion passed unanimously.

STATE WILDLIFE LISTINGS

Jed Herman, DNR, reviewed the state listing report submitted to the Board, specifically the Taylor’s Checkerspot Butterfly, having an impact on forest practices. Herman recommended that the Board begin the permanent rule making process and not adopt an emergency rule as previously recommended. David Whipple stated that WDFW is in agreement that it does not rise to the level of an emergency and that further analysis needs to occur to see whether permanent rule making is even necessary.

Lee Faulconer liked the suggestion of exploring non-regulatory options and volunteered Department of Agriculture staff to assist in exploring these options.

MOTION: David Whipple moved that the Forest Practices Board direct staff to file the Preproposal Statement of Inquiry (CR 101) with the Office of the Code Reviser to inform the public of rule making intentions to provide protection for the Taylor’s Checkerspot Butterfly. He further moved that staff provide notice pursuant to RCW 76.09.040 notifying the counties, Department of Fish and Wildlife and Tribes.

SECONDED: Toby Murray

ACTION: Motion passed unanimously.
UPLAND WILDLIFE PLANNING

David Whipple provided a brief update on WDFW’s efforts on the upland wildlife planning, specifically Element 2-Landscape Planning. WDFW has received $397,000 in the supplemental budget for first year research, which will provide information on upland wildlife. The money will be used to hire a research scientist to manage the project, and to help small forest landowners, tribes, and the conservation caucus to participate in a collaborative process.

Meeting adjourned at 1:05 p.m.