

Agenda Item No.:	4
Work Plan:	Private Forests Work Plan
Topic:	Forest Practices Act (FPA) Rule Policy Review
Presentation Title:	Specified Resource Sites Rulemaking for Marbled Murrelet
Date of Presentation:	April 24, 2019
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SUMMARY

The Board of Forestry (Board) will receive an update on progress made for work relating to the rule analysis process for marbled murrelets. The update will include an overview of edits made to the marbled murrelet technical report to incorporate comments received during the expert review of the draft report. The Board will receive the final technical report and accept or reject the report, as directed in administrative rule.

CONTEXT

The Board’s *2011 Forestry Program for Oregon* strives to conserve diverse native plant and animal populations and protect and improve their habitats in Oregon's forests (Goal E). The Board’s *2011 Forestry Program for Oregon* supports an effective, science-based, and adaptive FPA as a cornerstone of forest protection on private lands in Oregon. The Board also promotes a variety of non-regulatory tools, such as landowner recognition, incentives, easements, exchanges, and technical assistance, to help implement the forest-related elements of the Oregon Conservation Strategy (Objective E-4).

BACKGROUND

In June 2016, the Board received a Petition to Initiate Rulemaking under specified resource site rules for the marbled murrelet. In November 2016, the Board directed the Department to initiate a rule analysis for marbled murrelets and as one of the initial steps for this project, to develop a technical report on marbled murrelets (OAR 629-680-0100). The draft technical report was presented to the Board in April 2018. An expert review of the draft technical report was conducted and the findings from the six reviews presented to the Board in November 2018.

ANALYSIS

The Department has finalized the technical report on marbled murrelets (Attachment 1). Input from the expert reviews was incorporated into this final version. Edits include the addition of 20 citations including new materials published since the draft was finalized, new information/papers suggested by reviewers, and missing citations. Information was added to the Background section of the report to describe the current process the Department uses for marbled murrelets under the Forest Practices Act. The Population Status and Trends section was updated to include the most recent population monitoring results as well as a summary of the 2004 population viability analysis conducted by the

United States Fish and Wildlife Service. In addition, many edits were made throughout the report to improve clarity or to add details where noted by the expert reviewers.

RECOMMENDATION

The Department recommends that the Board accept the final Marbled Murrelet Technical Report.

ATTACHMENTS

1. Marbled Murrelet Technical Report Final