

Post-Disturbance Harvest Rules

Board of Forestry Meeting

September 3, 2025

Josh Barnard, Forest Resources Division Chief
Nicole Stapp, Forest Resources Division Policy Advisor





Policy Context & History

POST-DISTURBANCE HARVEST RULEMAKING

SECTION 6. (1) Pursuant to the authority granted by ORS 527.710 and subject to the procedures set forth in ORS 527.714 for rules described in ORS 527.714 (1)(c), the State Board of Forestry shall initiate rulemaking concerning the post-disturbance harvest of trees that, but for the disturbance, would not be harvested under rules adopted, amended or repealed as part of the rule package described in section 2 of this 2022 Act.

(2) The rulemaking:

(a) Must be completed on or before November 30, 2025.

(b) Is not subject to the requirements of section 39 of this 2022 Act.

Senate Bill 1501 (2022)

1/4/23 BOF Mtg

BOF: Initiated rulemaking,
directed ODF to do an to ORS
527.714 analysis

ODF: Completed the post disturbance
literature review and drafted proposed rules

2/23/24 BOF Mtg

BOF: Received the literature review, draft rules and
ORS 527.714 analysis, heard public testimony, made
ORS 527.714 determinations, directed ODF to
complete an economic analysis and file notice of
rulemaking

6/4/25 BOF Mtg

BOF: Received public comments and a staff
analysis, directed ODF to re-open the public
comment period and return in September

ODF: Completed the analysis, filed notice, held
a public comment period and rules hearing

Results of the Second Public Comment Period



PUBLIC NOTICE

Posted: 7/1/2025
Comment Deadline: 7/31/2025



Board of Forestry requests additional comments on Post-Disturbance Harvest Rulemaking Directed by SB 1501 (2022)

The Board of Forestry is reopening the public comment period related to the post-disturbance harvest rulemaking from July 1st to July 31st, 2025.

The Notice of Proposed Rulemaking first appeared in the April 2024 Oregon Bulletin with a comment deadline of May 1st, 2024. Comments that were previously submitted by the original deadline will remain in the rule record for consideration and do not need to be resubmitted. Any comments made after May 1, 2024, and before July 1, 2025, need to be submitted during the additional public comment period in the prescribed manner for consideration and inclusion in the rulemaking record.

HOW TO PROVIDE PUBLIC COMMENT

By email:	ODF.FRDrules@odf.oregon.gov
By mail:	Nicole Stapp, ODF Forest Resources 2600 State St. Salem, OR 97310
Comment deadline:	July 31 st , 2025 at 5 PM

To view the Notice of Proposed Rulemaking visit:
www.oregon.gov/odf/board/documents/laws-rules/notice-of-proposed-post-disturbance-harvest-rulemaking.pdf.

For additional information visit the Oregon Department of Forestry (ODF) rulemaking webpage at: www.oregon.gov/odf/Pages/rulemaking.aspx.

Note: Public comments received in response to this rulemaking notice are considered public records and will be publicly available on the ODF website and provided to the Board of Forestry. As posted, public comments may include the first and last name of the submitter, submission contact information (email address or mailing address), and affiliation (if listed). By submitting a public comment, you agree to have the information you submit posted publicly.



www.oregon.gov/odf/Pages/rulemaking.aspx



- 119 comments received
- 116 unique commenters
- Call for Rule Action Counts:

Action	Commenters
Adopt the proposed rules as drafted	103
Retain existing OAR 629-643-0300	7
Retain existing OAR 629-643-0300 for Small Forestland Owners	3
Other	3

- Comments in their entirety are provided in Attachment 3



Board Decision Options

Statutory deadline for completion: 11/30/2025

Staff Recommendation:

Adopt the rules as proposed in Attachment 1.

Additional Options:

- Adopt the rules as proposed in Attachment 1 and direct the Adaptive Management Program Committee to develop a preliminary research question related to OAR 629-643-0300
- Adopt modified rules, which may require the Board to make new ORS 527.714 determinations and/or repeat rulemaking processes