

1 **Board of Forestry and Fire Protection**

2 **Title 14 of the California Code of Regulations (14 CCR),**

3 **Division 1.5, Chapter 4:**

4 **Subchapters 4, 5, 6, Article 3**

5
6 **Amend:**

7 **§ 913.11. Maximum Sustained Production of High Quality Timber Products.**

8 The goal of this section is to achieve Maximum Sustained Production of High Quality
9 Timber Products (MSP). MSP is achieved by meeting the requirements of either (a) or
10 (b) or (c) in a THP, SYP, NTMP or WFMP, or as otherwise provided in Article 6.8,
11 Subchapter 7, Chapter 4, Division 1.5, Title 14 of the California Code of Regulations.

12 (a) Where a Sustained Yield Plan (14 CCR § 1091.1), a NTMP, or a WFMP has
13 not been approved for an ownership, MSP will be achieved by:

14 (1) Producing the yield of timber products specified by the landowner,
15 taking into account biologic and economic factors, including factors related
16 to fire risk, while accounting for limits on productivity due to constraints
17 imposed from consideration of other forest values, including but not limited
18 to, recreation, watershed, wildlife, fire protection, range and forage,
19 fisheries, regional economic vitality, employment and aesthetic enjoyment.

20 (2) Balancing growth and harvest over time, as explained in the THP for
21 an ownership, within an assessment area set by the Timber Owner or
22 Timberlands owner and agreed to by the Director. For purposes of this
23 subsection the sufficiency of information necessary to demonstrate the
24 balance of growth and harvest over time for the assessment area shall be
25 guided by the principles of practicality and reasonableness in light of the

1 size of the ownership and the time since adoption of this section using the
2 best information available. The projected inventory resulting from
3 harvesting over time shall be capable of sustaining the average annual
4 yield achieved during the last decade of the planning horizon. The
5 average annual projected yield over any rolling 10-year period, or over
6 appropriately longer time periods for ownerships which Project harvesting
7 at intervals less frequently than once every ten years, shall not exceed the
8 projected long-term Sustained Yield.

9 (3) Realizing growth potential as measured by Adequate Site Occupancy
10 by Species to be managed and maintained given Silvicultural Methods
11 selected by the landowner.

12 (4) Maintaining good Stand Vigor.

13 (5) Making provisions for adequate regeneration. At the Plan submitters
14 option, a THP may demonstrate achievement of MSP pursuant to the
15 criteria established in (b) where an SYP has been submitted but not
16 approved.

17 (b) Where a SYP, NTMP, or WFMP is submitted for an ownership, an approved
18 SYP, NTMP, or WFMP achieves MSP by providing sustainable harvest yields
19 established by the landowner which will support the production level of those
20 high-quality timber products the landowner selects while at the same time:

21 (1) meeting minimal Stocking, and basal area standards for the selected
22 Silvicultural Methods as provided in these Rules as described;

23 (2) protecting the soil, air, fish and wildlife, water resources and any other
24 public trust resources;

1 (3) giving consideration to fire risk, fire protection, recreation, range and
2 forage, regional economic vitality, employment and aesthetic enjoyment;
3 (4) balancing growth and harvest over time. The projected inventory
4 resulting from harvesting over time shall be capable of sustaining the
5 average annual yield achieved during the last decade of the planning
6 horizon. The average annual projected yield over any rolling 10-year
7 period, or over appropriately longer time periods for ownerships which
8 Project harvesting at intervals less frequently than once every ten years,
9 shall not exceed the projected long-term Sustained Yield. A THP which
10 relies upon and is found to be consistent with an approved SYP shall be
11 deemed adequate to achieve MSP.

12 (c) In a THP, NTMP, or WFMP, MSP is achieved by:

13 (1) for evenaged management, meeting the minimum stand age standards
14 of 14 CCR § 913.1(a)(1), meeting minimum Stocking and basal area
15 standards for the selected Silvicultural Methods as contained in these
16 Rules only with group A Species, and protecting the soil, air, fish and
17 wildlife, water resources and other public trust resources through the
18 application of these Rules; or

19 (2) for Unevenaged Management meeting minimum Stocking and basal
20 area standards for the selected Silvicultural Methods as contained in these
21 Rules and protecting the soil, air, fish and wildlife, water resources and
22 other public trust resources through the application of these Rules.

23 (3) for Intermediate Treatments and special prescriptions, complying with
24 the Stocking requirements of the individual treatment or prescription.

1 (4) Timberland ownerships totaling 50,000 acres or less may use
2 subsection (c) to show MSP.

3 (5) Timberland ownerships of 50,000 acres or more may use subsection
4 (c) through December 31, 1999. Thereafter they may use subsection (c) if
5 an SYP or demonstration of achievement of MSP pursuant to 14 CCR §
6 913.11(a) has been filed with the Department and has not been returned
7 unfiled or approved.

8 (6) For Scattered Parcels on Timberlands ownerships of 50,000 acres or
9 more, subsection (c) may be used to show MSP.

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12 NOTE: Authority cited: Sections 4551 and 4554.5, Public Resources Code. Reference:
13 Sections 4513, 4551.5, 4561, 4597 and 21080.5, Public Resources Code.

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15
16 **§ 933.11. Maximum Sustained Production of High Quality Timber Products.**

17 The goal of this section is to achieve Maximum Sustained Production of High Quality
18 Timber Products (MSP). MSP is achieved by meeting the requirements of either (a) or
19 (b) or (c) in a THP, SYP, NTMP or WFMP, or as otherwise provided in Article 6.8,
20 Subchapter 7, Chapter 4, Division 1.5, Title 14 of the California Code of Regulations.

21 (a) Where a Sustained Yield Plan (14 CCR § 1091.1), a NTMP, or a WFMP has
22 not been approved for an ownership, MSP will be achieved by:

23 (1) Producing the yield of timber products specified by the landowner,
24 taking into account biologic and economic factors, including factors related
25 to fire risk, while accounting for limits on productivity due to constraints

1 imposed from consideration of other forest values, including but not limited
2 to, recreation, watershed, wildlife, fire protection, range and forage,
3 fisheries, regional economic vitality, employment and aesthetic enjoyment.

4 (2) Balancing growth and harvest over time, as explained in the THP for
5 an ownership, within an assessment area set by the Timber Owner or
6 Timberland owner and agreed to by the Director. For purposes of this
7 subsection the sufficiency of information necessary to demonstrate the
8 balance of growth and harvest over time for the assessment area shall be
9 guided by the principles of practicality and reasonableness in light of the
10 size of the ownership and the time since adoption of this section using the
11 best information available. The projected inventory resulting from
12 harvesting over time shall be capable of sustaining the average annual
13 yield achieved during the last decade of the planning horizon. The
14 average annual projected yield over any rolling 10-year period, or over
15 appropriately longer time periods for ownerships which Project harvesting
16 at intervals less frequently than once every ten years, shall not exceed the
17 projected long-term Sustained Yield.

18 (3) Realizing growth potential as measured by Adequate Site Occupancy
19 by Species to be managed and maintained given Silvicultural Methods
20 selected by the landowner.

21 (4) Maintaining good Stand Vigor.

22 (5) Making provisions for adequate regeneration. At the Plan submitters
23 option, a THP may demonstrate achievement of MSP pursuant to the
24 criteria established in (b) where an SYP has been submitted but not
25 approved.

1 (b) Where a SYP, NTMP, or WFMP is submitted for an ownership, an approved
2 SYP, NTMP, or WFMP achieves MSP by providing sustainable harvest yields
3 established by the landowner which will support the production level of those
4 high-quality timber products the landowner selects while at the same time:

5 (1) meeting minimal Stocking, and basal area standards for the selected
6 Silvicultural Methods as provided in these Rules as described;

7 (2) protecting the soil, air, fish and wildlife, water resources and any other
8 public trust resources;

9 (3) giving consideration to fire risk, fire protection, recreation, range and
10 forage, regional economic vitality, employment and aesthetic enjoyment;

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17 shall not exceed the projected long-term Sustained Yield. A THP which
18 relies upon and is found to be consistent with an approved SYP shall be
19 deemed adequate to achieve MSP.

20 (c) In a THP, NTMP, or WFMP, MSP is achieved by:

21 (1) for evenaged management, meeting the minimum stand age standards
22 of 14 CCR § 933.1(a)(1), meeting minimum Stocking and basal area
23 standards for the selected Silvicultural Methods as contained in these
24 Rules only with group A Species, and protecting the soil, air, fish and

1 wildlife, water resources and other public trust resources through the
2 application of these Rules; or

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12 (c) through December 31, 1999. Thereafter they may use subsection (c) if
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14 933.11(a) has been filed with the Department and has not been returned
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16 (6) For Scattered Parcels on Timberland ownerships of 50,000 acres or
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