

**Readopt with amendment Fors 102.01, effective 12/22/98 (Document #6915), to read as follows:**

PART Fors 102 DEFINITIONS

Fors 102.01 Terms Used. As used in these rules, the following terms shall have the meanings indicated:

(a) "Practice of Forestry", pursuant to RSA 310-A:99, III, includes, but is not limited to, "services related to a wooded area such as consultation, investigation, evaluation, the development of management plans, timber appraisal and the responsibility for the supervision of silviculture, utilization, protection and other forest-related activities, consistent with all state laws applicable to the harvesting and transport of forest products."

(b) "Board" means the New Hampshire board of licensure for foresters created by RSA 310-A:100.

~~[(c) "Board administrator" means the board's staff director, a person with delegated authority to perform administrative and clerical functions for the board.]~~

**Repeal Fors 103.04, effective 12/22/98 (Document #6915) and renumber Fors 103.05 as Fors 103.04, as follows:**

~~[Fors 103.04 Secretary. The secretary shall oversee the performance of the board's recordkeeping activities with the assistance of the board's administrator.]~~

**Repeal Fors 103.06, effective 12/22/98 (Document #6915), as follows:**

~~[Fors 103.06 Staff. The board shall designate a board administrator and such other staff members as are necessary to perform the record keeping and other statutory functions of the board and to oversee the board's day to day operations.]~~

**Repeal Fors 103.06, effective 12/22/98 (Document #6915), as follows:**

~~[Fors 103.06 Seal. The seal of the board shall be an embossed circular seal consisting of 2 concentric circles, the outer circle having a diameter of 2 inches and an inner circle having a diameter of 1.7 inches. In the space between the 2 circles there shall be the words "Board of Licensure for Foresters—State of New Hampshire." Inside of the inner circle, shall be the profile of the Old Man of the Mountain and trees.]~~

**Readopt with amendment Fors 103.07, effective 12/22/98 (Document #6915) and renumber as Fors 103.05, to read as follows:**

Fors 103.07 Office Hours, Office Location, Mailing Address and Telephone.

(a) The board's office shall be located at the ~~[New Hampshire Joint Board, 121 South Fruit Street]~~ **office of professional licensure and certification, 7 Eagle Square, Concord**, N.H. 03301, and shall be open to the public weekdays, excluding holidays, from 8:00 a.m. to 4:00 p.m.

(b) Correspondence shall be addressed to the [~~board's administrator~~] **NH board of licensure for foresters care of the office of professional licensure and certification** at the location stated in Fors 103.07(a).

(c) The board's telephone number shall be (603) 271-~~[2219]~~ **2152**.

**Readopt with amendment Fors 104.02, effective 12/22/98 (Document #6915), to read as follows:**

Fors 104.02 Custodian of Records. Persons desiring copies or board records shall submit a request which identifies as particularly as possible the information being sought [~~and agrees to pay a copying fee of \$.25 per page~~]. If records are requested which contain both public and confidential information, the board shall delete the confidential information and provide the remaining information.

**Readopt with amendment Fors 105.02, effective 12/22/98 (Document #6915), to read as follows:**

Fors 105.02 Quorum. A quorum of the board shall consist [~~of not less than 4 members~~] **a majority of the members approved by the governor and council** and a majority vote by the [~~members present~~] **quorum** shall be necessary to pass a motion [~~unless otherwise specified by law~~]. In the absence of chair, vice chair, or secretary, the chair shall designate a pro tempore officer for the officer or officers absent.

**Repeal Fors 105.03 through Fors 105.05, effective 12/22/98 (Document #6915), as follows:**

~~[Fors 105.03 Board Meeting Procedures. The board shall conduct its meetings in the following order:~~

- ~~—— (a) Reading of the minutes;~~
- ~~—— (b) Interviews/meetings;~~
- ~~—— (c) Reading of communications;~~
- ~~—— (d) Reading and consideration of applications;~~
- ~~—— (e) Unfinished business;~~
- ~~—— (f) New business; and~~
- ~~—— (g) Adjournment.~~

~~—— Fors 105.04 Procedures. Roberts Rules of Order, 9th edition dated 1990 shall govern the procedures of the board except as otherwise provided for in RSA 310 A:98-117.~~

~~Fors 105.05 Tentative Decisions.~~

~~(a) When necessary to conduct the board's business in a timely and efficient manner, the board shall instruct its staff or a committee of the board to prepare a draft document, subject to subsequent review and approval by the board. Such instructions shall be known as tentative decisions.~~

~~(b) Tentative decisions shall not be final actions, and shall not be binding upon the board. Changes in the form or the substance of a tentative decision shall be made as often as necessary to produce a final document which satisfactorily sets forth the final result the board intends to reach. The board's final decision shall be issued only when the necessary majority has voted in favor of the final form of the proposed action, allowing time for printing or servicing the document in question.~~

~~(c) A member who was absent from the meeting at which a tentative decision was made or revised shall vote on a final proposal derived from the member's evaluation of a tentative decision if the member is otherwise qualified to vote on the matter in question.~~

~~(d) A member shall not be qualified to vote on the matter in question:~~

~~(1) If there is a conflict of interest or an appearance of impropriety on the part of the member; or~~

~~(2) As may otherwise be provided for in Fors 200.]~~

**Repeal Fors 106, effective 12/22/98 (Document #6915) and renumber Fors 107 as Fors 106, as follows:**

PART Fors 106 ROSTER

~~[Fors 106.01 Roster Distribution. Copies of a roster containing names, addresses, and assigned numbers of licensed foresters shall be furnished upon request. The fee shall be \$5.00.]~~

**APPENDIX**

<b>Rule</b>	<b>Specific State Statute the Rule Implements</b>
Fors 102.01	RSA 310-A:99
Fors 103.04 (repealed)	RSA 310-A:100
Fors 103.06 (repealed)	RSA 310-A:100
Fors 103.06 (repealed)	RSA 310-A:100
Fors 103.07	RSA 541-A:16, I(a)
Fors 104.02	RSA 310-A:100
Fors 105.02	RSA 310-A:1-d, II(h)(3)
Fors 105.03 (repealed)	RSA 541-A:16, I(a)
Fors 105.04 (repealed)	RSA 541-A:16, I(b)
Fors 105.05 (repealed)	RSA 541-A:16, I(b)
Fors 106.01 (repealed)	RSA 541-A:16, I(b)