

# HOUSE BILL No. 6040

November 10, 2016, Introduced by Rep. Rendon and referred to the Committee on Natural Resources.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections part 535; and to repeal acts and parts of acts.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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### PART 535. REGISTERED FORESTERS

#### SEC. 53501. AS USED IN THIS PART:

(A) "BOARD" MEANS THE BOARD OF FORESTERS CREATED IN SECTION 53505(1) .

(B) "DEPARTMENT" MEANS THE DEPARTMENT OF NATURAL RESOURCES.

(C) "FORESTER" MEANS AN INDIVIDUAL WHO, BY REASON OF HIS OR HER KNOWLEDGE OF THE NATURAL SCIENCES, MATHEMATICS, AND THE PRINCIPLES OF FORESTRY, ACQUIRED BY FORESTRY EDUCATION AND

1 PRACTICAL EXPERIENCE, IS QUALIFIED TO ENGAGE IN THE PRACTICE OF  
2 PROFESSIONAL FORESTRY.

3 (D) "FUND" MEANS THE REGISTERED FORESTER FUND CREATED IN  
4 SECTION 53519.

5 (E) "PRACTICE OF PROFESSIONAL FORESTRY" MEANS THE SCIENCE,  
6 ART, AND PRACTICE OF CREATING, MANAGING, USING, PLANNING AND  
7 RESEARCHING, AND CONSERVING FORESTS AND ASSOCIATED RESOURCES FOR  
8 HUMAN BENEFIT AND IN A SUSTAINABLE MANNER TO MEET DESIRED GOALS,  
9 NEEDS, AND VALUES.

10 (F) "REGISTERED FORESTER" MEANS A FORESTER REGISTERED UNDER  
11 SECTION 53509.

12 (G) "SAF" MEANS SOCIETY OF AMERICAN FORESTERS.

13 (H) "STATE FORESTER" MEANS THAT TERM AS DEFINED IN SECTION  
14 50502.

15 (I) "VIOLATIONS COMMITTEE" MEANS THE VIOLATIONS COMMITTEE  
16 APPOINTED UNDER SECTION 53505.

17 SEC. 53503. (1) THE DEPARTMENT SHALL COMPLETE AN ECONOMIC  
18 EVALUATION OF THE PROGRAM UNDER THIS PART EVERY 4 YEARS.

19 (2) THE DEPARTMENT MAY CEASE ADMINISTERING THIS PART IF EITHER  
20 OF THE FOLLOWING APPLIES:

21 (A) THE REVENUE AVAILABLE FROM THE FUND IS NOT SUFFICIENT TO  
22 ADMINISTER THIS PART.

23 (B) THE DEPARTMENT AND THE BOARD AGREE TO SEPARATE AND CEASE  
24 OPERATIONS.

25 SEC. 53505. (1) THE BOARD OF FORESTERS IS CREATED WITHIN THE  
26 DEPARTMENT.

27 (2) TO BE ELIGIBLE TO SERVE ON THE BOARD, AN INDIVIDUAL SHALL

1 BE A CITIZEN OF THE UNITED STATES AND A FULL-TIME RESIDENT OF THIS  
2 STATE AND SHALL HAVE AT LEAST 10 YEARS OF PROFESSIONAL FORESTRY  
3 EXPERIENCE. THE BOARD SHALL CONSIST OF THE FOLLOWING MEMBERS  
4 APPOINTED BY THE STATE FORESTER FROM INDIVIDUALS NOMINATED BY THE  
5 GROUPS REPRESENTED:

6 (A) AN INDIVIDUAL REPRESENTING THE ASSOCIATION OF CONSULTING  
7 FORESTERS.

8 (B) AN INDIVIDUAL REPRESENTING THE SOCIETY OF AMERICAN  
9 FORESTERS.

10 (C) AN INDIVIDUAL REPRESENTING THE FORESTRY PROGRAM FACULTY OF  
11 A UNIVERSITY WHOSE FORESTRY PROGRAM IS ACCREDITED BY THE SAF.

12 (D) AN INDIVIDUAL REPRESENTING STATE AGENCIES THAT HAVE  
13 FORESTRY STAFF.

14 (E) AN INDIVIDUAL REPRESENTING FOREST PRODUCTS ADVOCACY OR THE  
15 FOREST PRODUCTS INDUSTRY, INCLUDING LOGGING.

16 (F) AN INDIVIDUAL REPRESENTING PRIVATE FOREST LANDOWNERS.

17 (G) AN INDIVIDUAL REPRESENTING A MUNICIPAL, URBAN, OR  
18 COMMUNITY FORESTRY FIELD.

19 (3) THE MEMBERS FIRST APPOINTED TO THE BOARD SHALL BE  
20 APPOINTED WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF THE AMENDATORY  
21 ACT THAT ADDED THIS PART.

22 (4) MEMBERS OF THE BOARD SHALL SERVE FOR TERMS OF 4 YEARS OR  
23 UNTIL A SUCCESSOR IS APPOINTED, WHICHEVER IS LATER, EXCEPT THAT, OF  
24 THE MEMBERS FIRST APPOINTED, 3 SHALL SERVE FOR 2 YEARS.

25 (5) IF A VACANCY OCCURS ON THE BOARD, THE STATE FORESTER SHALL  
26 MAKE AN APPOINTMENT FOR THE UNEXPIRED TERM IN THE SAME MANNER AS  
27 THE ORIGINAL APPOINTMENT. THE STATE FORESTER MAY REMOVE A MEMBER OF

1 THE BOARD FOR INCOMPETENCE, DERELICTION OF DUTY, MALFEASANCE,  
2 MISFEASANCE, OR NONFEASANCE IN OFFICE, OR ANY OTHER GOOD CAUSE.

3 (6) THE STATE FORESTER SHALL CALL THE FIRST MEETING OF THE  
4 BOARD. AT THE FIRST MEETING, THE BOARD SHALL ELECT FROM AMONG ITS  
5 MEMBERS A CHAIRPERSON, VICE-CHAIRPERSON, SECRETARY, AND OTHER  
6 OFFICERS AS IT CONSIDERS NECESSARY OR APPROPRIATE. OFFICERS OF THE  
7 BOARD SHALL SERVE FOR TERMS OF 2 YEARS. AFTER THE FIRST MEETING,  
8 THE BOARD SHALL MEET ONCE ANNUALLY IN PERSON AND ONCE ANNUALLY BY  
9 CONFERENCE CALL OR VIDEO CONFERENCE, OR MORE FREQUENTLY AT THE CALL  
10 OF THE CHAIRPERSON OR IF REQUESTED BY 2 OR MORE MEMBERS.

11 (7) FIVE OR MORE MEMBERS OF THE BOARD CONSTITUTE A QUORUM FOR  
12 THE TRANSACTION OF BUSINESS AT A MEETING OF THE BOARD. A MAJORITY  
13 OF THE MEMBERS PRESENT AND SERVING ARE REQUIRED FOR OFFICIAL ACTION  
14 OF THE BOARD.

15 (8) BUSINESS THAT THE BOARD MAY PERFORM SHALL BE CONDUCTED AT  
16 A PUBLIC MEETING OF THE BOARD HELD IN COMPLIANCE WITH THE OPEN  
17 MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275. THE SECRETARY OF  
18 THE BOARD SHALL RECORD ALL PROCEEDINGS OF THE BOARD.

19 (9) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR  
20 RETAINED BY THE BOARD IN THE PERFORMANCE OF AN OFFICIAL FUNCTION IS  
21 SUBJECT TO THE FREEDOM OF INFORMATION ACT, 1976 PA 442, MCL 15.231  
22 TO 15.246.

23 (10) MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION.  
24 HOWEVER, MEMBERS OF THE BOARD MAY BE REIMBURSED FOR THEIR ACTUAL  
25 AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THEIR  
26 OFFICIAL DUTIES AS MEMBERS OF THE BOARD.

27 (11) THE CHAIRPERSON OF THE BOARD SHALL APPOINT A VIOLATIONS

1 COMMITTEE CONSISTING OF 3 MEMBERS OF THE BOARD. MEMBERS OF THE  
2 VIOLATIONS COMMITTEE SHALL SERVE ON THE COMMITTEE FOR TERMS OF 2  
3 YEARS.

4 SEC. 53507. (1) THE BOARD SHALL DO ALL OF THE FOLLOWING:

5 (A) ADOPT BYLAWS.

6 (B) COMPLY WITH SECTION 53515.

7 (C) MAKE AVAILABLE A LIST OF REGISTERED FORESTERS. THE  
8 DEPARTMENT SHALL POST THE LIST ON ITS WEBSITE.

9 (D) MAKE AN ANNUAL REPORT TO THE STATE FORESTER ON  
10 PROCEEDINGS, APPLICATIONS, RENEWALS, COMPLAINTS, AND HEARINGS UNDER  
11 THIS PART.

12 (E) SET AND REVIEW ANNUALLY THE PROFESSIONAL ACTIVITIES FOR  
13 REGISTERED FORESTERS AND MAKE RECOMMENDATIONS TO THE STATE FORESTER  
14 AND THE DEPARTMENT FOR ANY CHANGES TO THE LIST.

15 (F) REVIEW THE FEE UNDER SECTION 53509 ONCE EVERY 4 YEARS AND  
16 ADJUST IT TO OPERATE A FISCALLY SOUND PROGRAM.

17 (G) ANNUALLY PROVIDE TO THE DEPARTMENT AN ECONOMIC EVALUATION  
18 OF THE REGISTERED FORESTER PROGRAM.

19 (2) THE BOARD MAY DO ANY OF THE FOLLOWING:

20 (A) ISSUE, DENY, RENEW, AND REVOKE FORESTER REGISTRATIONS.

21 (B) HEAR EVIDENCE IN CASES OF ALLEGED MISCONDUCT BY FORESTERS.

22 (C) CALL WITNESSES AND RECEIVE EVIDENCE FOR HEARINGS UNDER  
23 THIS PART.

24 SEC. 53509. (1) TO BE REGISTERED AS A FORESTER, AN INDIVIDUAL  
25 SHALL SUBMIT AN APPLICATION TO THE BOARD ON A FORM PROVIDED BY THE  
26 DEPARTMENT. THE APPLICATION SHALL INCLUDE ALL OF THE FOLLOWING:

27 (A) THE NAME, ADDRESS, TELEPHONE NUMBER, AND ELECTRONIC MAIL

1 ADDRESS OF THE APPLICANT.

2 (B) INFORMATION DEMONSTRATING THAT THE INDIVIDUAL MEETS 1 OR  
3 MORE OF THE FOLLOWING EDUCATIONAL REQUIREMENTS:

4 (i) AN ASSOCIATE'S DEGREE IN FORESTRY FROM AN SAF-ACCREDITED  
5 UNIVERSITY PROGRAM OR BOARD-APPROVED PROGRAM, PLUS 4 YEARS OF  
6 EXPERIENCE UNDER THE GUIDANCE OF A REGISTERED FORESTER, AN SAF-  
7 CERTIFIED FORESTER, OR A MEMBER OF THE ASSOCIATION OF CONSULTING  
8 FORESTERS.

9 (ii) A BACHELOR'S DEGREE IN FORESTRY FROM AN SAF-ACCREDITED  
10 UNIVERSITY PROGRAM OR A BOARD-APPROVED PROGRAM, PLUS 2 YEARS OF  
11 FORESTRY EXPERIENCE AS DESCRIBED IN SUBPARAGRAPH (i).

12 (iii) A BACHELOR'S DEGREE IN A NATURAL RESOURCE FIELD FROM AN  
13 SAF-ACCREDITED UNIVERSITY PROGRAM OR A BOARD-APPROVED PROGRAM, PLUS  
14 2 YEARS OF FORESTRY EXPERIENCE DESCRIBED IN SUBPARAGRAPH (i).

15 (iv) A GRADUATE DEGREE IN FORESTRY FROM AN SAF-ACCREDITED  
16 UNIVERSITY PROGRAM OR A BOARD-APPROVED PROGRAM, PLUS 2 YEARS OF  
17 FORESTRY EXPERIENCE DESCRIBED IN SUBPARAGRAPH (i).

18 (C) REFERENCES OR ENDORSEMENTS FROM 3 REGISTERED FORESTERS.

19 (D) VERIFICATION OF SUCCESSFUL COMPLETION OF ANY CONTINUING  
20 EDUCATION REQUIRED BY THE BOARD.

21 (E) OTHER RELEVANT INFORMATION REQUIRED BY THE BOARD.

22 (2) THE BOARD SHALL GRANT OR DENY REGISTRATION WITHIN 30 DAYS  
23 AFTER A COMPLETE APPLICATION IS FILED AND NOTIFY THE APPLICANT IN  
24 WRITING. IF AN APPLICATION IS DENIED, THE NOTIFICATION SHALL  
25 INCLUDE THE REASONS FOR THE DENIAL. IF THE APPLICATION IS APPROVED,  
26 THE DEPARTMENT SHALL ISSUE A REGISTRATION CERTIFICATE AND  
27 CERTIFICATION NUMBER TO THE APPLICANT. THE REGISTRATION IS VALID

1 FOR 2 YEARS.

2 (3) TO MAINTAIN REGISTRATION AS A FORESTER, AN INDIVIDUAL  
3 SHALL DO ALL OF THE FOLLOWING:

4 (A) PAY THE DEPARTMENT A FEE OF \$200.00. THE FIRST PAYMENT  
5 SHALL BE MADE NOT MORE THAN 30 DAYS AFTER THE APPLICATION FOR  
6 REGISTRATION IS GRANTED UNDER SUBSECTION (2). THE DEPARTMENT SHALL  
7 DEPOSIT REGISTRATION FEES RECEIVED UNDER THIS SUBSECTION IN THE  
8 FUND.

9 (B) SUCCESSFULLY COMPLETE NOT FEWER THAN 24 HOURS OF  
10 CONTINUING EDUCATION EVERY 2 YEARS AS APPROVED BY THE BOARD.

11 (C) MAINTAIN GOOD STANDING WITH THE BOARD.

12 SEC. 53511. (1) THE BOARD SHALL DETERMINE WHETHER MEMBERS OF  
13 AFFILIATED PROFESSIONAL ORGANIZATIONS WITHIN AND OUTSIDE OF THIS  
14 STATE ARE ELIGIBLE FOR AUTOMATIC REGISTRATION UNDER THIS PART.

15 (2) THE BOARD SHALL REGISTER AN APPLICANT WHO IS A LEGALLY  
16 AUTHORIZED FORESTER IN ANOTHER STATE OR COUNTRY IF THE BOARD  
17 CONSIDERS THE REQUIREMENTS OF THE STATE OR COUNTRY TO BE EQUIVALENT  
18 TO THE REQUIREMENTS OF REGISTRATION IN THIS STATE.

19 SEC. 53513. A PERSON SHALL NOT USE THE TITLE "REGISTERED  
20 FORESTER" UNLESS HE OR SHE IS REGISTERED UNDER THIS PART.

21 SEC. 53515. A REGISTERED FORESTER SHALL COMPLY WITH ALL OF THE  
22 FOLLOWING:

23 (A) IN HIS OR HER PROFESSIONAL CAPACITY, PERFORM GENERAL  
24 FORESTRY ACTIVITIES AS DESCRIBED IN THE "DICTIONARY OF FORESTRY"  
25 AND APPROVED BY THE BOARD, BUT ONLY FOR THE PURPOSE OF SUSTAINABLE  
26 FOREST MANAGEMENT AND SILVICULTURE.

27 (B) FULLY DISCLOSE PERSONAL OR FINANCIAL INTERESTS IN ANY

1 FORESTRY PROJECT UNDERTAKEN BY THE REGISTERED FORESTER IF THERE IS  
2 A POTENTIAL CONFLICT OF INTEREST.

3 (C) NOT ACCEPT COMPENSATION OR EXPENSES FROM MORE THAN 1  
4 CLIENT OR EMPLOYER FOR THE SAME SERVICE, UNLESS THE PARTIES  
5 INVOLVED ARE INFORMED AND CONSENT.

6 (D) NOT MAKE EXAGGERATED, FALSE, MISLEADING, OR DECEPTIVE  
7 WRITTEN OR VERBAL STATEMENTS, INCLUDING, BUT NOT LIMITED TO,  
8 STATEMENTS ON THE VALUE OF INDIVIDUAL TREES, TIMBER, OR  
9 TIMBERLANDS, IN THE CONDUCT OF PROFESSIONAL PRACTICE.

10 (E) CLEARLY AND ACCURATELY REPRESENT HIS OR HER  
11 QUALIFICATIONS, THE EXTENT OF THE FORESTRY SERVICES OFFERED, AND  
12 THE BASIS FOR CHARGES FOR THOSE SERVICES.

13 (F) NOT OFFER OR MAKE BRIBES OR UNLAWFUL INDUCEMENTS TO THOSE  
14 RESPONSIBLE FOR LETTING FORESTRY CONTRACTS.

15 (G) NOT INTERFERE WITH COMPETITIVE BIDDING FOR FORESTRY  
16 PROJECTS, INCLUDING MAKING FALSE REPRESENTATIONS OR MISLEADING  
17 STATEMENTS ABOUT BIDDERS, PROSPECTIVE BIDDERS, OR COMPETITORS.

18 (H) NOT ISSUE A FORESTRY PLAN, MAP, SPECIFICATION, OR REPORT  
19 PREPARED BY THAT REGISTERED FORESTER OR UNDER HIS OR HER ACTUAL  
20 SUPERVISION UNLESS IT IS ENDORSED WITH THE REGISTERED FORESTER'S  
21 NAME AND CERTIFICATE OF REGISTRATION NUMBER.

22 (I) NOT ENDORSE A FORESTRY PLAN, SPECIFICATION, ESTIMATE, OR  
23 MAP UNLESS PREPARED BY THAT REGISTERED FORESTER OR UNDER HIS OR HER  
24 ACTUAL SUPERVISION.

25 (J) PROVIDE FORESTRY SERVICES IN A MANNER THAT WILL ENSURE THE  
26 PUBLIC HEALTH, SAFETY, AND WELFARE AND IF, IN HIS OR HER  
27 PROFESSIONAL JUDGMENT, ANY OF THESE ARE ENDANGERED, NOTIFY THE



1 CLIENT OR EMPLOYER AND GIVE APPROPRIATE RECOMMENDATIONS OR  
2 INSTRUCTIONS.

3 (K) IF A CLIENT OR EMPLOYER FAILS OR REFUSES TO FOLLOW  
4 RECOMMENDATIONS OR INSTRUCTIONS UNDER SUBDIVISION (J), NOTIFY THE  
5 RESPONSIBLE GOVERNMENTAL DEPARTMENT OR AGENCY OF THE THREAT TO  
6 PUBLIC HEALTH, SAFETY, OR WELFARE.

7 (l) NOT VIOLATE OR CONCEAL VIOLATIONS OF THIS PART AND NOT  
8 KNOWINGLY PERMIT OTHERS TO DO SO.

9 (M) REPORT VIOLATIONS OF THIS PART TO THE BOARD.

10 (N) NOT CONSPIRE OR COLLUDE TO RESTRAIN TRADE THROUGH PRICE  
11 ARRANGEMENT WITH OTHER REGISTERED FORESTERS OR FORESTRY FIRMS AND  
12 NOT ENGAGE IN PRICE-FIXING ACTIVITIES.

13 (O) NOT TAKE FORESTRY PROJECT FUNDS UNDER FALSE PRETENSES AND  
14 NOT ABANDON A FORESTRY PROJECT WITHOUT NOTIFYING THE CLIENT OR  
15 EMPLOYER.

16 SEC. 53517. (1) A PERSON MAY SUBMIT TO THE CHAIRPERSON OF THE  
17 BOARD A COMPLAINT ABOUT A VIOLATION OF SECTION 53515. THE  
18 DEPARTMENT SHALL MAINTAIN ON ITS WEBSITE A COMPLAINT FORM THAT CAN  
19 BE COMPLETED AND SUBMITTED TO THE CHAIRPERSON OF THE BOARD ONLINE  
20 OR PRINTED AND COMPLETED. THE DEPARTMENT SHALL ALSO MAKE COMPLAINT  
21 FORMS AVAILABLE AT CUSTOMER SERVICE CENTERS. UNLESS THE COMPLAINT  
22 FORM IS SUBMITTED ONLINE, THE COMPLAINANT SHALL SUBMIT THE FORM BY  
23 MAILING IT TO THE CHAIRPERSON OF THE BOARD.

24 (2) IF THE CHAIRPERSON OF THE BOARD RECEIVES A COMPLETED  
25 COMPLAINT FORM, THE CHAIRPERSON SHALL, WITHIN 60 DAYS, SUBMIT THE  
26 COMPLAINT TO THE MEMBERS OF THE VIOLATIONS COMMITTEE. WITHIN 30  
27 DAYS AFTER RECEIVING THE COMPLAINT, THE VIOLATIONS COMMITTEE SHALL

1 DETERMINE IF THERE IS SUFFICIENT REASON TO BELIEVE THAT A VIOLATION  
2 HAS OCCURRED.

3 (3) IF THE VIOLATIONS COMMITTEE DETERMINES THAT THERE IS NOT  
4 SUFFICIENT REASON TO BELIEVE THAT A VIOLATION HAS OCCURRED, THE  
5 VIOLATIONS COMMITTEE SHALL NOTIFY THE COMPLAINANT IN WRITING OF ITS  
6 DETERMINATION AND THE REASONS FOR ITS DETERMINATION, AND NO FURTHER  
7 ACTION SHALL BE TAKEN ON THAT COMPLAINT.

8 (4) IF THE VIOLATIONS COMMITTEE DETERMINES THAT THERE IS  
9 SUFFICIENT INFORMATION TO BELIEVE THAT A VIOLATION HAS OCCURRED,  
10 THE VIOLATIONS COMMITTEE SHALL, WITHIN 30 DAYS, BY UNITED STATES  
11 MAIL, NOTIFY THE REGISTERED FORESTER WHO IS THE SUBJECT OF THE  
12 COMPLAINT OF THE ALLEGATIONS IN THE COMPLAINT, THAT THE REGISTERED  
13 FORESTER MAY RESPOND TO THE ALLEGATIONS IN WRITING, AND THAT THE  
14 RESPONSE MUST BE RECEIVED WITHIN 60 DAYS AFTER THE DATE THE NOTICE  
15 WAS MAILED.

16 (5) THE BOARD SHALL CONSIDER THE ALLEGATIONS OF THE COMPLAINT  
17 AND ANY WRITTEN RESPONSE TO THE ALLEGATIONS TIMELY RECEIVED FROM  
18 THE REGISTERED FORESTER AND MAY FURTHER INVESTIGATE THE COMPLAINT.  
19 WITHIN 90 DAYS AFTER THE DEADLINE UNDER SUBSECTION (4) FOR A  
20 RESPONSE FROM THE REGISTERED FORESTER, THE BOARD SHALL DO 1 OF THE  
21 FOLLOWING:

22 (A) DISMISS THE COMPLAINT AND NOTIFY THE COMPLAINANT AND  
23 REGISTERED FORESTER IN WRITING.

24 (B) ISSUE A LETTER OF CAUTION TO THE REGISTERED FORESTER AND  
25 PROVIDE A COPY TO THE COMPLAINANT.

26 (C) ISSUE TO THE REGISTERED FORESTER A PROPOSED ORDER THAT,  
27 TOGETHER WITH PRELIMINARY FINDINGS, INCLUDES PROPOSED SANCTIONS, A

1 PROPOSED NEGOTIATED RESOLUTION, OR A PROPOSED CONSENT AGREEMENT AND  
2 PROVIDE A COPY TO THE COMPLAINANT.

3 (6) IF THE BOARD ISSUES A PROPOSED ORDER UNDER SUBSECTION (5),  
4 THE REGISTERED FORESTER SHALL WITHIN 45 DAYS SUBMIT TO THE BOARD 1  
5 OF THE FOLLOWING, IN WRITING:

6 (A) A STATEMENT ACCEPTING THE PROPOSED ORDER, AT WHICH POINT  
7 THE BOARD SHALL ISSUE THE ORDER AS A FINAL ORDER. FAILURE OF THE  
8 REGISTERED FORESTER TO TIMELY RESPOND SHALL BE CONSIDERED TO BE  
9 ACCEPTANCE OF THE PROPOSED ORDER.

10 (B) A STATEMENT OBJECTING TO THE PROPOSED ORDER AND PROVIDING  
11 REASONS FOR THE OBJECTION.

12 (7) IF THE REGISTERED FORESTER OBJECTS TO THE PROPOSED ORDER,  
13 THE BOARD SHALL REVIEW THE OBJECTIONS AND ISSUE TO THE REGISTERED  
14 FORESTER A FINAL ORDER, AMENDING THE PRELIMINARY FINDINGS AS  
15 NECESSARY, WITHIN 90 DAYS AFTER ISSUANCE OF THE PROPOSED ORDER AND  
16 SHALL PROVIDE A COPY OF THE FINAL ORDER TO THE COMPLAINANT.

17 (8) THE BOARD MAY PERMANENTLY REVOKE OR TEMPORARILY SUSPEND  
18 REGISTERED FORESTER STATUS FOR A VIOLATION OF SECTION 53515 OR AN  
19 ORDER ISSUED UNDER THIS SECTION.

20 SEC. 53519. (1) THE REGISTERED FORESTER FUND IS CREATED WITHIN  
21 THE STATE TREASURY.

22 (2) THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS FROM  
23 ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER SHALL  
24 DIRECT THE INVESTMENT OF THE FUND. THE STATE TREASURER SHALL CREDIT  
25 TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.

26 (3) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL  
27 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

1           (4) THE DEPARTMENT SHALL BE THE ADMINISTRATOR OF THE FUND FOR  
2 AUDITING PURPOSES.

3           (5) THE DEPARTMENT SHALL EXPEND MONEY FROM THE FUND, UPON  
4 APPROPRIATION, ONLY FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS  
5 PART.

6           Enacting section 1. Article 21 of the occupational code, 1980  
7 PA 299, MCL 339.2101 to 339.2108, is repealed.

8           Enacting section 2. This amendatory act takes effect 90 days  
9 after the date it is enacted into law.

10           Enacting section 3. This amendatory act does not take effect  
11 unless Senate Bill No. \_\_\_\_ or House Bill No. 6039 (request no.  
12 06512'16 a) of the 98th Legislature is enacted into law.