

**CERTIFICATION OF EMERGENCY RULES
FILED WITH LEGISLATIVE REFERENCE SERVICE
OTHNI LATHRAM, DIRECTOR**

Pursuant to ALA. CODE §§ 41-22-5(b) and 41-22-6(c) (3):

I certify that the attached new emergency rule is a correct copy as promulgated and adopted on the 9th day of November, 2023.

AGENCY NAME: Alabama Forestry Commission

RULE NO. AND TITLE: 390-x-1-.03ER - DROUGHT EMERGENCY DECLARATION

EFFECTIVE DATE OF RULE: November 9, 2023 (8:00 a.m.)

EXPIRATION DATE (if less than 120 days): Until rescinded

NATURE OF EMERGENCY: Severe drought conditions throughout the State of Alabama [or specified regions/counties] have produced extraordinary danger from fire, necessitating this emergency rule. This rule will prohibit outdoor burning in all counties within the State of Alabama.

STATUTORY AUTHORITY: ALA. CODE § 9-13-140

SUBJECT OF RULE TO BE ADOPTED ON PERMANENT BASIS: YES NO

NAME, ADDRESS, AND TELEPHONE NUMBER OF PERSON TO CONTACT FOR COPY OF RULE:

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Rick Oates

Rick Oates
State Forester

APPROVED:

Kay Ivey

Kay Ivey
Governor

**ALABAMA FORESTRY COMMISSION
ADMINISTRATIVE CODE**

**CHAPTER 390-X-1
DECLARATION OF EMERGENCY DROUGHT CONDITION**

390-X-1-.03ER

The Alabama Forestry Commission, by and through its State Forester and pursuant to ALA. CODE § 9-13-140, hereby declares that emergency drought conditions exist which produce extraordinary danger of wildfires in all 67 counties of the State of Alabama.

Pursuant to this emergency rule, and until this declaration is rescinded, it shall be unlawful, in any county in the State of Alabama, for any person to set fire to any forest, grass, woods, wildlands, or marshes or to build a campfire or bonfire or to burn trash or other material that may cause a forest, grass, or woods fire. Anyone who violates this prohibition shall be subject to criminal sanctions in accordance with ALA. CODE § 9-13-142.

Author: Scott L. Rouse

Statutory Authority: ALA. CODE § 9-13-140

History: Approved by Governor Kay Ivey on November 8, 2023; promulgated as emergency regulation and made effective on November 9, 2023 (8:00 a.m.)