



**California Forestry Association**

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May 21, 2008

Chris Zimny  
Regulations Coordinator  
Board of Forestry and Fire Protection  
[chris.zimny@fire.ca.gov](mailto:chris.zimny@fire.ca.gov)

Re: T/I Rule Review – Intent and Goal Section Language

Chris,

Please forward CFA's proposed *Intent* and *Goal* language for the T/I rules to the Board of Forestry's Forest Practice Committee (Committee) for their consideration.

CFA believes that the *Intent* section of any rule is arguably the most important because it creates the sideboards in which the regulation must be contained. More importantly, it creates the very purpose of the regulation, thereby setting a standard that will determine success or failure in the future.

In crafting CFA's proposal, I found the following guidelines helpful. I hope that the Committee will consider these guidelines as well.

- Much like a Mission Statement, regulatory intent language should be a clear and succinct representation of the governing body's purpose for adopting the measures that follow.
- Intent language is the first step in providing clarity when the interpretation or implementation of rules is disputed.
- If a regulation cannot be determined on its face, the intent language should serve as a source of clarity.
- An intent statement should provide the context for the regulation, which clearly explains why the rule is necessary and the purpose it seeks to achieve.
- First, identify the problem and then describe the necessity/ability of the regulation in solving that problem.

I hope you will share these guidelines with the Committee. As you will see, I have tried to follow the guideline in crafting a short, concise *Intent* statement. It is my concern that if the Board cannot also craft *Intent* and *Goal* language in several short sentences, it will suggest that there is uncertainty as to the necessity of the rules.

Sincerely,

VP, Legal and Environmental Affairs

Attachment