**STATE OF CALIFORNIA—OFFICE OF ADMINISTRATIVE LAW**

**NOTICE PUBLICATION/REGULATORY SUBMISSION**

(See instructions on reverse)

For use by Office of Administrative Law (OAL) only

**Z-2014-0429-03**

**REGULAR**

**NOTICE NUMBER**

**2014-1014-075**

**EMERGENCY NUMBER**

For use by Office of Administrative Law (OAL) only

**OAL USE ONLY**

**ACTION ON PROPOSED NOTICE**

**APPROVED AS SUBMITTED**

**APPROVED AS MODIFIED**

**DISAPPROVED/Withdrawn**

**NOTICE REGISTER NUMBER**

**2014-192**

**PUBLICATION DATE**

**5/9/2014**

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**A. PUBLICATION OF NOTICE** (Complete for publication in Notice Register)

1. **SUBJECT OF NOTICE**

2. **TITLE(S)**

3. **FIRST SECTION AFFECTED**

4. **REQUESTED PUBLICATION DATE**

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**B. SUBMISSION OF REGULATIONS** (Complete when submitting regulations)

1a. **SUBJECT OF REGULATION(S)**

Slash Treatment Amendments, 2014

1b. **ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)**

Z-2014-0429-03

2. **SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 26, if tests relate)**

3. **SECTION(S) AFFECTED**

(List all section number(s) individually. Attach additional sheet if needed.)

<table>
<thead>
<tr>
<th>TITLE(S)</th>
<th>ADOPT</th>
<th>AMEND</th>
<th>REPEAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>917.2, 937.2 and 957.2</td>
<td></td>
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</tbody>
</table>

4. **TYPE OF FILING**

- [x] Regular Rulemaking (Gov. Code §11346)
- [ ] Resubmittal of approved or withdrawn nonemergency filing (Gov. Code §11346.1, 11349.4)
- [ ] Emergency (Gov. Code, §11346.1(h))
- [ ] Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.
- [ ] Emergency Readopt (Gov. Code, §11346.1(h))
- [ ] File & Print
- [ ] Other (Specify)

5. **EFFECTIVE DATE OF CHANGES**

Gov. Code, §§ 11346, 11346.1(d); Cal. Code Regs., Title 1, §1000

- [ ] Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a(i))
- [ ] Effective on filing with Secretary of State
- [ ] $0.00 Changes Without Regulatory Effect
- [x] Effective other(Specify)

6. **CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY**

- [ ] Department of Finance (Form STD. 899) (SAM 5660)
- [ ] Falsely Practices Commission
- [x] State Fire Marshal

7. **CONTACT PERSON**

Thembli Borras

TEL: 916-653-9633

FAX: 916-653-0989

E-MAIL: thembli.borras@bof.ca.gov

8. **CERTIFICATION**

I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

**SIGNATURE**

Thembli Borras, Regulations Coordinator for the Board of Forestry and Fire Protection

**DATE**

October 14, 2014

For use by Office of Administrative Law (OAL) only

**ENDORSED APPROVED**

**NOV 24 2014**

Office of Administrative Law
INSTRUCTIONS FOR PUBLICATION OF NOTICE AND SUBMISSION OF REGULATIONS

Use the form STD. 400 for submitting notices for publication and regulations for Office of Administrative Law (OAL) review.

ALL FILINGS
Enter the name of the agency with the rulemaking authority and agency's file number, if any.

NOTICES
Complete Part A when submitting a notice to OAL for publication in the California Regulatory Notice Register. Submit two (2) copies of the STD. 400 with four (4) copies of the notice and, if a notice of proposed regulatory action, one copy each of the complete text of the regulations and the statement of reasons. Upon receipt of the notice, OAL will place a number in the box marked "Notice File Number." If the notice is approved, OAL will return the STD. 400 with a copy of the notice and will check "Approved as Submitted" or "Approved as Modified." If the notice is disapproved or withdrawn, that will also be indicated in the space marked "Action on Proposed Notice." Please submit a new form STD. 400 when resubmitting the notice.

REGULATIONS
When submitting regulations to OAL for review, fill out STD. 400, Part B. Use the form that was previously submitted with the notice of proposed regulatory action which contains the "Notice File Number" assigned, or, if a new STD. 400 is used, please include the previously assigned number in the box marked "Notice File Number." In filling out Part B, be sure to complete the certification including the date signed, the title and typed name of the signatory. The following must be submitted when filing regulations: seven (7) copies of the regulations with a copy of the STD. 400 attached to the front of each (one copy must bear an original signature on the certification) and the complete rulemaking file with index and sworn statement. (See Gov. Code § 11347.3 for rulemaking file contents.)

RESUBMITTAL OF DISAPPROVED OR WITHDRAWN REGULATIONS
When resubmitting previously disapproved or withdrawn regulations to OAL for review, use a new STD. 400 and fill out Part B, including the signed certification. Enter the OAL file number(s) of all previously disapproved or withdrawn filings in the box marked "All Previous Related OAL Regulatory Action Number(s)" (box lb. of Part B). Submit seven (7) copies of the regulation to OAL with a copy of the STD. 400 attached to the front of each (one copy must bear an original signature on the certification). Be sure to include an index, sworn statement, and (if returned to the agency) the complete rulemaking file. (See Gov. Code §§ 11349.4 and 11347.3 for more specific requirements.)

EMERGENCY REGULATIONS
Fill out only Part B, including the signed certification, and submit seven (7) copies of the regulations with a copy of the STD. 400 attached to the front of each (one copy must bear an original signature on the certification). (See Gov. Code §11346.1 for other requirements.)

NOTICE FOLLOWING EMERGENCY ACTION
When submitting a notice of proposed regulatory action after an emergency filing, use a new STD. 400 and complete Part A and insert the OAL file number(s) for the original emergency filing(s) in the box marked "All Previous Related OAL Regulatory Action Number(s)" (box 1b. of Part B). OAL will return the STD. 400 with the notice upon approval or disapproval. If the notice is disapproved, please fill out a new form when resubmitting for publication.

CERTIFICATE OF COMPLIANCE
When filing the certificate of compliance for emergency regulations, fill out Part B, including the signed certification, on the form that was previously submitted with the notice. If a new STD. 400 is used, fill in Part B including the signed certification, and enter the previously assigned notice file number in the box marked "Notice File Number" at the top of the form. The materials indicated in these instructions for "REGULATIONS" must also be submitted.

EMERGENCY REGULATIONS - READOPTION
When submitting previously approved emergency regulations for readoption, use a new STD. 400 and fill out Part B, including the signed certification, and insert the OAL file number(s) related to the original emergency filing in the box marked "All Previous Related OAL Regulatory Action Number(s)" (box 1b. of Part B).

CHANGES WITHOUT REGULATORY EFFECT
When submitting changes without regulatory effect pursuant to California Code of Regulations, Title 1, section 100, complete Part B, including marking the appropriate box in both B.3. and B.5.

ABBREVIATIONS
Cal. Code Regs. - California Code of Regulations
SAM - State Administrative Manual

For questions regarding this form or the procedure for filing notices or submitting regulations to OAL for review, please contact the Office of Administrative Law Reference Attorney at (916) 323-6815.
State of California
Office of Administrative Law

In re: Board of Forestry and Fire Protection

NOTICE OF APPROVAL OF REGULATORY ACTION

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections:
Amend sections: 917.2, 937.2, 957.2
Repeal sections:

Government Code Section 11349.3
OAL File No. 2014-1014-07 S

This rulemaking by the Board of Forestry and Fire Protection amends sections in Title 14 of the California Code of Regulations to update the forest practice regulations applicable to timber management on state and private timberlands with regard to the treatment of slash piles.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/1/2015.

Date: 11/24/2014

For: DEBRA M. CORNEZ
Director

Original: George Gentry
Copy: Thembi Borras
AMEND:

§ 917.2, 937.2, 957.2 Treatment of Slash to Reduce Fire Hazard

 Except in the Southern Subdistrict of the Coast Forest District and Coastal Commission Special Treatment Areas of the Coast Forest District, the following standards shall apply to the treatment of slash created by timber operations within the plan area and on roads adjacent to the plan area, but excluding appurtenant roads. Lopping for fire hazard reduction is defined in 14 CCR § 895.1.

(a) Slash to be treated by piling and burning shall be treated not later than April 1 of the year following its creation, or within 30 days following climatic access, or as justified in the plan, as follows:

(1) Piles created prior to September 1 shall be treated not later than April 1 of the year following its creation, or within 30 days following climatic access after April 1 of the year following its creation.

(2) Piles created on or after September 1 shall be treated not later than April 1 of the second year following its creation, or within 30 days following climatic access after April 1 of the second year following its creation.

(3) Alternatives to (1) and/or (2) shall be justified in the plan by the RPF and may
be approved by the Director.

(b) Within 100 feet of the edge****