

**ALABAMA BOARD OF REGISTRATION FOR FORESTERS
ADMINISTRATIVE CODE**

**CHAPTER 380-X-1
ORGANIZATION, REQUEST FOR INFORMATION**

TABLE OF CONTENTS

380-X-1-.01	Description Of Board's Operations
380-X-1-.02	Request For Information
380-X-1-.03	Release Of Board Information
380-X-1-.04	Applicant's Files - Confidentiality
380-X-1-.05	Audience With Board By Written Request
380-X-1-.06	Reports Agenda For Board Meetings
380-X-1-.07	Petition For Adoption Of Rules
380-X-1-.08	Declaratory Rulings
380-X-1-.09	Fees
380-X-1-.10	Board Member Nominations

380-X-1-.01 Description Of Board's Operations.

The State Board of Registration for Foresters consists of five registered foresters selected by the Governor of Alabama to administer Code of Ala. 1975, §34-12-1, et seq. Each member must meet the qualifications of §34-12-31, and each member serves a term of five years. The principal function of the Board is the examination and licensing of registered foresters, as well as granting reciprocity to qualified individuals. The Board provides for the administration of examinations of applicants and determines whether applicants satisfy the criteria of §34-12-4 for becoming registered foresters. It also administers the renewal, revocation, reissuance, or replacement of licenses of previously registered foresters and keeps a roster of registered foresters. In addition, the Board has authority to prefer charges or seek injunctive relief against those who practice forestry without a license or those who unlawfully represent themselves to be registered foresters. The office manager is empowered to act on behalf of the Board and its officers as authorized by these rules and by action of the Board. The Board meets quarterly in Montgomery on the Wednesday following the fourth Tuesday in January, April, July, and October. Special meetings may be held upon call by the chairman with each member of the Board receiving written notice at least forty-eight hours in advance. Meetings are usually held at the Alabama Forestry Commission in Montgomery.

Author: Alexis V. London

Statutory Authority: Code of Ala. 1975, §34-12-1, et seq.

History: Filed November 2, 1983. **Amended:** Filed August 2, 2013; effective September 6, 2013.

380-X-1-.02 Request For Information.

Any person, as defined in Code of Ala. 1975, §41-22-3, may request information from the Board by submitting a written request to the Secretary of the Board. The mailing address and telephone number are:

Secretary
State Board of Registration for Foresters
513 Madison Avenue
Montgomery, Alabama 36130
Telephone Number: (334) 240-9301

Author: Alexis V. London

Statutory Authority: Code of Ala. 1975, §§34-12-35, 41-22-4 (a) (1).

History: Filed November 2, 1983. **Amended:** Filed February 9, 2007; effective March 16, 2007. **Amended:** Filed July 28, 2008; effective September 1, 2008.

380-X-1-.03 Release Of Board Information.

Request for information concerning the financial affairs of the Board shall be released only by the secretary of the Board and then only upon receipt of written request. The office manager is authorized to release to any person upon request only that information which has been released by the Board through the publicity chairman, and/or through the Roster of Registered Foresters and the Annual Report to the Governor. The Foresters Registration Record shall be used as a reference in the event a registrant's name does not currently appear in the published roster.

Author: R. V. Miles, Jr.

Statutory Authority: Code of Ala. 1975, §34-12-35.

History: Filed October 1, 1982.

380-X-1-.04 Applicant's Files - Confidentiality.

Applicant's files are confidential and are available for inspection only by the office manager, members of the Board, and the applicant personally. These files will be kept in the offices of the Board and will not be removed. Proof of identity may be required of any person requesting access to his file.

Author: Charles Tomlinson

Statutory Authority: Code of Ala. 1975, §34-12-35.

History: Filed October 1, 1982.

380-X-1-.05 Audience With Board By Written Request.

Any person may obtain an audience with the Board by directing a request, in writing, to the chairman, stating his reasons therefor, provided that the request is approved by the chairman.

Author: R. V. Miles, Jr.

Statutory Authority: Code of Ala. 1975, §34-12-35.

History: Filed October 1, 1982.

380-X-1-.06 Reports Agenda For Board Meetings.

At the regular meetings of the Board, the office manager will make the following specific reports in accord with the established agenda and in conformity with the schedule as outlined herein:

(a) JANUARY MEETING - Number of foresters registered to date; deaths of registrants known or reported; renewals of reciprocity handled administratively; names and license numbers of registrants delinquent in payment of fees; status and condition of Board property.

(b) OCTOBER AND APRIL MEETINGS - The need for equipment and supplies and the estimated cost of each item; the financial statements as of the end of the state's fiscal year (September) and the mid-fiscal year (March).

(c) ALL REGULAR MEETINGS - Any information considered to be pertinent to the deliberations of the Board.

(d) SPECIAL MEETINGS - At the direction of the chairman, any regular or special report for which the office manager is vested with the authority to collect and maintain the supporting data.

Author: R. V. Miles, Jr.

Statutory Authority: Code of Ala. 1975, §34-12-35.

History: Filed October 1, 1982.

380-X-1-.07 Petition For Adoption Of Rules.

(1) Any person who wishes to propose that the State Board of Registration for Foresters adopt, amend, or repeal any rule shall submit said proposal in the following form:

PETITION FOR ADOPTION OF RULES

1. Petitioner

Name _____

Address _____

Phone _____

2. Character of Change

I propose that the State Board of Registration for Foresters:

A. () adopt the following new rule.

B. () amend Rule _____ as follows.

C. () repeal Rule _____ in total.

3. Text of Proposed Rule

If you checked Box "A" above, type the rule you propose. If you checked Box "B" above, type the currently effective rule, adding any proposed language. Proposed new language should be underlined and proposed deletion should be stricken through. If you checked Box "C" above, skip this and go to Part 4.

4. Purpose of Change

Briefly describe what the effect of this change will be, and why you believe the change should be made.

5. Signature_____
Date_____
Petitioner

(2) The department shall consider the petition, and shall within ninety (90) days after submission of the petition, either deny the petition in writing on the merits, stating its reasons for the denial, or initiate rule-making proceedings in accordance with Code of Ala. 1975, §41-22-5.

Author: Wilbur B. Devall

Statutory Authority: Code of Ala. 1975, §41-22-5.

History: Filed November 2, 1983.

380-X-1-.08 Declaratory Rulings.

The Board may issue declaratory rulings to any person substantially affected by a rule with respect to the validity of the rule, or with respect to the applicability to any person, property, or state of facts of any rule or statute enforceable by

the Board, or with respect to the meaning and scope of any order of the Board. Such petitions shall be as follows:

=====

IN RE: THE PETITION OF _____ DOCKET NO. _____
(State petitioner's name)

FOR A DECLARATORY RULING ON _____

(state rule number, statute for which interpretation sought, etc.)

PETITION FOR A DECLARATORY RULING

(A) The body petition shall be set out in numbered paragraphs as follows:

1. Petitioner's name:
2. Petitioner's full address:
3. All rules or statutes that may be involved in the petition, if known:
4. Clear and concise statement of the precise factual situation involved:
5. The exact question to which an answer is desired:
6. The reasons for submitting the petition:
7. Full disclosure of the petitioner's interest:
8. Statement as to whether the petitioner's case is presently under consideration by the department or in any pending proceeding:
9. Subscription and verification by the petitioner before a notary public:

(B) Upon receipt of a petition for a declaratory ruling, the department shall enter the date of receipt of the petition and the docket number and notify the petitioner of receipt.

Author: Wilbur B. Devall

Statutory Authority: Code of Ala. 1975, §41-22-11.

History: Filed November 2, 1983.

380-X-1-.09 Fees.

Board fees are as follows:

Registration/Application Fee (Must accompany application)	\$60
Reinstatement Application Fee (Paid in addition to the applicable renewal fee)	\$150
Re-examination Fee	\$100
Renewal Fee (For all licensees)	\$150
Late Fee (Paid in addition to the applicable renewal fee)	\$100
License Replacement Fee (Certificate)	\$50
Printed Roster	\$10
Registered Forester Window Decal (Auto)	\$1
Registered Foresters Cap	\$18 (+S/H)
Registered Foresters Cap W/RF No.	\$23 (+S/H)
Returned Check Fee	\$30

Reciprocity Application Fees

(Same as charged Alabama applicants in the reciprocal state)

Arkansas	\$80
Georgia	\$20
Mississippi	\$50
North Carolina	\$90
South Carolina	\$180

Author: Alexis V. London

Statutory Authority: Code of Ala. 1975, §§34-12-35, 8-8-15.

History: New Rule: Filed July 28, 2008; effective September 1, 2008. **Amended:** Filed November 6, 2013; effective December 11, 2013. **Amended:** Filed January 29, 2019; effective March 15, 2019. **Amended:** Published November 30, 2021; effective January 14, 2022. **Amended:** Published February 28, 2023; effective April 14, 2023.

380-X-1-.10 Board Member Nominations.

(1) Criteria for organizations that desire to name nominee candidates for successor members of the Alabama State Board of Registration for Foresters:

(a) An organization with Registered Foresters

1. Alabama Division, Society of American Foresters
2. Other agencies, associations, organizations, and Alabama Registered Foresters

(b) An organization that promotes the practice of professional forestry and supports Registered Foresters as qualified practitioners under laws of Alabama.

(2) Nomination process:

(a) The nominating process is two-tiered: 1) organizations nominating candidates; and 2) a nomination selection committee voting for the three nominees to be submitted to the Governor for each year's scheduled member vacancy and any unscheduled vacancy.

(b) The Chairman of the ABORF Successor Member Nomination Selection Committee (Selection Committee) shall be the Secretary of the ASBRF and will recruit committee members. The Chairman will be a facilitator of the nominee selection process and as a current Board member shall not vote for nominees.

Author: Alan P. Bruce

Statutory Authority: Code of Ala. 1975, §34-12-30.

History: New Rule: Published May 31, 2022; effective July 15, 2022.