

**CERTIFICATION OF EMERGENCY RULES
FILED WITH THE
LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

Pursuant to Code of Alabama 1975, §§41 22 5(b) and 41 22 6(c) (2)a. and b.

I certify that the attached emergency new rule is a correct copy as promulgated and adopted on Wednesday, November 8, 2023.

AGENCY NAME: Alabama Forestry Commission

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

EXPIRATION DATE OF RULE: Wednesday, March 6, 2024

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 A PERMANENT BASIS:** No

**NAME, ADDRESS, AND TELEPHONE
NUMBER OF PERSON TO CONTACT
FOR COPY OF RULE:** Scott L. Rouse, General Counsel
Alabama Forestry Commission
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scott.rouse@forestry.alabama.gov

Scott L. Rouse

Scott L. Rouse

Signature of officer authorized
to promulgate and adopt rules and
regulations or his or her deputy

REC'D & FILED
NOV 8, 2023
LEGISLATIVE SVC AGENCY

390-X-1-.03

DROUGHT EMERGENCY DECLARATION.

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Pursuant to this emergency rule, and until this declaration is rescinded, it shall be unlawful, in any county in the State of Alabama, for any person to set fire to any forest, grass, woods, wildlands, or marshes or to build a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.)

Penalty: As provided in ALA. CODE § 9-13-142

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Author: Scott L. Rouse

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

History: New Rule (ER): Filed November 8, 2023; effective November 8, 2023; expires 119 days, March 6, 2024.

Penalty: As provided in ALA. CODE § 9-13-142