

**CERTIFICATION OF EMERGENCY RULES  
FILED WITH LEGISLATIVE REFERENCE SERVICE  
OTHNI LATHRAM, INTERIM 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 12th day of October, 2016.

**AGENCY NAME:** Alabama Forestry Commission

**RULE NO. AND TITLE:** 390-x-9-.03ER - DROUGHT EMERGENCY DECLARATION

**EFFECTIVE DATE OF RULE:** October 12, 2016 (3:00 p.m.)

**EXPIRATION DATE (if less than 120 days):** Until rescinded

**NATURE OF EMERGENCY:** Severe drought conditions throughout the northern and central regions of the State of Alabama have produced extraordinary danger from fire, necessitating this emergency rule. This rule will prohibit outdoor burning in certain specified counties in the State of Alabama.

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

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

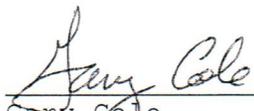
**NAME, ADDRESS, AND TELEPHONE NUMBER OF PERSON TO CONTACT FOR COPY OF RULE:**

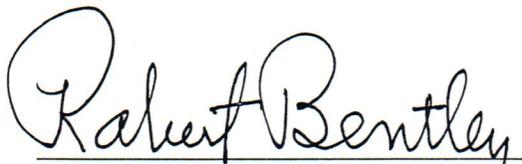
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REC'D & FILED

OCT 12 2016

LEGISLATIVE REF SERVICE

  
\_\_\_\_\_  
Gary Cole  
Interim State Forester

APPROVED:   
\_\_\_\_\_  
Robert Bentley  
Governor

**ALABAMA FORESTRY COMMISSION  
ADMINISTRATIVE CODE**

**CHAPTER 390-X-9  
DECLARATION OF EMERGENCY DROUGHT CONDITION**

**390-X-9-.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 the following specified counties in the State of Alabama:

Autauga, Bibb, Blount, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Colbert, Coosa, Cullman, Dallas, DeKalb, Elmore, Etowah, Fayette, Franklin, Greene, Hale, Jackson, Jefferson, Lamar, Lauderdale, Lawrence, Lee, Limestone, Lowndes, Macon, Madison, Marion, Marshall, Montgomery, Morgan, Perry, Pickens, Randolph, Russell, Shelby, St. Clair, Sumter, Talladega, Tallapoosa, Tuscaloosa, Walker, and Winston

Pursuant to this emergency rule, and until this declaration is rescinded, it shall be unlawful, in any of the above-named counties 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:** Promulgated as emergency regulation on October 12, 2016 (3:00 p.m.)