

**State of California
Office of Administrative Law**

In re:
Board of Forestry and Fire Protection

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections:

Amend sections: 1268.00, 1268.01, 1268.03,
1268.04

Repeal sections:

NOTICE OF APPROVAL OF REGULATORY
ACTION

Government Code Section 11349.3

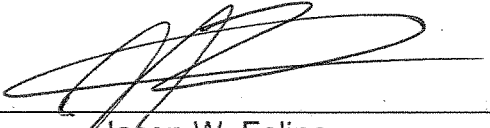
OAL Matter Number: 2025-0902-03

OAL Matter Type: Regular Resubmittal (SR)

This regular rulemaking makes changes to the application process and timelines associated with the Fire Risk Reduction Community List while also updating outdated references.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 10/1/2025.

Date: October 1, 2025



Jason W. Falina
Attorney

For: Kenneth J. Pogue
Director

Original: Dan Stapleton, Acting Executive
Officer

Copy: Alexandra Vest

RESUBMITTAL

NOTICE PUBLICATION/REGULATIONS SUBMISSION

STD. 400 (REV. 10/2019)

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2025-0902-03	EMERGENCY NUMBER SR
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

OCT 01 2025

12:41 PM AB

OFFICE OF ADMIN. LAW
2025 SEP 2 PM3:35

AGENCY WITH RULEMAKING AUTHORITY
Board of Forestry and Fire Protection

AGENCY FILE NUMBER (if any)

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

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE ☐ Notice re Proposed Regulatory Action ☐ Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE ☐ Approved as Submitted ☐ Approved as Modified ☐ Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2024, 49, 2	PUBLICATION DATE 12/6/24

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Fire Risk Reduction Community List Amendments 2025		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2025-0402-01S
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 26, if toxics related)		
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 1268.00, 1268.01, 1268.03, 1268.04	
TITLE(S) 14	REPEAL	

3. TYPE OF FILING		
☐ Regular Rulemaking (Gov. Code §11346)	☐ 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))
☒ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	☐ Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
☐ Emergency (Gov. Code, §11346.1(b))	☐ Other (Specify)	☐ Print Only

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)
June 20, 2025-July 7, 2025

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)		
☐ Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	☒ Effective on filing with Secretary of State	☐ \$100 Changes Without Regulatory Effect ☐ 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. 399) (SAM §6660)	☐ Fair Political Practices Commission	☒ State Fire Marshal
☐ Other (Specify)		

7. CONTACT PERSON Alexandra Vest	TELEPHONE NUMBER 916-531-8600	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Alexandra.Vest@bof.ca.gov
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a 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.

DocuSigned by: SIGNATURE OF AGENCY HEAD OR DESIGNEE Alexandra Vest		DATE 8/27/2025
TYPED NAME AND TITLE OF SIGNATORY Alexandra Vest Wildfire Planning Specialist		

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

OCT 01 2025

Office of Administrative Law

Board of Forestry and Fire Protection

"Fire Risk Reduction Community List Amendments, 2025"

Title 14 of the California Code of Regulations (14 CCR),

Division 1.5, Chapter 7:

Subchapter 1, Article 3

§ 1268.00 Definitions

[...]

(c) Local Agency: Any city, city and county, or county; tribal ~~agency~~ nation; agency, department, district or other publicly funded entity serving a city or county.

[...]

(e) Low-income Local Agency: One of the following:

(1) A city with a median household income, as reported in the most recent 2019 ~~2019~~ US Census Bureau American Community Survey, equal to or less than 80 percent of the area median income for the county in which it is located, as determined and published by the Department of Housing and Community Development in Title 25, California Code of Regulations, § 6932.

(2) A county with a median household income equal to or less than 80 percent of the California statewide median household income as determined and published by the Department of Housing and Community Development in Title 25, California Code of Regulations, § 6932 ~~§ 64,352~~.

(3) An agency, department, district or other publicly funded entity serving at least one city or county which qualifies as Low-income under the conditions described in (1) or

(2).

[...]

1 Note: Authority cited: Section 4290.1, Public Resources Code. Reference: Sections
2 51177 and 51178, Government Code; and Sections 4102, 4125, 4126, 4127 and
3 4290.1, Public Resources Code.

4
5 § 1268.01. Criteria for Local Agencies that are Cities, City and County, or Counties.

6 (a) A Local Agency that is a city, city and county, or county shall qualify for placement
7 on the Fire Risk Reduction Community List if it meets all of criteria (1)-(4) and two of
8 criteria (5)-(10). A Low-income Local Agency that is a city, city and county, or county
9 shall qualify for the list if two or more of criteria (5)-(10) have not yet been met but are
10 included in the safety element of the Local Agency's general plan as policy objectives.

11 (1) The applicant has adopted a local ordinance designating Very High Fire Hazard
12 Severity Zones (VHFHSZ) pursuant to Government Code § 51179(a) and submitted it to
13 the Board pursuant to 14 CCR § 1280.02. The applicant shall provide the date the
14 ordinance was submitted to the Board, or submit the ordinance with their application.

15 (2) Applicants who are counties have submitted the findings for all tentative and parcel
16 maps approved for areas located in SRA or LRA VHFHSZ to the Board pursuant to 14
17 CCR § 1266.02. The applicant shall provide a list of subdivisions submitted to the Board
18 since January 1, ~~2013~~2019, or since the last time the Local Agency submitted an
19 application for the Fire Risk Reduction Community List, whichever is most recent.

20 (3) The safety element of the Local Agency's general plan has been submitted to the
21 Board for review pursuant to Government Code § 65302.5(b) within the last eight years,
22 and all recommendations have been adopted. The applicant shall provide the final
23 adopted safety element.

24 (4) After July 1, 2022, a progress report on implementation of the most recent fire safety
25 recommendations from the Board as presented in the report(s) from the CAL FIRE

1 Subdivision Review Program ~~upon subdivision review in a Fire Safety Survey~~, pursuant
2 to 14 CCR § 1267.01, for each community reviewed within the jurisdiction. This report
3 shall be generated by the Local Agency and submitted to the Board. The applicant shall
4 provide the date this report was submitted to the Board, or attach the report to their
5 application.

6 [...]

7 Note: Authority cited: Section 4290.1, Public Resources Code. Reference: Sections
8 4126, 4127 and 4290.1, Public Resources Code.

9
10 § 1268.03. Submission and Review of Applications for List Eligibility.

11 (a) Local Agencies wishing to be added to the Fire Risk Reduction Community List shall
12 complete the Fire Risk Reduction Community List form, provided on the Board's internet
13 website, and submit the form and any supporting or substantial evidence electronically
14 during the enrollment period between July 1 and October 1 of each odd-numbered year.

15 (b) This form shall request:

16 (1) The Local Agency's name, and a two points of contact, position title, including
17 address, email, ~~and~~ phone and fax numbers.

18 (2) Specification of which criteria in 1268.01 or 1268.02 have been met.

19 (3) Supporting evidence submitted electronically demonstrating compliance with the
20 requirements in §§ 1268.01 or 1268.02.

21 (4) Additional information or supporting or substantial evidence, as necessary, to
22 support inclusion on the List.

23 (5) Specification of whether the Local Agency is located in a Local Responsibility Area
24 or State Responsibility Area.

25 (6) The signature of the Local Agency official who completes the form.

1 (7) A section for Board evaluation of the application.

2 (i) Whether the applicant satisfies the mandatory criteria.

3 (ii) Whether the applicant satisfies the optional criteria.

4 (iii) Whether the applicant qualifies for placement on the Fire Risk Reduction
5 Community List and why or why not.

6 (iv) The effective date of the placement of the applicant on the List ~~and the deadline to~~
7 ~~apply for the list in the future.~~

8 (c) The Board shall review applications ~~within 60 days of receipt~~ and determine whether
9 the information provided satisfies the criteria for List eligibility.

10 Note: Authority cited: Section 4290.1, Public Resources Code. Reference: Section
11 4290.1, Public Resources Code.

12
13 § 1268.04. List Updates.

14 (a) The Fire Risk Reduction Community List shall be published on the Board's website
15 no later than July 1, 2022.

16 (b) The List shall be updated every other year, to be effective on July 1 of even-
17 numbered years.

18 ~~(c) Applications shall be submitted by April 1 of even-numbered years for addition to the~~
19 ~~List on July 1 of that year.~~

20 Note: Authority cited: Section 4290.1, Public Resources Code. Reference: Section
21 4290.1, Public Resources Code.