

1 **Board of Forestry and Fire Protection**

2 **“Work Completion Report in Emergency Notice Timber Operations”**

3 **Title 14 of the California Code of Regulations**

4 **Division 1.5, Chapter 4,**

5 **Subchapter 7**

6

7 **§ 1052 Emergency Notices.**

8 (a) Before cutting or removing timber on an Emergency basis, a Registered
9 Professional Forester (RPF), on behalf of a Timber Owner or operator, shall submit a
10 Notice of Emergency Timber Operations to the Director. **The notice shall be submitted**
11 **on a form provided by the Department that includes the information required by**
12 **subsections § 1052(b)(1) through (11), and additional information required under §**
13 **1052.4 for Fuel Hazard Reduction Emergencies or under § 1052.5 on a form RM-67**
14 **(1/1/10), form RM-65 (1052.4) (02/2020) for a Fuel Hazard Reduction Emergency, or**
15 **form RM-66 (1052.5) (2/1/11) for Sudden Oak Death Emergency. Forms are available**
16 **from the Department’s Forest Practice Program and shall reflect the applicable**
17 **requirements of the Forest Practice Rules.**

18 (1) Names and addresses of all Timberland owner(s), Timber Owner(s), and
19 Timber Operator(s) for the area on which timber will be cut or removed.

20 (2) A description of the specific conditions that constitute the Emergency, its cause,
21 extent and reason for immediate commencement of Timber Operations.

22 (3) Legal description of the area from which timber will be cut or removed.

23 (4) A titled USGS (if available) or equivalent topographic map(s) of scale not less
24 than 2" to the mile, or larger scale, showing the Harvest Area, the legal
25 description, Logging Roads, Class I, II, III and IV Watercourses, Yarding

1 systems if more than one will be used, and boundaries of areas where Tractor
2 Operations are proposed for use on areas designated for Cable Yarding. For
3 Timber Operations conducted pursuant to 14 CCR § 1052.4 within those areas
4 described by 14 CCR § 1052.4(c)(2)(A)-(F), the map(s) shall include those
5 features described within 14 CCR § 1052.4(c)(2)(A)-(F), as appropriate.

6 (5) Yarding system to be used.

7 (6) The expected dates of commencement and completion of Timber Operations.

8 (7) A declaration by the RPF, made under penalty of perjury, that a bona fide
9 Emergency exists which requires Emergency Timber Operations.

10 (8) A declaration by the Timber Owner, made under penalty of perjury, that any
11 applicable timber yield taxes will be paid pursuant to § 38115 of the Revenue
12 and Taxation Code.

13 (9) Name, address, License number, and signature of the RPF who prepares the
14 notice and submits it to the Director on behalf of the Timber Owner or operator.

15 (10) For Emergency Notices covering three acres or more in size, the RPF shall
16 include a CAL with the Emergency Notice submitted to the Director. The
17 Director shall also submit a complete copy of the CAL and two copies of any
18 required archaeological or historical site records, to the appropriate
19 Information Center of the California Historical Resource Information System
20 within 30 days from the date of Emergency Notice submittal to the Director.

21 (A) For Projects filing an Emergency notice for fuel hazard reduction under
22 14 CCR § 1052.4, archaeology requirements shall be conducted by a
23 Person possessing current certification pursuant to 14 CCR § 929.4
24 [949.4, 969.4].

1 (11) Name, address, License number, and signature of the RPF who has been
2 retained by the Timber Owner or operator to provide professional advice
3 throughout the Timber Operations pursuant to 14 CCR § 1052(f).

4 (b) Timber Operations pursuant to an Emergency notice shall comply with the Rules
5 and regulations of the Board. A Person conducting Timber Operations under an
6 Emergency Notice shall comply with all operational provisions of the Forest Practice
7 Act and District Forest Practice Rules applicable to “Timber Harvest Plan”, “THP”, and
8 “Plan”.

9 (c) In-lieu practices for Watercourse and Lake Protection Zones as specified under
10 Article 6 of the Rules, exceptions to Rules, and alternative practices are not allowed
11 unless necessary to protect public health and safety.

12 (d) Timber Operations pursuant to an Emergency Notice may not commence for five
13 working days, 15 days for a fuel hazard Emergency per 14 CCR §§ 1052.1(a)(5) and
14 1052.4, from the date of the Director's receipt of the Emergency Notice unless such
15 waiting period is waived by the Director. The Director shall determine whether the
16 Emergency notice is complete. If it is found to be complete the Director shall send a
17 copy of a notice of acceptance to the Timberland owner. If the Emergency Notice is not
18 complete it shall be returned to the submitter. If the Director does not act within five
19 working days, 15 days for a fuel hazard Emergency per 14 CCR §§ 1052.1(a)(5) and
20 1052.4, of receipt of the Emergency Notice, Timber Operations may commence.

21 (e) Timber Operations shall not continue beyond one (1) year from the date the
22 Emergency Notice is accepted by the Director unless a Plan is submitted to the
23 Director and found to be in conformance with the Rules and regulations of the Board,
24 except for treatment of fuels in accordance with 14 CCR § 1052.4(d)(4) and (5).

1 (f) Within one (1) month after completion of timber operations or at the expiration of
2 the Emergency Notice the timber owner or their agent shall meet the requirements of
3 PRC 4585, Completion Report, and PRC 4587, Stocking Reports.

4 (f)(g) An RPF shall be retained by the Timber Owner or LTO to provide professional
5 advice throughout the Timber Operations and shall be present, or ensure that the
6 RPF's Supervised Designee is present, on the Logging Area at a sufficient frequency to
7 know the progress of operations and advise the LTO and Timberland Owner, but not
8 less than once during the life of the notice.

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10 NOTE: Authority cited: Sections 4551 and 4552, Public Resources Code. Reference:
11 Sections 4592, 4750, 4750.3 and 4750.4, Public Resources Code.