Staff Overview: AB 2276 Bill Revision for 14 CCR 1038.3 – Forest Fire Prevention Exemption to Forest Resilience Exemption

# Overview

Assembly Bill 2276 (Wood, Chapter 388) amends § 4584 of the Public Resources Code, which establishes the authority of the Board to exempt certain activities from all or parts of the Forest Practice Act. The bill makes three changes to these activities that require further Board action to implement:

1. repeals the Small Landowner Exemption;
2. renames and revises the criteria for the Forest Fire Prevention Exemption; and
3. revises the California black or Oregon white oak woodlands and associated grasslands exemption (colloquially, the “Oak Woodland Exemption”).

The Emergency Rule package was submitted on January 6, 2025, and was received by the Office of Administrative Law (OAL) and is under review until January 17, 2025.

# Summary of Revisions

The rule Plead as presented represents the current regulatory languages as authorized by the emergency rulemaking.

Text where the where the Board as the authority to make further regulatory changes and clarifications is highlighted in red. Changes made to the regulatory text per the direction of the Committee are highlighted in blue.

Summary of changes:

Page 3, line 4: minimum post-harvest basal area requirements have been struck per Committee direction.