

114TH CONGRESS
2D SESSION

S. 3395

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 18, 2016

Referred to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

AN ACT

To require limitations on prescribed burns.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Prescribed Burn Ap-
3 proval Act of 2016”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) NATIONAL FIRE DANGER RATING SYS-
7 TEM.—The term “national fire danger rating sys-
8 tem” means the national system used to provide a
9 measure of fire danger according to a range of low
10 to moderate to high to very high to extreme.

11 (2) PRESCRIBED BURN.—The term “prescribed
12 burn” means a planned fire intentionally ignited.

13 (3) SECRETARY.—The term “Secretary” means
14 the Secretary of Agriculture, acting through the
15 Chief of the Forest Service.

16 **SEC. 3. LIMITATIONS ON PRESCRIBED BURNS.**

17 (a) IN GENERAL.—Except as provided in subsection
18 (b), the Secretary shall not authorize a prescribed burn
19 on Forest Service land if, for the county or contiguous
20 county in which the land is located, the national fire dan-
21 ger rating system indicates an extreme fire danger level.

22 (b) EXCEPTION.—The Secretary may authorize a
23 prescribed burn under a condition described in subsection
24 (a) if the Secretary coordinates with the applicable State
25 government and local fire officials.

1 (c) REPORT.—At the end of each fiscal year, the Sec-
2 retary shall submit to Congress a report describing—

3 (1) the number and locations of prescribed
4 burns during that fiscal year; and

5 (2) each prescribed burn during that fiscal year
6 that was authorized by the Secretary pursuant to
7 subsection (b).

Passed the Senate November 17, 2016.

Attest:

JULIE E. ADAMS,

Secretary.