

114TH CONGRESS
2^D SESSION

S. 3395

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:

Secretary.

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