

**FIRE MANAGEMENT AREAS**

2008 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Margaret Dayton**

House Sponsor: Michael E. Noel

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**LONG TITLE**

**General Description:**

This bill allows the Division of Forestry, Fire and State Lands to enter into an agreement establishing a predetermined fire suppression plan.

**Highlighted Provisions:**

This bill:

- ▶ allows the division to conduct a limited fire suppression strategy under certain circumstances; and

- ▶ allows the division to enter into an agreement establishing a predetermined fire suppression plan for a specific fire management area.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**65A-8-101**, as renumbered and amended by Laws of Utah 2007, Chapter 136

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **65A-8-101** is amended to read:

**65A-8-101. Division responsibilities for fire control and the preservation of forest, watershed, and other lands -- Reciprocal agreements for fire protection.**

(1) The division shall determine and execute the best [methods] method for protecting

30 private and public property by:

31 (a) except as provided by Subsection (1)(e), preventing the origin and spread of fire on  
32 nonfederal forest, range, ~~[and] or watershed [lands] land in an unincorporated [areas] area~~ of  
33 the state;

34 (b) protecting a nonfederal forest ~~[and] or watershed [areas on] area using~~ conservation  
35 principles; ~~[and]~~

36 (c) encouraging a private ~~[landowners in preserving, protecting, and managing]~~  
37 landowner to preserve, protect, and manage forest ~~[and] or other [lands] land~~ throughout the  
38 state[-];

39 ~~[(2) The division shall take]~~ (d) taking action [it] the division considers [necessary]  
40 appropriate to control wildland [fires] fire and protect life and property on the nonfederal forest,  
41 range, ~~[and] or watershed [lands] land~~ within an unincorporated [areas] area of the state[-]; and

42 (e) implementing a limited fire suppression strategy, including allowing a fire to burn  
43 with limited or modified suppression, if the division determines that the strategy is appropriate  
44 for a specific area or circumstance.

45 ~~[(3)]~~ (2) The division may:

46 (a) enter into ~~[agreements] an agreement~~ with a public or private ~~[agencies, or~~  
47 ~~individuals] agency or individual:~~

48 (i) for the ~~[express] purpose of protecting, managing, or rehabilitating [those lands.]~~  
49 land owned or managed by the agency or individual; and

50 (ii) establishing a predetermined fire suppression plan, including a limited fire  
51 suppression strategy, for a specific fire management area; and

52 ~~[(4) The division may]~~ (b) enter into a reciprocal agreement with ~~[any] a~~ fire protection  
53 organization, including a federal ~~[agencies] agency,~~ to provide fire protection for land and  
54 ~~[improvements] an improvement for which the organization normally provides fire protection.~~