

FIRE PREVENTION ORDER

ELKO DISTRICT BUREAU OF LAND MANAGEMENT

Fire Restrictions STAGE I

Under the authority of the Federal Land Policy and Management Act of 1976 (Title 43, United States Code (U.S.C.), § 1701, et. seq.) and pursuant to Title 43, Code of Federal Regulations (CFR) §9212.2(a) and §9212.1(h) the following acts are prohibited or restricted on all public land areas, roads and trails located within and administered by the BLM Elko District Office. This order is in addition to and includes acts already prohibited under 43 CFR §9212.1, BLM Nevada Seasonal Fire Restrictions and/or certain Nevada state laws.

Existing fire restrictions covered under BLM Nevada Seasonal Fire Restrictions.

1. Possessing, discharging, using, or allowing the use of fireworks, pyrotechnic or incendiary devices.
2. Possessing, discharging, igniting, or causing to burn; explosives or explosive material, including binary explosive targets.
3. Discharging a firearm using tracer, incendiary, or steel-component ammunition. [Use of tracer or incendiary ammunition are always prohibited on public lands].
4. Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained and in effective working order. (43 CFR §8343.1(c)).

Additional acts prohibited under this STAGE 1 order based upon fuel and weather conditions.

1. Setting, building, maintaining, attending, or using open fire of any kind is prohibited, except campfires within approved fire pits and grills provided for in developed recreation sites. Controlled flame devices such as portable stoves and lanterns with *shut-off valves*, using gas, jellied petroleum, or pressurized liquid fuel are allowed.
2. Smoking, except within an enclosed vehicle or camp trailer, or while stopped or standing in a three-foot diameter area barren or cleared of all flammable materials.
3. Operating or parking a vehicle or other motorized equipment over or on top of dried/cured vegetation.
4. Any Hot Work involving electric or gas welding, cutting, brazing, or similar flame or spark-producing operations.

Acts Recommended by Fire Prevention Order:


1. Possession of a shovel, fire extinguisher and/or at least 5 gallons of water on hand in the event of an unintentional fire start.
2. Utilize nevadafireinfo.org to obtain information on fire activity and additional restrictions.

Pursuant to 43 CFR 9212.2, each of the following persons is exempt from this order:

1. Person with a permit specifically authorizing the otherwise prohibited act or omission.
2. Any federal, state, or local officer, or member of an organized rescue or firefighting force, in the performance of an official duty.

Penalties (43 CFR §9212.4): Anyone in violation of this Fire Prevention Order may be subject to civil liability or criminal prosecution under any applicable law or BLM regulation. A violation of this Order may be classified as a Class A Misdemeanor Offense under 43 U.S.C. §1733(a) FLPMA, 18 U.S.C. §3559, and 18 U.S.C. §3571 Sentence of Fine - Sentencing Reform Act, Oct. 12, 1984. Pursuant to 18 U.S.C. §3571, if the violation does not result in death, anyone who violates this order may be fined not more than \$100,000 and/or imprisoned for not more than 12 months. Restitution for total fire suppression and damage costs incurred will be borne by the responsible party.

This Fire Prevention Order is effective 12:01 AM, on the 20th day of June 2024 and will remain in effect until the 31st day of October 2024, unless rescinded.



Jared Bybee, District Manager
Bureau of Land Management, Elko District

6/13/2024

Date

