



HOUSE BILL No. 4002

January 11, 1995, Introduced by Rep. Anthony and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to regulate prescribed burning on certain state land.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Department" means the department of natural resources.

3 (b) "Prescribed burn" means a fire that is intentionally set
4 by the department on state owned property to assist the depart-
5 ment in implementing 1 or more land use management goals.

6 Sec. 2. (1) The department shall not conduct a prescribed
7 burn in any geographic area of the state unless the department
8 conducts at least 1 public hearing per year in that area. The
9 public hearing shall be designed to alert members of the public
0 that 1 or more prescribed burns may occur and what the purpose
1 and anticipated consequences of the prescribed burn will be. In
2 addition, members of the public shall have an opportunity at the

1 public hearing to express their concerns and opinions regarding
2 prescribed burn.

3 (2) In addition to the requirement for a public hearing
4 under subsection (1), 30 days prior to any prescribed burn the
5 department shall provide public notice that a prescribed burn is
6 scheduled to occur within a designated 1-week period.

7 Sec. 3. The department shall not conduct a prescribed burn
8 unless there is at least a 5-acre buffer zone between the
9 projected burn area and any adjoining privately owned property.

10 Sec. 4. The department shall provide public notice as
11 required under this act in a manner that the department deter-
12 mines is best suited to provide notice to residents of the geo-
13 graphic area in or near the area in which a prescribed burn may
14 occur or is scheduled to occur.