

# Fire Prevention Order

## Bakersfield Field Office

### Order number CAC06000-20-02

Due to dry conditions and high fire danger, the Bureau of Land Management (BLM) Bakersfield Field Office is prohibiting the following acts under the authority of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701, *et. seq.*) and pursuant to 43 Code for Federal Regulations (CFR) 9212.2, within the boundaries of the BLM Bakersfield Field Office starting May 1, 2020, and until rescinded by the Bakersfield Field Office Field Manager. These prohibitions are in addition to acts already prohibited under 43 CFR 9212.1 and year-round California Fire Order CA910-2020-001.

In the interest of wildfire prevention, public safety, and in compliance with 43 CFR 9212.2, these BLM actions complement and support state and local wildfire prevention; all state and local wildfire prevention laws and regulations shall apply to all BLM-managed public lands within the State of California.

#### Acts prohibited and defined under this order:

- Setting, building, maintaining, attending, or using a campfire or open flame of any kind is prohibited. Controlled flame devices, such as portable stoves and lanterns with shut-off valves, using gas, jellied petroleum, or pressurized liquid fuel are allowed with a valid California campfire permit.
- Smoking, except within an enclosed vehicle or camp trailer or while stopped/standing in a designated developed campground with a three-foot diameter area barren or cleared of all flammable materials and away from federal facility doors, windows and air ducts.
- Operating or using any internal combustion engine (*e.g.*, chainsaws, generators, ATVs) off BLM designated roads and trails. All internal combustion engines, with the exception of registered street legal vehicles, must be equipped with a properly installed and maintained spark arresting device.
- The possession or operating of any welding, acetylene device or other open flame torch that uses oxygen and fuel gases to weld and cut steel or metallic components. Welding and torch definitions and direction pursuant to 43 CFR 912.2, U.S. Department of Labor – Occupational Safety and Health Administration 1910.252(a).
- The possessing or using of any steel-jacketed or steel core ammunition of any caliber without a valid State of California hunting license and being actively engaged in the legal take/pursuit of game and non-game species in accordance with current California hunting regulations.
- Possessing, discharging, or using fireworks or pyrotechnic devices (including California Fire Marshal-labeled “Safe and Sane” fireworks).

#### Exemptions

Pursuant to Title 43 CFR 9212.2(b)(3), each of the following persons are exempt from this order:

- 1) Any Federal, state, or local officer, or member of an organized rescue or firefighting force in performance of an official duty.
- 2) Persons with a permit or contract specifically authorizing the otherwise prohibited acts.

**Penalties for violating this order:**

Anyone who is found guilty of violating a fire prevention order, which 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, that does not result in death, may be fined not more than \$100,000 and/or imprisonment for not more than 12 months, or in accordance with the applicable provisions of 18 U.S.C. 3571. Restitution for total fire suppression and damage costs incurred may be borne by the trespasser.

**Additional Information**

Map of current restriction area available at: <https://blm-egis.maps.arcgis.com/apps/webappviewer/index.html?id=2dd6e77d80e544a393afb31cb58c4aa6&marker=-119.07253525471705%2C35.43958700773296%2C%2C%2C%2C&markertemplate=%7B%22title%22%3A%22%22%2C%22longitude%22%3A-119.07253525471705%2C%22latitude%22%3A35.43958700773296%2C%22isIncludeShareUrl%22%3Atrue%7D&level=8>

Fire Prevention Orders are available online at [www.blm.gov/programs/public-safety-and-fire/fire-and-aviation/regional-info/california/fire-restrictions](http://www.blm.gov/programs/public-safety-and-fire/fire-and-aviation/regional-info/california/fire-restrictions).

Fire weather forecasts are available through the National Weather Service at, <https://www.weather.gov/fire/>.

These prohibitions are in addition to the General Fire Restrictions contained in 43 CFR 9212.1. Issued in Bakersfield, California this 1<sup>st</sup> day of May, 2020.

For questions, please call 661-391-6000, Monday – Friday, 7:30 a.m. – 4:00 p.m.

Field Office Manager  
BLM Bakersfield Field Office