

1.1 moves to amend H.F. No. 2866, the first engrossment, as follows:

1.2 Page 8, after line 23, insert:

1.3 "Sec. 14. Minnesota Statutes 2014, section 88.01, is amended by adding a subdivision
1.4 to read:

1.5 Subd. 28. **Prescribed burn.** "Prescribed burn" means a fire that is intentionally
1.6 ignited, managed, and controlled by an entity meeting certification requirements
1.7 established by the commissioner for the purpose of managing vegetation. A prescribed
1.8 burn that has exceeded its prescribed boundaries and requires suppression action shall
1.9 be considered a wildfire.

1.10 Sec. 15. Minnesota Statutes 2014, section 88.22, subdivision 1, is amended to read:

1.11 Subdivision 1. **Imposition of restrictions.** (a) **Road closure.** When the
1.12 commissioner of natural resources shall determine that conditions conducive to wildfire
1.13 hazards exist in the wildfire areas of the state and that the presence of persons in the
1.14 wildlife areas tends to aggravate wildfire hazards, render forest trails impassable by
1.15 driving thereon during wet seasons and hampers the effective enforcement of state timber
1.16 trespass and game laws, the commissioner may by written order, close any road or trail
1.17 leading into any land used for any conservation purposes, to all modes of travel except
1.18 that considered essential such as residents traveling to and from their homes or in other
1.19 cases to be determined by the authorized forest officers assigned to guard the area.

1.20 (b) **Burning ban.** The commissioner may also, upon such determination, by written
1.21 order, suspend the issuance of permits for open fires or prescribed burns, revoke or suspend
1.22 the operation of a permit previously issued and, to the extent the commissioner deems
1.23 necessary, prohibit the building of all or some kinds of open fires or prescribed burns in all
1.24 or any part of a wildfire area regardless of whether a permit is otherwise required; and the
1.25 commissioner also may, by written order, prohibit smoking except at places of habitation
1.26 or automobiles or other enclosed vehicles properly equipped with an efficient ash tray."

2.1 Page 9, after line 12, insert:

2.2 "Sec. 18. **PRESCRIBED BURN REQUIREMENTS; REPORT.**

2.3 The commissioner of natural resources, in cooperation with prescribed burning
2.4 professionals, nongovernmental organizations, and local and federal governments, must
2.5 develop criteria for certifying an entity to conduct a prescribed burn under a general
2.6 permit. The certification requirements must include training, equipment, and experience
2.7 requirements and include an apprentice program to allow nonexperienced entities to
2.8 become certified. The commissioner must establish provisions for decertifying entities.
2.9 The commissioner must not require additional certification or requirements for burns
2.10 conducted as part of normal agricultural practices not currently subject to prescribed burn
2.11 specifications. The commissioner must submit a report with recommendations and any
2.12 legislative changes needed to the chairs and ranking minority members of the house of
2.13 representatives and senate committees and divisions with jurisdiction over environment
2.14 and natural resources by January 15, 2017.

2.15 Sec. 19. **SAND DUNES STATE FOREST; REPORT.**

2.16 (a) Until July 1, 2017, the commissioner of natural resources shall not log, enter into
2.17 a logging contract, or otherwise remove trees for purposes of creating oak savanna in the
2.18 Sand Dunes State Forest. This paragraph does not prohibit work done under contracts
2.19 entered into prior to the effective date of this section.

2.20 (b) By January 15, 2017, the commissioner must submit a report to the chairs and
2.21 ranking minority members of the house of representatives and senate committees and
2.22 divisions with jurisdiction over environment and natural resources with the Department
2.23 of Natural Resources' progress on collaborating with local citizens over the past year
2.24 when making decisions that impact the landscape, including forest conversions and other
2.25 clearcutting activities and its progress on other citizen engagement activities.

2.26 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.27 Renumber the sections in sequence and correct the internal references

2.28 Amend the title accordingly