

USDA FOREST SERVICE  
NORTHERN REGION

Helena-Lewis and Clark National Forest  
Belt Creek - White Sulphur Springs - Judith - Mussellshell - Helena - Townsend Ranger Districts  
White Sulphur Springs, Stanford, Helena and Townsend, Montana

OCCUPANCY AND USE PROHIBITIONS

Food Storage Order #01-15-00-18-04

**Pursuant to 16 USC 551, 36 CFR§261.50 (a) and (b), the following order covers** the Belt Creek - White Sulphur Springs, Judith - Mussellshell, Helena, and Townsend Ranger Districts, *except* in the Crazies Mountain Range on the Belt Creek - White Sulphur Springs Ranger District as shown on the attached map. These restrictions are in addition to those enumerated in Subpart A, Part 261, Title 36, Code of Federal Regulations and become effective when signed, remaining in effect until rescinded or revoked. This Order supersedes and replaces Forest Supervisors Order 01-15-16-01 invoked on April 1, 2016, which is hereby rescinded.

The following acts, omissions, prohibitions and restrictions are enacted by this order:

- 1. All human food, pet food, or other attractants must be attended during daylight hours or otherwise acceptably stored in a bear-resistant manner. 36 CFR § 261.58(cc)**
- 2. All food or other attractants must be acceptably stored during nighttime hours, unless it is being prepared for eating, being eaten, transported or being prepared for acceptable storage. 36 CFR § 261.58(cc)**
- 3. Attractants (such as garbage, food leftovers, bacon grease, etc.) shall not be buried, discarded, or burned in an open fire. 36 CFR § 261.58(cc)**
- 4. Wildlife carcasses that are within ½-mile of any camp or sleeping area shall be stored in a bear-resistant manner during nighttime hours. 36 CFR § 261.58(s)**

This Order is effective from March 1 to December 1 annually until amended or rescinded.

Also attached and hereby made part of this order is **Exhibit A** – “Food Storage Special Order Information and Definitions”, which defines the terms used in support of the restrictions.

Pursuant to 36 CFR 261.50(e) the following persons may be exempt from this order.

1. Persons 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 fire fighting force in the performance of an official duty.

These prohibitions are in addition to the general prohibitions in 36 CFR Part 261, Subpart A.

Executed in Helena, Montana, this 24<sup>th</sup> day of July 2018.



William Avey  
Forest Supervisor  
Helena-Lewis and Clark National Forest

Violations of these prohibitions are punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both (16 U.S.C. 551 and 18 U.S.C. 3559 and 3571).

## Exhibit "A" – Food Storage Order #01-15-00-18-04

### FOOD STORAGE SPECIAL ORDER INFORMATION AND DEFINITIONS

#### **UNDER THIS ORDER IT IS REQUIRED THAT:**

Human, pet and livestock food (except baled or cubed hay with additives), and refuse shall be attended or stored in an approved bear resistant manner when unattended.

Wildlife carcasses, birds, fish or other animal parts that are within ½-mile of any camp or sleeping area shall be stored in a bear-resistant manner during night-time hours. If a wildlife carcass is within an attended camp during daytime hours it may be on the ground.

Attractants may be "attended" rather than stored in a bear-resistant manner. However, it is strongly recommended that attractants and all items with odors be stored in bear-resistant containers or suspended 10 feet high and 4 feet away from the supporting structure and stored at least 300 feet from any sleeping area.

Attractants (such as garbage, food leftovers or bacon grease) shall not be buried, discarded or burned in an open campfire.

Approved bear-resistant containers meet the following criteria: A securable container constructed of solid material capable of withstanding 200 foot-pounds of energy applied by direct impact. A bear-resistant container developed commercially must be approved by the USDA Forest Service and Interagency Grizzly Bear Committee (IGBC). Bear-resistant containers developed for personal use may be inspected for approval by the local District Ranger or their designated representative(s).

#### **DEFINITIONS**

1. **Attended:** At least one adult person (attendee) is physically present within 100 feet of attractants during daytime hours. During the nighttime hours, all attractants must be stored in a bear-resistant manner.
2. **Attractant:** Food as defined below and garbage from human, livestock or pet foods. Food: Any nourishing substance, which includes human food or drink (canned, solid or liquid), livestock feed (except baled or cubed hay without additives) and pet food.
3. **Attendee:** An adult (18 years of age or older) in control of attractants.
4. **Bear-resistant container:** A securable container constructed of solid material capable of withstanding 200 foot-pounds of energy applied by direct impact. The container, when secured and under stress, will not have any openings greater than one-quarter (1/4) inch, that would allow a bear to gain entry by biting or pulling with its claws.
5. **Bear-resistant manner:** any attractants, including food and garbage, must be stored in one of the following ways if unattended:
  - a) Secured in a hard-sided camper or vehicle truck or trailer cab;
  - b) Secured in a hard-sided dwelling or storage building;
  - c) Suspended at least 10 feet up (from the bottom of the suspended item) and 4 feet out from any upright support, i.e. tree, pole;
  - d) Stored in a bear-resistant container, portable electric fence, or other storage device or system approved for such use by the Interagency Grizzly Bear Committee (IGBC);
  - e) Stored in any combination of these methods;
  - f) Stored by methods other than those described in Section #5, a-e, that shall be approved in writing by the Forest Supervisor.
6. **Daytime:** ½-hour before sunrise until ½-hour after sunset.
7. **Nighttime:** ½-hour after sunset until ½-hour before sunrise.
8. **Livestock:** A domesticated animal, such as mule, horse, llama, or goat.
9. **Wildlife carcass:** the body, or any parts of any deceased wild animal, bird, or fish.

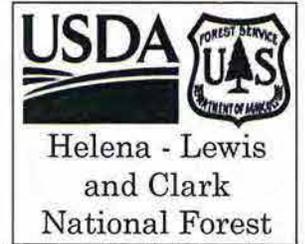
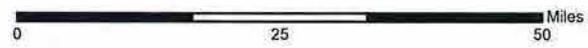
#### **Assessment of Need and Enforcement Plan**

# Food Storage Order # 01-15-00-18-04

## Belt Creek - White Sulphur Springs - Judith - Musselshell - Helena - Townsend Ranger Districts



 Food Storage Order #01-15-00-18-04



The Forest Service uses the most current and complete data available. GIS data and product accuracy may vary. They may be: developed from sources of differing accuracy, accurate only at certain scales, based on modeling or interpretation, incomplete while being created or revised, etc. Using GIS products for purposes other than those, for which they were created, may yield inaccurate or misleading results. The Forest Service reserves the right to correct, update, modify, or replace, GIS products without notification.  
By: lcburns - 6/5/2018 -