



**U.S. Department of Agriculture, U.S. Forest Service
Southwestern Region**

Fireworks, Explosives and Sparks Restrictions

PROHIBITIONS

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50 (a) the following are prohibited on the National Forest System (NFS) lands, roads, trails in the Southwestern Region National Forests and Grasslands in the states of New Mexico, Arizona, Texas, and Oklahoma, described below and shown on the attached map incorporated into this Order as Exhibits A and B (the "Described Area"):

1. Possessing, discharging or using any kind of firework, or other pyrotechnic device. **36 CFR § 261.52(f)**
2. Using an explosive. **36 CFR § 261.52(b)**
 - An explosive is defined as any chemical compound, mixture, or device, the primary or common purpose of which is to function by explosion. The term includes, but is not limited to, dynamite and other high explosives, black powder, pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cord, igniter cord, and igniters.
3. Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained and in effective working order in accordance with U.S. Forest Service Standard 5100-1d. **36 CFR § 261.52(i)**

EXEMPTIONS

Pursuant to 36 C.F.R. § 261.50(e), the following persons are exempt from this Order:

1. Persons with Forest Service Permit No. FS-7700-48 (Permit for Use of Roads, Trails, or Areas Restricted by Regulation or Order), specifically exempting them from this Order or a written determination by a Forest Service authorized officer that a permit is not required under 36 C.F.R. § 251.50(e)(1) or (2).
2. Any Federal, State, or Local Officer, or member of an organized rescue or firefighting resource in the performance of an official duty.
3. Any Persons using black powder, or pellet powder who are engaged in the taking of game animals otherwise authorized by and pursuant to federal, state, or tribal laws and regulations.

DESCRIBED AREA

The Described Area includes the following National Forests and Grasslands in their entirety:

NEW MEXICO

Carson National Forest
Cibola National Forest
Gila National Forest
Lincoln National Forest
Santa Fe National Forest
Kiowa National Grasslands

ARIZONA

Apache-Sitgreaves National Forest
Coconino National Forest
Coronado National Forest
Kaibab National Forest
Prescott National Forest
Tonto National Forest

OKLAHOMA/TEXAS

Black Kettle & McClellan National Grasslands
Rita Blanca National Grasslands

PURPOSE

The purpose of this Order is for the protection of public health and safety.

IMPLEMENTATION

1. This Order shall be in effect from June 1, 2023 at 6:00 am through May 31, 2026, unless rescinded.
2. A map identifying the Described Area is attached and made part of this Order as Exhibits A and B. For a digital version of this Order and Exhibit A and B, go to <https://www.fs.usda.gov/main/r3/alerts-notices>.
3. Unless otherwise expressly defined in this Order, the terms used in this Order are defined by the regulations of the Secretary of Agriculture, 36 C.F.R. Chapter II, Parts 200-299. If there are terms in this Order that are not expressly defined in the Order or 36 C.F.R. Chapter II, Parts 200-299, their meaning shall be determined by their plain language definitions.
4. A violation of the above prohibitions is punishable as a Class B misdemeanor by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, or by imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.
5. Contact the USDA Forest Service Southwestern Region in Albuquerque, New Mexico at <https://www.fs.usda.gov/contactus/r3/about-region/contactus> for more information about this Order.
6. This Order supersedes any previous Orders prohibiting the same or similar acts in the same Described Area

Signed and issued on 5/30/23.

MICHIKO MARTIN
Regional Forester
Southwestern Region