L&C 97-10

SPECIAL ORDER
OCCUPANCY AND USE
ON NATIONAL FOREST SYSTEM LANDS
IN THE STATE OF MONTANA

Pursuant to the Regulations of the Secretary of Agriculture, Title 36 CFR 261.50 (a) and (b), the following acts are prohibited within all National Forest System Lands within the State of Montana.

These restrictions are in addition to those enumerated in Subpart A, part 261, Title 36 of the Code of Federal Regulations and will remain in effect from October 6, 1997, until rescinded or revoked.

1. The possession or storage of hay, grain, straw, cubes, pelletized feed or mulch that is not certified as being noxious weed free or noxious weed seed free by an authorized State Department of Agriculture official or designated county official; each individual bale or container must be tagged or marked as weed free and reference the written certification (36 CFR 261.58, (t).

Pursuant to 36 CFR 261.50 (e), the following are exempt from this Order:

A. Persons with a permit specifically authorizing the action of omission.

B. Transporting feeds, straw, or hay on Federal, State, and county roads that are not Forest Development Roads or Trails.

The above restrictions are necessary to prevent the spread of noxious weeds on National Forest System lands (16 USC 551). Upon issuance of this order, all previous orders requiring the use of certified noxious weed Free or noxious weed seed free forage on NFS lands in Montana shall be superceded.

Violation is punishable by a fine of up to $5,000 and/or up to six months imprisonment (16 U.S.C. 551 and 18 U.S.C. 3471 (b) (6).

/s/ KATHLEEN A. MCALLISTER for
HAL SALWASSER
Regional Forester
Northern Region

10 09 07
Date