

CALIFORNIA MASTER COOPERATIVE WILDLAND FIRE MANAGEMENT AND
STAFFORD ACT RESPONSE AGREEMENT (CFMA)

Supplemental Agreement for Cooperative Use of Prescribed Fire

**UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
(BLM)**

California State Office

**NATIONAL PARK SERVICE
(NPS)**

Pacific West Region

**BUREAU OF INDIAN AFFAIRS
(BIA)**

Pacific Region

Supplemental Agreement Number AGP00751

**UNITED STATES FISH AND WILDLIFE SERVICE
(USFWS)**

Pacific Southwest Region

Supplemental Agreement Number 8023-B-J608

**UNITED STATES DEPARTMENT OF AGRICULTURE
UNITED STATES FOREST SERVICE
(USFS)**

Regions Four, Five and Six

Supplemental Agreement Number 11-FI-11052012-004

Under Master Agreement

08-FI-11052012-110

And

**STATE OF CALIFORNIA
CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION
(CAL FIRE)**

I. INTRODUCTION

Through the authorities of the CFMA, CAL FIRE, BLM, NPS, BIA, USFWS and the USFS work cooperatively in wildland fire management and other national domestic incidents. This cooperative relationship improves the efficiency of these programs by facilitating the coordination and exchange of personnel, equipment, supplies, services and funds among the Agencies. CFMA authorizes the cooperative use of agency resources for the purposes of performing prescribed fire or other fuels management related projects (Sections 27, 31, and 40).

This Supplemental Agreement for Cooperative use of Prescribed Fire, hereafter referred to as Supplemental Agreement, documents the cooperation between the parties to utilize interagency resources to perform prescribed fire projects on lands within each agency's jurisdiction.

This Supplemental Agreement shall terminate upon the termination of CFMA.

II. Purposes of the Supplemental Agreement

This Supplemental Agreement is intended to provide for the conduct of joint prescribed burning operations, site preparation, and necessary follow-up activities for specific prescribed burn units on non-federal and federal lands, where the operations serve the public interest and support the Agencies' missions. The Supplemental Agreement replaces the expired *Multiagency Agreement for Cooperative Use of Prescribed Fire* referred to as the "*Interagency Agreement for Cooperative Use of Prescribed Fire*" previously in CFMA. With the ratification of this Supplement, all references to the "*Interagency Agreement for Cooperative Use of Prescribed Fire*" (CFMA Sections 27, 31, and 40) are superseded.

As used in this Supplemental Agreement, "**joint prescribed burning**" is defined as the unified activity of two or more agencies, state or federal, or any combination thereof. "**Prescribed fire**" and "**prescribed burning**" are defined as planned ignition of wildland fire to accomplish specific objectives. These objectives may include, but are not limited to reduction of hazardous fuel accumulation, reduction of fire hazard, or providing for ecological restoration or ecosystem sustainability for the purposes of flood protection, wildlife and fisheries enhancement, watershed management, water yield improvement, preservation of future significant air quality impacts from unplanned wildland fire, and forest, rangeland, and ecosystem health.

This Supplemental Agreement also provides a mandatory template for the Project Specific Agreement and Operating Plan for the Agencies use in performing prescribed fire or other fuels management related projects as provided for in Sections 27, 31, and 40 and Exhibit D of the CFMA. All parties agree to the terms and conditions provided in the template.

III. Management Provisions

Smoke Management. Within their authorities, the Agencies agree to cooperate in smoke management, smoke management rules and regulations, and to cooperate and support each Agency's mission in interactions with the California Air Resources Board (CARB) and other State equivalents, local Air Pollution Control Districts (APCDs), the U.S. Environmental Protection Agency (EPA) relative to smoke management, and the California and Nevada Smoke and Air Committee (CANSAC), as well as the specific provisions or requirements included in the agency specific burn plan.

Cooperative Management. When cooperative management of joint prescribed burning operations is indicated, there will be clearly stated provisions for the termination of the cooperative management between ignition and completion of the joint prescribed burning operation.

IV. USE AND REIMBURSEMENT

Invoicing and Payment. Unlike emergency unplanned ignition fire incidents, prescribed fire is a planned event. Billing procedures shall be agreed to prior to project implementation and be consistent with requirements of Section 64 (Billing Procedures) of CFMA. Payment processes and timing vary by agency, the specifics of which shall be described in the Project Specific Agreement and Operating Plan.

Advance and Reimbursable Payments and Offsets. Reimbursable payments are permitted. Advance payments are not permitted. Offsets may be permitted.

V. OTHER TERMS AND CONDITIONS

Modifications. Modifications within the scope of this Supplemental Agreement and the Project Specific Agreement and Operating Plan shall be made by mutual consent of the parties by written amendment of those document(s).

Non-exclusive instrument. This instrument in no way restricts the parties from participating in similar activities with other public or private agencies, organizations, and individuals.

VI. PRINCIPAL CONTACTS

Agency Principal Technical Contacts regarding this Supplemental Agreement:

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Dan Sendek

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(916) 709-7167 cell
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AUTHORIZED REPRESENTATIVES

By signature below, each Party certifies that the individuals listed in this document as representatives of the individual Parties are authorized to act in their respective areas for matters related to this Supplemental Agreement. In witness whereof, the Parties hereto have executed this instrument as of the last date written below.

Ken Pimlott

11/18/10

KEN PIMLOTT, Acting Director
State of California
Department of Forestry and Fire Protection

Date

Joseph C. Millar

11/29/2010

JOSEPH C MILLAR
Director Fire and Aviation Management
USDA. Forest Service
Pacific Southwest Region

Date

The authority and format of this instrument has been reviewed and approved for signature.

Lynne W. Sholty
LYNNE SHOLTY

10/21/10

Date

Grants & Agreements Specialist

Handwritten signature
CALVIN N. JOYNER
Acting Regional Forester
USDA Forest Service
Pacific Northwest Region

2/14/2011
Date

The authority and format of this instrument (10-FI-11052012-072) have been reviewed and approved for signature.

Handwritten signature
SHEILA J. WALKER
Grants & Agreements Specialist

2/11/2011
Date

Harv Forsgren

(For) HARV FORSGREN, Regional Forester
USDA Forest Service
Intermountain Region
Date *January 7, 2011*

The authority and format of this instrument has been reviewed and approved for signature.

Doris Mackey

DORIS MACKEY
Grants & Agreements Specialist
Date *1/7/2011*

Sue J Husari

12-21-2010

SUE HUSARI, Regional Fire Management
Officer
USDI, National Park Service
Pacific West Region

Date

The authority and format of this instrument has been reviewed and approved for signature.

Leo Guilory

12/16/10

LEO GUILORY, Contracting Officer
USDI, National Park Service
Pacific West Region

Date

Amy Dutschke *11/22/10*

RPR AMY DUTSCHKE, Regional Director Date
USDI, Bureau of Indian Affairs
Pacific Regional Office

The authority and format of this instrument has been reviewed and approved for signature.

Kathleen Schultz *12/2/10*

KATHLEEN SCHULTZ, Contracting Officer Date
USDI, Bureau of Indian Affairs
Pacific Regional Office

*Supplemental Agreement to the California Master
Cooperative Wildland Fire Management &
Caffery Act Response Agreement (CFMA) AGPO00751.*

Ren Lohoefer

*SKM
12/22/10*

1/4/2011

for REN LOHOEFENER, REGIONAL DIRECTOR
USDI, Fish and Wildlife Service
Pacific Southwest Region

Date

The authority and format of this instrument has been reviewed and approved for signature.

Alice Garrett

12/16/10

ALICE GARRETT, Contracting Officer
USDI, Fish and Wildlife Service
Pacific Southwest Region

Date

P. J. B. 

STATE FMO

12/1/10

NAME, Title

Date

USDI, Bureau of Land Management
California State Office

The authority and format of this instrument has been reviewed and approved for signature.



11/29/2010

NAME, Contracting Officer

Date

USDI, Bureau of Land Management
California State Office