

**PROCEDURE FOR BURNING PERMIT
PHILLIPS COUNTY SHERIFF'S OFFICE, MALTA MT**

LAW, Section 7-33-2205 M.C.A.

TO BE READ BY THE APPLICANT:

The Board of County Commissioners has established a fire season pursuant to Section 7-33-2205, M.C.A. By this provision of the Montana law, no person may ignite or set any forest fire, slash-burning fire, land clearing fire, debris-burning fire or open fire within Phillips County on forest, range or crop lands without having first obtained a written permit. Violation of this provision constitutes a misdemeanor and is subject to a \$500.00 fine and/or six (6) months in the County Jail.

In addition, a person commits the offense of negligent arson if he purposely or knowingly starts a fire whether on his own property or property of another and thereby negligently places another person in danger of death or bodily injury (including any fire fighter responding to or at the scene of the fire) or places property of another in danger of damage or destruction. Where other persons are placed in danger of death or bodily injury, such offense can result in a fine not to exceed \$50,000.00 or by imprisonment in the state prison for any term not to exceed ten (10) years, or both.

Further, if applicant's negligence causes such personal injury or property damage, applicant could be civilly liable for such injuries or damages, including suppression of the fire.

ANNUAL BURNING PERMIT APPLICATION

Applicant seeks to obtain a written permit for the ____ Open Burning Season:

Name of Applicant: _____

Address (physical): _____

Phone Number: _____

Date & Time: _____

Applicant states the foregoing information is complete & accurate to the best of his/her knowledge & belief, & represents that the County may rely upon the same in consideration of the issuance of a fire permit. Applicant further states that he will use due & proper care in the scheduled burn & indemnify & hold County harmless from any and all liability by reason of County's issuance of a fire permit.