

MEMORANDUM OF UNDERSTANDING  
between the  
South Carolina Department of Health and Environmental Control  
Bureau of Air Quality  
and the  
South Carolina Forestry Commission

The agreement is made and entered into the first day of July 1985, by and between the S. C. Department of Health & Environmental Control - Air Quality (hereinafter referred to as DHEC) and the S. C. Forestry Commission (hereinafter referred to as the Commission).

Whereas, DHEC and the Commission, because of mutual concerns relating to vegetative debris burning related to forestry, wildlife and agriculture, desire to enter into an agreement for the purpose of accomplishing mutual objectives and for cooperation in protecting lives, quality of life and property of the citizens of South Carolina.

Now, therefore, in consideration of the mutual benefits to each party hereto, the parties agree as follows:


1. The Commission assumes the responsibility to coordinate a smoke management program involving vegetative debris burning related to forestry, wildlife and agriculture for the State of South Carolina.
2. The Commission assumes the responsibility for complaints and investigations of vegetative debris burning related to forestry, wildlife and agriculture. Noted air quality regulatory violations will be referred to DHEC.
3. The Commission take an active role in training, coordinating and encouraging the Volunteer Smoke Management Guidelines within the forestry, wildlife and agricultural communities.
4. The Commission will continue to enforce the State Burning Notification Law and require that all parties make proper notification as prescribed by law.
5. The Commission will continue to keep Burning Notification and Smoke Management Records.
6. DHEC shall retain the duty and authority to implement and enforce Air Pollution Regulation 62.2. Under this authority and by this agreement DHEC delegates the administration of forestry, wildlife and agricultural burning and resulting emissions to the Commission.
7. DHEC shall promptly notify the Commission of any circumstances, such as an Air Pollution Episode, which would require special action regarding open burning.
8. DHEC shall have authority to propose and adopt amendments to Air Pollution Control Regulation 62.2; however, DHEC shall consult and work with the Commission in identifying provisions of the existing regulations which require amendments and in developing new regulations governing emissions from open burning.

In witness whereof, the parties, hereto, have executed this agreement on this 28 day of JUNE 1985.

For the South Carolina  
Department of Health & Environmental Control

  
Otto Pearson  
Bureau of Air Quality Control

For the South Carolina  
Forestry Commission

  
Leonard A. Kilian, Jr.  
State Forester