

By: Hunter

H.B. No. 2979

A BILL TO BE ENTITLED

AN ACT

relating to county authority to provide certain exemptions to restrictions on outdoor burning.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 352.081, Local Government Code, is amended by adding Subsection (f-1) to read as follows:

(f-1) The commissioners court of a county may provide exemptions from an order adopted by the county under this section.

The exemptions may include any of the following:

(1) prescribed burns conducted by specific prescribed burn associations;

(2) outdoor burning by specific state agency landowners; and

(3) outdoor burning by private landowners who, as the commissioners court in its discretion finds, demonstrate the knowledge, experience, planning, personnel, liability insurance, and equipment to safely conduct a planned prescribed burn during the period during which burning is prohibited or restricted, in accordance with prescribed burning conditions and standards described by Chapter 153, Natural Resources Code.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this

H.B. No. 2979

1 Act takes effect September 1, 2011.