

1-1 By: Hegar S.B. No. 702
 1-2 (In the Senate - Filed February 21, 2013;
 1-3 February 25, 2013, read first time and referred to Committee on
 1-4 Natural Resources; March 6, 2013, reported favorably by the
 1-5 following vote: Yeas 9, Nays 0; March 6, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15			X	
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to certified and insured prescribed burn managers.
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-23 SECTION 1. Section 153.046, Natural Resources Code, is
 1-24 amended to read as follows:
 1-25 Sec. 153.046. DUTIES. The board shall:
 1-26 (1) establish standards for prescribed burning;
 1-27 (2) develop a comprehensive training curriculum for
 1-28 certified and insured prescribed burn managers;
 1-29 (3) establish standards for certification,
 1-30 recertification, and training for certified and insured prescribed
 1-31 burn managers;
 1-32 (4) establish minimum education and professional
 1-33 requirements for instructors for the approved curriculum; and
 1-34 (5) establish ~~minimum~~ insurance requirements for
 1-35 certified and insured prescribed burn managers in amounts not less
 1-36 than those required by Section 153.082.
 1-37 SECTION 2. The heading to Section 153.048, Natural
 1-38 Resources Code, is amended to read as follows:
 1-39 Sec. 153.048. CERTIFIED AND INSURED [~~CERTIFICATION OF~~]
 1-40 PRESCRIBED BURN MANAGERS.
 1-41 SECTION 3. Subsections (a) and (b), Section 153.048,
 1-42 Natural Resources Code, are amended to read as follows:
 1-43 (a) Minimum standards established by the board for
 1-44 certification as a certified and insured prescribed burn manager
 1-45 must require the completion of the approved training curriculum to
 1-46 be developed and promulgated by the board and taught by an approved
 1-47 instructor.
 1-48 (b) The board shall certify a person as a certified and
 1-49 insured prescribed burn manager if the person:
 1-50 (1) applies to the board for certification;
 1-51 (2) demonstrates completion of an approved training
 1-52 program by an approved instructor; ~~and~~
 1-53 (3) pays a fee to the board in an amount determined by
 1-54 the board; and
 1-55 (4) meets the insurance requirements established by
 1-56 the board under Section 153.046.
 1-57 SECTION 4. Subsection (f), Section 352.081, Local
 1-58 Government Code, is amended to read as follows:
 1-59 (f) This section does not apply to outdoor burning
 1-60 activities:
 1-61 (1) related to public health and safety that are

2-1 authorized by the Texas [~~Natural Resource Conservation~~] Commission
2-2 on Environmental Quality for:

2-3 (A) firefighter training;

2-4 (B) public utility, natural gas pipeline, or
2-5 mining operations; or

2-6 (C) planting or harvesting of agriculture crops;

2-7 or

2-8 (2) that are conducted by a certified and insured
2-9 prescribed burn manager certified under Section 153.048, Natural
2-10 Resources Code, and meet the standards of Section 153.047, Natural
2-11 Resources Code.

2-12 SECTION 5. Not later than November 1, 2013, the Prescribed
2-13 Burning Board shall establish insurance requirements under Section
2-14 153.046, Natural Resources Code, as amended by this Act.

2-15 SECTION 6. This Act takes effect September 1, 2013.

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