

2024 Regular Session

SENATE BILL NO. 81

BY SENATOR ALLAIN

FORESTRY. Provides for prescribed burning by non-certified prescribed burn managers.  
(gov sig)

1 AN ACT

2 To enact R.S. 3:17.1, relative to prescribed burning by non-certified prescribed burn  
3 managers; to provide relative to permits from the office of forestry; to provide for  
4 permit requirements; to provide for the authorization of the commissioner of  
5 agriculture and forestry to promulgate rules and regulations; to provide for certain  
6 fees; to provide for penalties; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 3:17.1 is hereby enacted to read as follows:

9 **§17.1. Prescribed burning by non-certified prescribed burn managers**

10 **A. Any prescribed burning that is not conducted in accordance with the**  
11 **provisions of R.S. 3:17 shall require a permit from the office of forestry prior**  
12 **to burning.**

13 **B. An applicant for a permit shall, at a minimum, provide the office of**  
14 **forestry with the location and the time of the proposed burn. Such information**  
15 **may be provided and the permit may be obtained by a telephone call to the**  
16 **office of forestry. Upon approval, a permit shall be issued which will grant**  
17 **permission for the prescribed burning to take place.**



of a permit fee not to exceed \$25 and the information required from the applicant.

Proposed law does not entitle the prescribed burner with a rebuttable presumption of non-negligence.

Proposed law exempts the need for a permit when burning of leaf piles, yard debris, or hand-piled natural vegetation.

Proposed law provides for a civil penalty not to exceed \$250 for a first offense and a civil penalty not to exceed \$500 for a second or subsequent offense.

Proposed law provides that civil penalties may only be assessed by a ruling of the commissioner in accordance with the Administrative Procedure Act.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 3:17.1)