The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Mary Frances Aucoin.

DIGEST

SB 81 Engrossed

2024 Regular Session

Allain

<u>Proposed law</u> applies only to prescribed burning not in accordance with <u>present law</u> and defines a "non-certified prescribed burn manager".

<u>Proposed law</u> provides that an applicant must provide the office of forestry with the location, date, and time of the prescribed burn prior to conducting a prescribed burn.

<u>Proposed law</u> authorizes the commissioner of agriculture and forestry to promulgate rules and regulations in accordance with the Administrative Procedure Act.

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

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

<u>Proposed law</u> 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.

<u>Proposed law</u> 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)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to the original bill

- 1. Defines a "non-certified prescribed burn manager".
- 2. Provides requirements in order for the prescribed burn notification to be accepted.
- 3. Removes language that specifies types of rules and regulations the commissioner has authorization to promulgate.