

2016 Regular Session

HOUSE BILL NO. 11

BY REPRESENTATIVES REYNOLDS, TERRY BROWN, AND MIKE JOHNSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ENVIRONMENT/AIR: Prohibits the open burning of munitions and waste explosives

1 AN ACT

2 To enact R.S. 30:2054(B)(2)(c), relative to air quality; to provide for the authority of the
3 secretary of the Department of Environmental Quality; to provide for open burning
4 of munitions and waste explosives; to provide for an effective date; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 30:2054(B)(2)(c) is hereby enacted to read as follows:

8 §2054. Air quality control; secretary of environmental quality; powers and duties

9 * * *

10 B. The secretary shall have the following powers and duties:

11 * * *

12 (2)

13 * * *

14 (c) Except as provided in this Subparagraph, the secretary shall not issue,
15 pursuant to the authority granted by this Chapter or by R.S. 30:2171 et seq., any
16 permit, license, variance, or compliance schedule that authorizes, nor shall the
17 secretary allow in any manner, the open burning of any munitions or waste
18 explosives. However, the secretary may authorize the open burning of munitions or
19 waste explosives by the military or by the state police.

20 * * *

21 Section 2. This Act shall become effective on January 1, 2018.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 11 Engrossed

2016 Regular Session

Reynolds

Abstract: Prohibits the open burning of munitions and waste explosives.

Present law authorizes the secretary of the Dept. of Environmental Quality to develop permitting procedures and regulations for all sources of air contaminants and to develop a comprehensive state hazardous waste control program.

Present law prohibits any person from discharging air contaminants without the appropriate permit or license issued by the secretary.

Proposed law prohibits the secretary from issuing any permit, license, variance, or compliance schedule authorizing, nor shall the secretary allow in any manner, the open burning of any munitions or waste explosives.

Proposed law provides for an exception from the prohibition in proposed law for open burning of munitions or waste explosives by the military installation or by the state police.

Effective Jan. 1, 2018.

(Adds R.S. 30:2054(B)(2)(c))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill:

1. Add an exception from the prohibition in proposed law for open burning of munitions or waste explosives by the military installation or by the state police.
2. Add an effective date of Jan. 1, 2018.
3. Make technical changes.