SLS 12RS-178 ORIGINAL

Regular Session, 2012

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SENATE BILL NO. 228

BY SENATOR MORRISH

ENVIRONMENTAL CONTROL. Provides an exception for certain agricultural materials from the prohibition of outdoor burning. (8/1/12)

AN ACT

2	To enact R.S. $30:2054(B)(2)(b)(x)$, relative to air quality control; to provide for exceptions
3	to the powers of the secretary of the Department of Environmental Quality; to allow
4	sweet potato farmers to burn their crates used to store or transport sweet potatoes;
5	to provide terms and conditions; and to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. $30:2054(B)(2)(b)(x)$ 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)(a) * * *
13	(b) Nothing in this law shall be deemed to grant to the secretary any
14	jurisdiction or authority to make any rule, regulation, recommendations, or
15	determination with respect to any of the following:
16	* * *
17	(x) Controlled burning, after written notice to the local fire department

and sheriff's office, of agriculture materials, including crates, used in connection

with the storage or transportation of sweet potatoes.

* * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Heyward Jeffers.

DIGEST

<u>Present law</u> provides certain exemptions from burning restrictions for pastureland or marshland in connection with trapping or livestock production.

<u>Present law</u> allows controlled burning in connection with timber stand management or cotton gin agricultural wastes created with cotton gin operations.

<u>Present law</u> allows burning of agricultural by-products in the field in connection with the planting, harvesting, or processing of agricultural products.

<u>Proposed law</u> provides for controlled burning, after notice to the local fire department and the sheriff's office, of agricultural materials, including crates used by sweet potato farmers to store or transport their sweet potatoes.

Effective August 1, 2012.

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(Adds R.S. 30:2054(B)(2)(b)(x))