

By: Watson

S.B. No. 764

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a limitation on liability for prescribed burning
3 conducted on land owned by, leased by, or occupied by certain
4 self-insured governmental units.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 153.082, Natural Resources Code, is
7 amended to read as follows:

8 Sec. 153.082. INSURANCE. The limitation on liability under
9 Section 153.081 does not apply to an owner, lessee, or occupant of
10 agricultural land unless:

11 (1) the certified and insured prescribed burn manager
12 conducting a burn on the land has liability insurance coverage:

13 (A) [~~(1)~~] of at least \$1 million for each single
14 occurrence of bodily injury or death, or injury to or destruction of
15 property; and

16 (B) [~~(2)~~] with a policy period minimum aggregate
17 limit of at least \$2 million; or

18 (2) the owner, lessee, or occupant is a governmental
19 unit, as that term is defined by Section 2259.001, Government Code,
20 that has a self-insurance program approved by the board that
21 provides the amount of coverage required by Subdivision (1).

22 SECTION 2. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2013.