

1-1 By: Bailes, et al. (Senate Sponsor - Nichols) H.B. No. 2386  
 1-2 (In the Senate - Received from the House April 24, 2017;  
 1-3 May 3, 2017, read first time and referred to Committee on Natural  
 1-4 Resources & Economic Development; May 17, 2017, reported favorably  
 1-5 by the following vote: Yeas 10, Nays 0; May 17, 2017, sent to  
 1-6 printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 A BILL TO BE ENTITLED  
 1-21 AN ACT

1-22 relating to volunteer firefighter supervision of outdoor burning of  
 1-23 waste consisting of plant growth.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 382.018(d), Health and Safety Code, is  
 1-26 amended to read as follows:

1-27 (d) The commission may not control or prohibit outdoor  
 1-28 burning of waste consisting of trees, brush, grass, leaves, branch  
 1-29 trimmings, or other plant growth if:

1-30 (1) the person burning the waste is doing so at a site:

1-31 (A) designated for consolidated burning of waste  
 1-32 generated from specific residential properties;

1-33 (B) located in a county with a population of less  
 1-34 than 50,000;

1-35 (C) located outside of a municipality; and

1-36 (D) supervised at the time of the burning by:

1-37 (i) an employee of a fire department who is  
 1-38 part of the fire protection personnel, as defined by Section  
 1-39 419.021, Government Code, of the department and is acting in the  
 1-40 scope of the person's employment; or

1-41 (ii) a volunteer firefighter acting in the  
 1-42 scope of the firefighter's volunteer duties; and

1-43 (2) the waste was generated from a property for which  
 1-44 the site is designated.

1-45 SECTION 2. This Act takes effect September 1, 2017.

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