

By Senator Baxley

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1 A bill to be entitled
2 An act relating to certified pile burning; amending s.
3 590.125, F.S.; removing a provision specifying the
4 origin of debris authorized for certified pile
5 burning; providing an effective date.

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7 Be It Enacted by the Legislature of the State of Florida:

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9 Section 1. Paragraph (a) of subsection (4) of section
10 590.125, Florida Statutes, is amended to read:

11 590.125 Open burning authorized by the Florida Forest
12 Service.—

13 (4) CERTIFIED PILE BURNING.—

14 (a) Certified pile burning pertains to the disposal of
15 piled, naturally occurring debris from agricultural,
16 silvicultural, land-clearing, or tree-cutting debris ~~originating~~
17 ~~onsite~~. Certified pile burning must be conducted in accordance
18 with the following:

19 1. A certified pile burner must ensure, before ignition,
20 that the piles are properly placed and that the content of the
21 piles is conducive to efficient burning.

22 2. A certified pile burner must ensure that the authorized
23 burn is completed no later than 1 hour after sunset. If the burn
24 is conducted in an area designated by the Florida Forest Service
25 as smoke sensitive, a certified pile burner must ensure that the
26 authorized burn is completed at least 1 hour before sunset.

27 3. A written pile burning plan must be prepared before
28 receiving authorization from the Florida Forest Service to burn
29 and must be onsite and available for inspection by a department

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30 representative.

31 4. The specific consent of the landowner or his or her
32 agent must be obtained before requesting authorization to burn.

33 5. An authorization to burn must be obtained from the
34 Florida Forest Service or its designated agent before igniting
35 the burn.

36 6. There must be adequate firebreaks and sufficient
37 personnel and firefighting equipment at the burn site to contain
38 the burn to the piles authorized.

39 Section 2. This act shall take effect July 1, 2020.