

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

May 9, 2022

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

HB22-1132 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend reengrossed bill, page 2, strike lines 8 through 14 and insert:

2 (a) (I) "CONTROLLED BURN" MEANS, FOR PURPOSES OF THIS
3 SECTION ONLY AND AS INTENTIONALLY STARTED ON PRIVATE PROPERTY
4 THAT IS NOT CLASSIFIED AS AGRICULTURAL LAND, AS THAT TERM IS
5 DEFINED IN SECTION 39-1-102 (1.6)(a), THE FOLLOWING TYPES OF
6 BURNING:

7 (A) A BURN USED AS A TECHNIQUE IN FARMING OR LIVESTOCK
8 PRODUCTION OR FOR OTHER PURPOSES TO CLEAR THE LAND OF EXISTING
9 NATIVE VEGETATION OR CROP RESIDUE OR TO KILL WEEDS AND WEED
10 SEEDS;

11 (B) A CONTROLLED DITCH BURN AS SET FORTH IN SECTION
12 24-33.5-1202 (3.4); EXCEPT THAT "CONTROLLED BURN" DOES NOT MEAN
13 A BURN INVOLVING AN IRRIGATION DITCH;

14 (C) NONCOMMERCIAL BURNING OF TRASH; AND

15 (D) OPEN BURNING OF SLASH PILES, AS "OPEN BURNING" AND
16 "SLASH" ARE DEFINED IN SECTION 30-15-401 (1)(n.5)(V).

17 (II) "CONTROLLED BURN" DOES NOT MEAN OPEN BURNING
18 LAWFULLY CONDUCTED IN THE COURSE OF AGRICULTURAL OPERATIONS AS
19 SET FORTH IN SECTION 18-13-109 (2)(b)(I)."

20 Reletter succeeding paragraph accordingly.