

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 824,
2 Page 3, Section 1.020, Line 63, by inserting after all of said section the following:

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4 "49.266. 1. The county commission in all noncharter counties [of the first, second or fourth
5 classification] may by order or ordinance promulgate reasonable regulations concerning the use of
6 county property, the hours, conditions, methods and manner of such use and the regulation of
7 pedestrian and vehicular traffic and parking thereon.

8 2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.

9 3. Upon a determination by the [state fire marshall] county commission that a burn ban order is
10 appropriate for a county because:

11 (1) An actual or impending occurrence of a natural disaster of major proportions within the
12 county jeopardizes the safety and welfare of the inhabitants of such county; and

13 (2) The [U.S. Drought Monitor has designate the county as an area of severe, extreme, or
14 exceptional drought,] Keetch-Byram Drought Index reflects 425 or greater for the designated county,
15 the county commission may adopt an order or ordinance issuing a burn ban, which may carry a
16 penalty of up to a class A misdemeanor. State agencies responsible for fire management or
17 suppression activities and persons conducting agricultural burning using best management practices
18 shall not be subject to the provisions of this subsection. The ability of an individual, organization, or
19 corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn
20 ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and
21 "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but
22 shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer
23 fireworks" is defined under section 320.106.

24 4. The regulations so adopted shall be codified, printed and made available for public use and
25 adequate signs concerning smoking, traffic and parking regulations shall be posted."; and

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27 Further amend said bill by amending the title, enacting clause, and intersectional references
28 accordingly.
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Action Taken _____ Date _____