

2 EHB 2414 - S COMM AMD

3 By Committee on Agriculture & Environment

4 ADOPTED 3/4/98

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 70.94.743 and 1997 c 225 s 1 are each amended to read
8 as follows:

9 (1) Consistent with the policy of the state to reduce outdoor
10 burning to the greatest extent practical:

11 (a) Outdoor burning shall not be allowed in any area of the state
12 where federal or state ambient air quality standards are exceeded for
13 pollutants emitted by outdoor burning.

14 (b) Outdoor burning shall not be allowed in any urban growth area
15 as defined by RCW 36.70A.030, or any city of the state having a
16 population greater than ten thousand people if such cities are
17 threatened to exceed state or federal air quality standards, and
18 alternative disposal practices consistent with good solid waste
19 management are reasonably available or practices eliminating production
20 of organic refuse are reasonably available. In no event shall such
21 burning be allowed after December 31, 2000, except that within the
22 urban growth areas for cities having a population of less than five
23 thousand people, that are neither within nor contiguous with any
24 nonattainment or maintenance area designated under the federal clean
25 air act, in no event shall such burning be allowed after December 31,
26 2006.

27 (c) Notwithstanding any other provision of this section, outdoor
28 burning may be allowed for the exclusive purpose of managing storm or
29 flood-related debris. The decision to allow burning shall be made by
30 the entity with permitting jurisdiction as determined under RCW
31 70.94.660 or 70.94.755. If outdoor burning is allowed in areas subject
32 to (a) or (b) of this subsection, a permit shall be required, and a fee
33 may be collected to cover the expenses of administering and enforcing
34 the permit. All conditions and restrictions pursuant to RCW
35 70.94.750(1) and 70.94.775 apply to outdoor burning allowed under this
36 section.

1 (2) "Outdoor burning" means the combustion of material of any type
2 in an open fire or in an outdoor container without providing for the
3 control of combustion or the control of emissions from the combustion.

4 (3) This section shall not apply to silvicultural burning used to
5 improve or maintain fire dependent ecosystems for rare plants or
6 animals within state, federal, and private natural area preserves,
7 natural resource conservation areas, parks, and other wildlife areas."

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11 On page 1, line 1 of the title, after "burning;" strike the
12 remainder of the title and insert "and amending RCW 70.94.743."

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