

---

HOUSE BILL 2993

---

State of Washington                      56th Legislature                      2000 Regular Session

By Representatives G. Chandler and Cooper

Read first time 01/25/2000. Referred to Committee on Local Government.

1            AN ACT Relating to setting fires for fire fighter instruction; and  
2 amending RCW 52.12.150.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 52.12.150 and 1994 c 28 s 1 are each amended to read  
5 as follows:

6            Without obtaining a permit issued under RCW 70.94.650, fire  
7 protection district fire fighters may set fire to structures located  
8 outside of urban growth areas in counties that plan under the  
9 requirements of RCW 36.70A.040, and outside of any city with a  
10 population of ten thousand or more in all other counties, for  
11 instruction in methods of fire fighting, if all of the following  
12 conditions are met:

13            (1) The training fire conforms with (~~(any other permits, licenses,~~  
14 ~~or approvals that are required)~~) WAC 296-305-05501;

15            (2) The fire is not located in an area that is declared to be in an  
16 air pollution episode or any stage of an impaired air quality as  
17 defined in RCW 70.94.715 and 70.94.473;

18            (3) Nuisance laws are applicable to the fire, including nuisances  
19 related to the unreasonable interference with the enjoyment of life and

1 property and the depositing of particulate matter or ash on other  
2 property;

3 (4) Notice of the fire is provided to the owners of property  
4 adjoining the property on which the fire will occur, to other persons  
5 who potentially will be impacted by the fire, and to additional persons  
6 in a broader manner as specifically requested by the local air  
7 pollution control agency or the department of ecology;

8 (5) Each structure that is proposed to be set on fire must be  
9 identified specifically as a structure to be set on fire. Each other  
10 structure on the same parcel of property that is not proposed to be set  
11 on fire must be identified specifically as a structure not to be set on  
12 fire; and

13 (6) Before setting a structure on fire, a good-faith inspection is  
14 conducted by the fire agency or fire protection district conducting the  
15 training fire to determine if materials containing asbestos are  
16 present, the inspection is documented in writing and forwarded to the  
17 appropriate local air authority or the department of ecology if there  
18 is no local air authority, and asbestos that is found is removed as  
19 required by state and federal laws.

--- END ---