

1 6409 AMS AWR S3967.2

2 SB 6409 - S COMM AMD

3 By Committee on Agriculture & Water Resources

4

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

7 "Sec. 1. RCW 70.94.743 and 1991 c 199 s 402 are each amended to  
8 read as follows:

9 (1) Consistent with the policy of the state to reduce outdoor  
10 burning to the greatest extent (~~((practical))~~) that will significantly  
11 improve air quality:

12 (a) Except for subsection (3) of this section, outdoor burning  
13 shall not be allowed in any area of the state where federal or state  
14 ambient air quality standards (~~((are exceeded for pollutants emitted by~~  
15 outdoor)) for particulates were violated for more than one day during  
16 the preceding twelve months. A day in which the standards were  
17 exceeded due to sources other than outdoor burning shall not be counted  
18 as a violation for the purpose of prohibiting burning.

19 (b) Outdoor burning shall (~~((not be allowed))~~) be limited in location  
20 through regulation by the local government in any urban growth area as  
21 defined by RCW 36.70A.030, or any city of the state having a population  
22 greater than (~~((ten))~~) twenty thousand people if such cities are  
23 threatened to exceed state or federal air quality standards, and where  
24 alternative disposal practices consistent with good solid waste  
25 management (~~((are reasonably available))~~) or practices eliminating  
26 production of organic refuse are (~~((reasonably))~~) available at reasonable  
27 cost.

1 Prior to the establishment of urban growth areas, outdoor burning  
2 may be limited within boundaries established by local air pollution  
3 control authorities in areas documented to have violated federal or  
4 state ambient air quality standards for particulates for more than one  
5 day during the preceding twelve months, if the primary source of the  
6 violation is outdoor burning. ((In no event shall such burning be  
7 allowed after December 31, 2000.))

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

11 (3) This section shall not apply to: (a) Silvicultural burning  
12 used to improve or maintain fire dependent ecosystems for rare plants  
13 or animals within state, federal, and private natural area preserves,  
14 natural resource conservation areas, parks, and other wildlife areas or  
15 (b) if a burn permit is issued by a local fire district, the burning of  
16 weeds, trees and branches felled by a windstorm that is confirmed by an  
17 official weather station, agricultural residue if approved by a local  
18 soil conservation district, or diseased or pest-infested plant  
19 material."

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