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HOUSE BILL 2310

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State of Washington

64th Legislature

2016 Regular Session

By Representatives Van De Wege, Dunshee, Pettigrew, and Kirby

Prefiled 12/16/15. Read first time 01/11/16. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to fire prevention in 2016; creating new  
2 sections; providing an expiration date; and declaring an emergency.

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

4 NEW SECTION. **Sec. 1.** Notwithstanding any provision of chapter  
5 70.77 RCW or other applicable laws to the contrary, the sale,  
6 purchase, use, and discharge of consumer fireworks within the state  
7 is prohibited from June 1, 2016, through September 30, 2016. The  
8 authority or authorities that regulate fireworks in each jurisdiction  
9 throughout the state must ensure compliance with this section.

10 NEW SECTION. **Sec. 2.** (1) Notwithstanding any provision of Title  
11 35 RCW and chapters 35A.70, 36.43, 52.12, 70.94, and 76.04 RCW to the  
12 contrary, from July 1, 2016, through September 30, 2016:

13 (a) Burning outdoors without a permit in any area of the state is  
14 prohibited; and

15 (b) No state, regional, or local agency or government may permit  
16 burning outdoors within the state, unless the burning is necessary to  
17 protect life or property, or necessary for the public health, safety,  
18 or welfare.

1 (2) The authority that regulates burning outdoors in each  
2 jurisdiction throughout the state must ensure compliance with this  
3 section.

4 (3) The definitions in this subsection apply throughout this  
5 section unless the context clearly requires otherwise.

6 (a) "Burning outdoors" means all forms of burning outdoors,  
7 including but not limited to agricultural, recreational, residential,  
8 and silvicultural burning.

9 (b) "State, regional, or local agency or government" means any  
10 agency or unit of government within the state with authority to  
11 regulate or authorize burning outdoors within its respective  
12 jurisdiction, such as:

13 (i) The department of ecology, the department of natural  
14 resources, and state, regional, and local air pollution control  
15 authorities as provided in chapter 70.94 RCW;

16 (ii) The department of natural resources as provided in chapter  
17 76.04 RCW;

18 (iii) Special purpose districts, including fire protection  
19 districts as provided in chapter 52.12 RCW; and

20 (iv) Counties, cities, and towns.

21 NEW SECTION. **Sec. 3.** This act expires October 1, 2016.

22 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
23 preservation of the public peace, health, or safety, or support of  
24 the state government and its existing public institutions, and takes  
25 effect immediately.

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