

SSB 6055 - H COMM AMD
By Committee on Environment

ADOPTED AND ENGROSSED 2/27/18

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 70.94
4 RCW to read as follows:

5 (1) A city or town that is located partially inside a quarantine
6 area for apple maggot (*Rhagoletis pomonella*) established by the
7 Washington state department of agriculture may apply for a permit
8 pursuant to RCW 70.94.6528 for the burning of brush and yard waste
9 generated within the city or town, provided that the city or town
10 satisfies the following requirements:

11 (a) Burning must be conducted by city or town employees, by
12 contractors under the supervision of city or town employees, or by
13 the city or town fire department or other local fire officials;

14 (b) Burning must be conducted under the supervision of the city
15 or town fire department or other local fire officials and in
16 consultation with the department of agriculture and the department of
17 ecology or an air pollution control authority, as applicable;

18 (c) Burning must not be conducted more than four times per
19 calendar year; and

20 (d) The city or town must issue a media advisory announcing any
21 burning conducted under this section prior to engaging in any such
22 burning.

23 (2) The department and the department of agriculture are directed
24 to submit to the appropriate policy committees of the legislature no
25 later than November 1, 2018, a report that addresses the available
26 options for the processing and disposal of municipal yard waste
27 generated in areas subject to the apple maggot quarantine, including:

28 (a) Techniques that neutralize any apple maggot larvae that may
29 be contained within such yard waste;

30 (b) Identification of facilities that are capable of receiving
31 such yard waste;

1 (c) Alternatives to outdoor burning, such as composting,
2 chipping, biochar production, and biomass electrical generation; and

3 (d) A comparison of the costs of such alternatives.

4 (3) This section expires July 1, 2019.

5 **Sec. 2.** RCW 17.24.051 and 1991 c 257 s 9 are each amended to
6 read as follows:

7 (1) The introduction into or release within the state of a plant
8 pest, noxious weeds, bee pest, or any other organism that may
9 directly or indirectly affect the plant life of the state as an
10 injurious pest, parasite, predator, or other organism is prohibited,
11 except under special permit issued by the department under rules
12 adopted by the director. A special permit is not required for the
13 introduction or release within the state of a genetically engineered
14 plant or plant pest organism if the introduction or release has been
15 approved under provisions of federal law and the department has been
16 notified of the planned introduction or release. The department shall
17 be the sole issuing agency for the permits. Except for research
18 projects approved by the department, no permit for a biological
19 control agent shall be issued unless the department has determined
20 that the parasite, predator, or plant pathogen is target organism or
21 plant specific and not likely to become a pest of nontarget plants or
22 other beneficial organisms. The director may also exclude biological
23 control agents that are infested with parasites determined to be
24 detrimental to the biological control efforts of the state. The
25 department may rely upon findings of the United States department of
26 agriculture or any experts that the director may deem appropriate in
27 making a determination about the threat posed by such organisms. In
28 addition, the director may request confidential business information
29 subject to the conditions in RCW 17.24.061.

30 (2) Plant pests, noxious weeds, or other organisms introduced
31 into or released within this state in violation of this section shall
32 be subject to detention and disposition as otherwise provided in this
33 chapter.

34 (3) Upon the request of a city or town that is located partially
35 inside a quarantine area for apple maggot established by the
36 department, the department may issue a special transit permit for the
37 limited purpose of transporting brush and yard waste or debris
38 generated within the city or town through a pest free area to a
39 destination located inside a quarantine area for apple maggot

1 established by the department, subject to conditions and provisions
2 which the director may prescribe to prevent introduction, escape, or
3 spread of the quarantined pests."

4 Correct the title.

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