

2 **ESHB 1080** - S COMM AMD
3 By Committee on Ecology & Parks

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

7 "**Sec. 1.** RCW 70.94.745 and 1991 c 199 s 401 are each amended to
8 read as follows:

9 (1) It shall be the responsibility and duty of the department of
10 natural resources, department of ecology, department of agriculture,
11 fire districts, and local air pollution control authorities to
12 establish, through regulations, ordinances, or policy, a limited
13 burning permit program (~~for the people of this state, consisting of a~~
14 ~~one permit system, until such time as~~)).

15 (2) The permit program shall apply to residential and land clearing
16 burning in the following areas:

17 (a) In the nonurban areas of any county with an unincorporated
18 population of greater than fifty thousand; and

19 (b) In any city and urban growth area that is not otherwise
20 prohibited from burning pursuant to RCW 70.94.743.

21 (3) The permit program shall apply only to land clearing burning in
22 the nonurban areas of any county with an unincorporated population of
23 less than fifty thousand.

24 (4) The permit program may be limited to a general permit by rule,
25 or by verbal, written, or electronic approval by the permitting entity.

26 (5) Burning shall be prohibited in an area when an alternate
27 technology or method(~~s~~) of disposing of the organic refuse (~~have~~
28 ~~been developed that are~~) is available, reasonably economical, and less
29 harmful to the environment. It is the policy of this state to foster
30 and encourage development of alternate methods or technology for
31 disposing of or reducing the amount of organic refuse.

32 (6) As used in this section, "nonurban areas" are unincorporated
33 areas within a county that is not designated as an urban growth area
34 under chapter 36.70A RCW.

35 (7) Nothing in this section shall require fire districts to enforce
36 air quality requirements related to outdoor burning, unless the fire

1 district enters into an agreement with the department of ecology,
2 department of natural resources, a local air pollution control
3 authority, or other appropriate entity to provide such enforcement."

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7 On page 1, line 2 of the title, after "requirements;" strike the
8 remainder of the title and insert "and amending RCW 70.94.745."

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