

HOUSE BILL NO. HB0029

Agricultural burning.

Sponsored by: Representative(s) Hageman, Buchanan,
Davison, Samuelson and Zwonitzer and
Senator(s) Geis

A BILL

for

1 AN ACT relating to environmental quality; providing an air
2 quality exemption for agricultural burning; and providing
3 for an effective date.

4

5 *Be It Enacted by the Legislature of the State of Wyoming:*

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7 **Section 1.** W.S. 35-11-215 is created to read:

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9 **35-11-215. Activities not subject to regulation.**

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11 (a) The following are not subject to regulation under
12 this article or of any rules made thereunder:

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14 (i) Burning incident to horticultural or
15 agricultural operation of:

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1 (A) Prunings from trees, bushes and plants;

2 or

3

4 (B) Dead or diseased trees, bushes and
5 plants, including stubble.

6

7 (ii) Burning weed growth in and along ditch
8 banks incident to clearing ditches for irrigation purposes;

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10 (iii) Burning fence lines;

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12 (iv) Burning rangeland to enhance wildlife and
13 livestock habitat.

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15 **Section 2.** W.S. 35-11-103(b) by creating a new
16 paragraph (vii) is amended to read:

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18 **35-11-103. Definitions.**

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20 (b) Specific definitions applying to air quality:

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22 (vii) "Agricultural operation" means any
23 facility for the production for commercial purposes of

1 crops, livestock, poultry, livestock products or poultry
2 products.

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4 **Section 3.** The department of environmental quality
5 shall report to the joint agriculture, public lands and
6 water resources committee regarding the status of burning
7 rules and regulations by July 1, 2005.

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9 **Section 4.** This act is effective immediately upon
10 completion of all acts necessary for a bill to become law
11 as provided by Article 4, Section 8 of the Wyoming
12 Constitution.

13

14

(END)