

AIR CONSERVATION ACT AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Schultz

Senate Sponsor: J. Stuart Adams

LONG TITLE

General Description:

This bill modifies regulations regarding solid fuel burning.

Highlighted Provisions:

This bill:

▶ states that the Division of Air Quality shall allow burning of solid fuel if the primary purpose of the burning is ~~H→ S→ [f] ←S~~ to cook food ~~S→ [f] ←noncommercial cooking of food] ←S ←H~~ ; and

▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

19-2-107.5, as last amended by Laws of Utah 2015, Chapter 416

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **19-2-107.5** is amended to read:

19-2-107.5. Solid fuel burning.

(1) The division shall create a:

(a) public awareness campaign, in consultation with representatives of the solid fuel

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28 burning industry, the healthcare industry, and members of the clean air community, on best
29 wood burning practices and the effects of wood burning on air quality, specifically targeting
30 nonattainment areas; and

31 (b) program to assist an individual to convert a dwelling to a natural gas, propane, or
32 wood pellet heating source or a wood burning stove certified by the United States
33 Environmental Protection Agency, as funding allows, if the individual:

- 34 (i) lives in a dwelling where a wood burning stove is the sole source of heat; and
- 35 (ii) is on the list of registered sole heating source homes.

36 (2) (a) The division may not impose a burning ban prohibiting burning during a
37 specified seasonal period of time.

38 (b) Notwithstanding Subsection (2)(a), the division shall:

39 (i) allow burning:

40 (A) during local emergencies and utility outages; [~~and~~] or

41 (B) if the primary purpose of the burning is ~~H~~→ ~~S~~→ [f] ←~~S~~ to cook food ~~S~~→

41a [~~noncommercial cooking of food~~] ←~~S~~ ←~~H~~ ; and

42 (ii) provide for exemptions, through registration with the division, for:

43 (A) devices that are sole sources of heat; or

44 (B) locations where natural gas service is limited or unavailable.

45 (3) The division may seek private donations and federal sources of funding to
46 supplement any funds appropriated by the Legislature to fulfill Subsection (1)(b).

Legislative Review Note
Office of Legislative Research and General Counsel