

**SACRAMENTO VALLEY AIR BASIN
RICE STRAW BURNING LIMIT FOR 2008 CROP**

H&S 41865 Connelly-Areias-Chandler Rice Straw Burn Act of 1991

41865. (a) This section shall be known, and may be cited, as the Connelly-Areias-Chandler Rice Straw Burning Reduction Act of 1991.

(h) If the terms and conditions for issuing conditional rice straw burning permits specified in paragraphs (1) to (4), inclusive, are met, a conditional rice straw burning permit may be issued unless the state board and the department have jointly determined, based upon an annual review process, that there are other economically and technically feasible alternative means of eliminating the disease that are not substantially more costly to the applicant. The terms and conditions for issuing the conditional rice straw burning permits are:

- (1) The fields to be burned are specifically described.
- (2) The applicant has not violated any provision of this section within the previous three years.
- (3) During the growing season, the county agricultural commissioner has independently determined the significant presence of a pathogen in an amount sufficient to constitute a rice disease such as stem rot.
- (4) The county agricultural commissioner makes a finding that the existence of the pathogen as identified in paragraph (3) will likely cause a significant, quantifiable reduction in yield in the field to be burned during the current or next growing season. The findings of the county agricultural commissioner shall be based on recommendations adopted by the advisory group established pursuant to subdivision (e).

(i) (1) The maximum annual number of acres burned in the Sacramento Valley Air Basin pursuant to paragraph (4) of subdivision (c) shall be the lesser of:

- (A) The total of 25 percent of each individual applicant's planted acres that year.
- (B) A total of 125,000 acres planted in the Sacramento Valley Air Basin.

(2) Each grower shall be eligible to burn up to 25 percent of the grower's planted acres, as determined by the air pollution control officers in the Sacramento Valley Air Basin and subject to the maximum annual number of acres burned set forth in paragraph (1), if the grower has met the criteria for a conditional rice straw burning permit.

(3) The air pollution control council shall annually determine which is the lesser of subparagraphs (A) and (B) of paragraph (1), and shall determine the maximum percentage applicable to all growers subject to the conditions set forth in subdivisions (f) and (h).

DETERMINATION OF THE MAXIMUM ALLOWABLE ACRES OF RICE STRAW BURNING IN THE SACRAMENTO VALLEY AIR BASIN FOR THE 2008 CROP YEAR				
COUNTY	PLANTED	CALCULATIONS	ACREAGE LIMITS:	
Butte	96,173.0	Total planted rice acres =	The maximum annual Basin burn limit is 125,000 acres. Pursuant to Sacramento Valley Basin Control Council policy, the individual grower burn limit is 25% of planted acres.	
Colusa	160,000.0	597,494.4		
Glenn	87,746.0	25% of planted acres =		
Placer	15,050.0	149,373.6		
Sacramento	3,209.4	COMMENTS		
Shasta	0.0			
Sutter	152,000.0			Burning is permitted for diseased rice acreage.
Tehama	782.0			
Yolo	47,014.0			The crop year includes fall, winter and spring burning.
Yuba	35,520.0			
BASIN TOTAL	597,494.4			