

1 2510-S2 AMH H4253.1

2 2SHB 2510 - H AMD 1098 LOST 2-15-94

3 By Representative Carlson

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5 On page 4, after line 32, insert the following:

6 "(3) Upon adoption of any rule under this section, an agency shall
7 have a plan to:

8 (a) Promote voluntary compliance; and

9 (b) Evaluate whether the rule avoids the taking of private property
10 for public use unless no reasonable alternative exists that advances
11 the public interest.

12 (4) As used in this section, "taking" means totally destroying or
13 rendering valueless private property, damaging by a public use in
14 connection with an actual taking by the exercise of eminent domain, or
15 when there is interference with the use of property to the owner's
16 prejudice, with resulting diminution in value. Police action to
17 prevent or abate actual damage to another is not considered a taking."

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