

1 6339-S AMS SNYD S5061.1

PULLED 2/12/94

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3 **SSB 6339** - S AMD - 000055

4 By Senators Snyder, Moyer, Owen, Amondson and Anderson

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6 On page 7, line 30, after "(15)" insert "Taking" means totally
7 destroying or rendering valueless private property, damaging by a
8 public use in connection with an actual taking by the exercise of
9 eminent domain, or when there is interference with use of property to
10 owner's prejudice, with resulting diminution in value. Police action
11 to prevent or abate actual damage to another is not considered a
12 taking.

13 (16)"

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17 On page 8, line 1, strike "(16)" and insert "(17)"

18 On page 8, line 3, strike "(17)" and insert "(18)"

19 On page 8, line 9, strike "(18)" and insert "(19)"

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23 On page 22, after line 18, insert the following:

24 "NEW SECTION. Sec. 25. A new section is added to chapter 34.05
25 RCW to read as follows:

26 (1) Any agency adopting a rule must evaluate the proposed rule to
27 avoid taking private property for public use, unless no reasonable
28 alternative exists that advances the public interest.

29 (2) For purposes of subsection (1) of this section, "taking" means
30 totally destroying or rendering valueless private property, damaging by
31 a public use in connection with an actual taking by the exercise of

1 eminent domain, or when there is interference with use of property to
2 owner's prejudice, with resulting diminution in value. Police action
3 to prevent or abate actual damage to another is not considered a
4 taking."

5 Renumber the remaining sections consecutively and correct any
6 internal references accordingly.

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10 On page 1, line 12 of the title, after "43.21C RCW;" insert "adding
11 a new section to chapter 34.05 RCW;"

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