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HOUSE BILL 2843

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State of Washington

57th Legislature

2002 Regular Session

By Representatives Rockefeller, Talcott, Hunt, Santos, Edwards, Chase, McDermott and Kagi

Read first time 01/30/2002. Referred to Committee on Education.

1 AN ACT Relating to assisting ailing schools in obtaining revenue;  
2 adding a new chapter to Title 28A RCW; and providing an effective date.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** (1) The legislature finds that:

5 (a) In order to assist the already ailing revenue of schools in  
6 Washington, schools should be able to earn money in whatever means  
7 possible within reason;

8 (b) A government should not deny schools the right to earn revenue  
9 as long as the means of earning the revenue are within reason;

10 (c) Schools should have the right to either sell unused, usable  
11 books, or give them away in a charitable fashion as opposed to being  
12 forced to let them sit unproductively for an indefinite amount of time;

13 (d) Some schools obviously are much more unfortunate than others,  
14 therefor if schools obtain unneeded, older books they should reserve  
15 the right to give them to those schools or libraries less fortunate,  
16 whether in the United States of America, or a less fortunate country;

17 (e) Some schools carry outdated books, and encyclopedias, and other  
18 libraries receive new books but are not allowed to donate them; and

1 (f) If libraries could donate books to places such as schools, this  
2 would decrease the amount of money spent each year on text material.

3 (2) The purposes of this act are to:

4 (a) Reserve the right for schools throughout Washington to either  
5 sell unused, usable books or to give them away in a charitable fashion;

6 (b) Aid schools throughout Washington with their plundering  
7 revenue;

8 (c) Free up more space in already crowded schools;

9 (d) Assist those schools less fortunate; and

10 (e) Allow libraries to donate books to places such as schools.

11 NEW SECTION. **Sec. 2.** The definitions in this section apply  
12 throughout this chapter unless the context clearly requires otherwise.

13 (1) "Aid" means the act of assisting others, or helping them help  
14 themselves.

15 (2) "Charitable" means the act of giving by means and intentions of  
16 assisting others.

17 (3) "Donate" means the act of giving without expecting  
18 consideration in return.

19 (4) "Give them away" means the act of giving something to a person  
20 and not expecting any consideration in return.

21 (5) "Government" means the political direction and control  
22 exercised over the actions of the members, citizens, or inhabitants of  
23 communities, societies, and states.

24 (6) "Information has been replaced" means literature that contains  
25 material that is so outdated, it cannot be used such as medical books  
26 and science books.

27 (7) "Less fortunate" means those who have less than others in their  
28 same category.

29 (8) "Libraries" means a public facility designed to give people the  
30 opportunity to read literature of all types.

31 (9) "Not used" means items that have been used previously, but now  
32 are not.

33 (10) "School" means a public facility designed to give people of  
34 all ages the opportunity to learn.

35 (11) "Unusable" means items that are beyond the point of use.

36 (12) "Worthless" means items that are beyond the point of use.

1        NEW SECTION.    **Sec. 3.**    Except as otherwise provided in this  
2 section, government shall not deny schools the right to sell books that  
3 are not used and are in usable condition, or to give them away to  
4 charitable organizations, and shall not deny libraries the right to  
5 donate books.    However, if books are unusable, and are worthless,  
6 schools may not sell them and if books contain information that has  
7 been replaced, schools may not sell or donate them, and libraries may  
8 not donate them.

9        NEW SECTION.    **Sec. 4.**    This chapter may be known and cited as the  
10 used book surplus act.

11        NEW SECTION.    **Sec. 5.**    Sections 1 through 4 of this act constitute  
12 a new chapter in Title 28A RCW.

13        NEW SECTION.    **Sec. 6.**    This act takes effect August 1, 2002.

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