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**SUBSTITUTE HOUSE CONCURRENT RESOLUTION 4408**

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**State of Washington**

**57th Legislature**

**2001 Regular Session**

**By** House Committee on Agriculture & Ecology (originally sponsored by Representatives G. Chandler and Linville)

Read first time 02/27/2001. Referred to Committee on .

1       WHEREAS, Section 1324 of the federal Food Security Act of 1985  
2 establishes procedures that may be used by a person who buys farm  
3 products in the ordinary course of business for determining whether  
4 liens attach to those products or whether the buyer is purchasing them  
5 free of such encumbrances; and

6       WHEREAS, At the heart of the procedures established by the federal  
7 act is a state central filing system for filing such liens and being  
8 placed on notice regarding their existence; and

9       WHEREAS, If a state's central filing system is certified by the  
10 Secretary of the United States Department of Agriculture as meeting the  
11 requirements of the federal act for such a system, the policies of the  
12 federal act govern the filing of liens, notices regarding such liens,  
13 and the effect of the liens on purchases of the farm products covered  
14 by the central filing system; and

15       WHEREAS, Under Section 1324 of the federal Food Security Act, the  
16 United States Secretary of Agriculture has certified central filing  
17 systems for the states of Alabama, Colorado, Idaho, Louisiana, Maine,  
18 Minnesota, Mississippi, Montana, Nebraska, New Hampshire, New Mexico,  
19 North Dakota, Oklahoma, Oregon, South Dakota, Utah, Vermont, West  
20 Virginia, and Wyoming;

1       NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of  
2 the state of Washington, the Senate concurring, That a Joint Select  
3 Committee on central filing be established to examine the advisability  
4 of creating and maintaining a state central filing system for farm  
5 products and, if the Joint Select Committee deems such a system to be  
6 advisable, the products that should be governed by the system, and the  
7 entity that should operate it; and

8       BE IT FURTHER RESOLVED, That the Joint Select Committee be composed  
9 of twenty-one members as follows: One member representing each of the  
10 following, appointed by the President of the Senate and the Co-Speakers  
11 of the House of Representatives: Fruit growers, fruit warehouse  
12 operators, food processors, dairy farmers, vegetable growers, grain  
13 warehouse operators, wheat growers, agricultural cooperatives, cattle  
14 ranchers, agricultural families, farm supply companies, and  
15 agricultural equipment dealers; three members representing the banking  
16 industry, appointed by the President of the Senate and the Co-Speakers  
17 of the House of Representatives; one representative of the department  
18 of agriculture, appointed by the director of the department; one  
19 representative of the department of licensing, appointed by the  
20 director of the department; one member of the Senate from each of the  
21 two major political party caucuses in the Senate, appointed by the  
22 President of the Senate; and one member of the House of Representatives  
23 from each of the two major political parties in the House of  
24 Representatives, appointed by the Co-Speakers of the House of  
25 Representatives; and

26       BE IT FURTHER RESOLVED, That the members of the Joint Select  
27 Committee elect co-chairs from among the committee members who are  
28 members of the legislature, each from a different political party and  
29 that the initial meeting of the committee be convened by the directive  
30 of the President of the Senate and the Co-Speakers of the House of  
31 Representatives; and that staff support for the Joint Select Committee  
32 be provided by Senate Committee Services and the Office of Program  
33 Research; and that members of the committee from the House of  
34 Representatives and the Senate be compensated for their expenses as  
35 provided by the House of Representatives and the Senate; and

36       BE IT FURTHER RESOLVED, That the Joint Select Committee report its  
37 recommendations to the Legislature regarding the establishment and

- 1 maintenance of such a central filing system by November 30, 2001; and
- 2 that the Joint Select Committee expire on December 1, 2001.

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