
HOUSE CONCURRENT RESOLUTION 4408

State of Washington

57th Legislature

2001 Regular Session

By Representatives G. Chandler and Linville

Read first time 02/16/2001. Referred to Committee on Agriculture & Ecology.

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 nineteen 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, farm
14 supply companies, and agricultural equipment dealers; three members
15 representing the banking industry, appointed by the President of the
16 Senate and the Co-Speakers of the House of Representatives; one
17 representative of the department of agriculture, appointed by the
18 director of the department; one representative of the department of
19 licensing, appointed by the director of the department; one member of
20 the Senate from each of the two major political party caucuses in the
21 Senate, appointed by the President of the Senate; and one member of the
22 House of Representatives from each of the two major political parties
23 in the House of Representatives, appointed by the Co-Speakers of the
24 House of Representatives; and

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

35 BE IT FURTHER RESOLVED, That the Joint Select Committee report its
36 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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