
SUBSTITUTE SENATE BILL 5497

State of Washington

58th Legislature

2003 Regular Session

By Senate Committee on Highways & Transportation (originally sponsored by Senators Esser, Haugen and Oke; by request of Department of Transportation)

READ FIRST TIME 02/20/03.

1 AN ACT Relating to moving and relocation expenses; and amending RCW
2 8.26.035.

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

4 **Sec. 1.** RCW 8.26.035 and 1988 c 90 s 3 are each amended to read as
5 follows:

6 (1) Whenever a program or project to be undertaken by a displacing
7 agency will result in the displacement of any person, the displacing
8 agency shall provide for the payment to the displaced person of:

9 (a) Actual reasonable expenses in moving himself or herself, or his
10 or her family, business, farm operation, or other personal property;

11 (b) Actual direct losses of tangible personal property as a result
12 of moving or discontinuing a business or farm operation, but not to
13 exceed an amount equal to the reasonable expenses that would have been
14 required to relocate the property, in accordance with criteria
15 established by the lead agency;

16 (c) Actual reasonable expenses in searching for a replacement
17 business or farm; and

18 (d) Actual reasonable expenses necessary to reestablish a displaced

1 farm, nonprofit organization, or small business at its new site, in
2 accordance with criteria established by the lead agency, but not to
3 exceed (~~ten~~) fifty thousand dollars.

4 (2) A displaced person eligible for payments under subsection (1)
5 of this section who is displaced from a dwelling and who elects to
6 accept the payments authorized by this subsection in lieu of the
7 payments authorized by subsection (1) of this section may receive an
8 expense and dislocation allowance determined according to a schedule
9 established by the lead agency.

10 (3) A displaced person eligible for payments under subsection (1)
11 of this section who is displaced from the person's place of business or
12 farm operation and who is eligible under criteria established by the
13 lead agency may elect to accept the payment authorized by this
14 subsection in lieu of the payment authorized by subsection (1) of this
15 section. The payment shall consist of a fixed payment in an amount to
16 be determined according to criteria established by the lead agency,
17 except that the payment shall be not less than one thousand dollars nor
18 more than twenty thousand dollars. A person whose sole business at the
19 displacement dwelling is the rental of that property to others does not
20 qualify for a payment under this subsection.

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