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HOUSE BILL 2092

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State of Washington

66th Legislature

2019 Regular Session

By Representatives Mosbrucker, Chapman, Dye, and Eslick

Read first time 02/18/19. Referred to Committee on Rural Development, Agriculture, & Natural Resources.

1 AN ACT Relating to huckleberry buyers retaining and disclosing  
2 records to law enforcement; and amending RCW 76.48.111.

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

4 **Sec. 1.** RCW 76.48.111 and 2009 c 245 s 12 are each amended to  
5 read as follows:

6 (1)(a) First and secondary specialized forest products buyers and  
7 huckleberry buyers are required to record:

8 (i) If the person is a first specialized forest product buyer,  
9 the permit number or, if applicable, a sequentially numbered load  
10 ticket generated by the landowner or the landowner's agent that  
11 includes, at a minimum, all information required on a bill of lading  
12 and the forest practices application or notification number if the  
13 seller claims the specialized forest product in question is exempt  
14 from the permit requirements of this chapter, as provided in RCW  
15 76.48.211, due to its harvest within the operational area defined by  
16 a valid forest practices application or notification under chapter  
17 76.09 RCW;

18 (ii) Whether or not the products were accompanied by a bill of  
19 lading, authorization, or sales invoice;

20 (iii) The type of specialized forest product purchased, and, if  
21 applicable, an indication that huckleberries were purchased;

1 (iv) The name of the seller;

2 (v) The amount of specialized forest product or huckleberries  
3 purchased;

4 (vi) The date of delivery;

5 (vii) The name of the person driving the vehicle in which the  
6 specialized forest products were transported to the buyer, as  
7 confirmed by a visual inspection of the applicable driver's license,  
8 unless the buyer has previously recorded the driver's information in  
9 an accessible record; and

10 (viii) Except for transactions involving Christmas trees, the  
11 license plate number of the vehicle in which the specialized forest  
12 products were transported to the buyer.

13 (b) First and secondary specialized forest products buyers and  
14 huckleberry buyers shall keep a record of this information, along  
15 with any accompanying bill of lading, sales invoice, or  
16 authorization, for a period of one year from the date of purchase and  
17 must make the records available for inspection upon demand by  
18 enforcement officials authorized under RCW 76.48.181 to enforce this  
19 chapter.

20 (c) In lieu of a permit number or forest practices identification  
21 and load ticket number, the buyer may, when applicable, note that the  
22 seller claims that the products offered for sale are exempt from the  
23 permit requirements of this chapter under RCW 76.48.211, or were  
24 lawfully transported into Washington from out of state. All other  
25 information required by this section must be recorded.

26 (2) This section does not apply to buyers of specialized forest  
27 products at the retail sales level.

28 (3) Records of buyers of specialized forest products and  
29 huckleberries collected under this section may be made available to  
30 colleges and universities for the purpose of research.

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