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HOUSE BILL 3143

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State of Washington

56th Legislature

2000 Regular Session

By Representatives DeBolt and Pennington

Read first time 02/16/2000. Referred to Committee on Technology,  
Telecommunications & Energy.

1 AN ACT Relating to telecommunications and public benefit; amending  
2 RCW 80.36.010; creating a new section; and declaring an emergency.

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

4 **Sec. 1.** RCW 80.36.010 and 1985 c 450 s 15 are each amended to read  
5 as follows:

6 (1) The right of eminent domain is hereby extended to all  
7 telecommunications companies organized or doing business in this state.

8 (2) Prior to exercising the right of eminent domain, a  
9 telecommunications company must submit to the county and to the  
10 commission a written determination that addresses the public benefit  
11 the county will derive from its presence. The determination shall  
12 include without limitation:

13 (a) The number of access points the telecommunications company will  
14 provide to the county;

15 (b) The advanced telecommunications brought to the county by way of  
16 the access points; and

17 (c) Any other benefit.

1        NEW SECTION.   **Sec. 2.**   Nothing in this act is intended to expand or  
2   limit existing rights or obligations granted under the Washington state  
3   Constitution.

4        NEW SECTION.   **Sec. 3.**   This act is necessary for the immediate  
5   preservation of the public peace, health, or safety, or support of the  
6   state government and its existing public institutions, and takes effect  
7   immediately.

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