

Exhibit No. 1

Amendments to Senate Bill No. 402  
1st Reading Copy

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Bill No. SB 402

Requested by Senator Jim Peterson

For the Senate Finance and Claims Committee

Prepared by Greg Petesch  
March 9, 2009 (12:25pm)

1. Page 2, line 1.

**Strike:** subsection (h) in its entirety

**Renumber:** subsequent subsections

2. Page 2, line 19.

**Following:** line 18

**Insert:** "(4)(a) This section does not affect the:

(i) enforcement of the terms of a license, permit, or authorization;

(ii) power or authority of a county, city, or town to lawfully enact valid zoning or other ordinances necessary to protect the public health, safety, or welfare.

(b) Compensation may not be claimed under subsection (2) for actions taken pursuant to subsection (4)(a)."

- END -

Explanation - This amendment excludes "intangible business interests" from the list of property interests. This amendment excludes the enforcement of the terms of a license, permit or authorization from being a compensable taking and also excludes the enacting of zoning or other authorized ordinances from being a compensable taking if the ordinances are enacted to protect the public health, safety, or welfare.

Senator Johnson