
SUBSTITUTE SENATE BILL 5157

State of Washington

52nd Legislature

1991 Regular Session

By Senate Committee on Environment & Natural Resources (originally sponsored by Senators Barr, Hansen and Rasmussen).

Read first time March 6, 1991.

1 AN ACT Relating to hunting or fishing rights off the reservation of
2 Indians; and adding a new section to chapter 77.12 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 77.12 RCW
5 to read as follows:

6 No agreement between a tribe and the department of wildlife shall
7 be effective until approved by the wildlife commission after public
8 hearings have been held on the proposed agreement. The department
9 shall not grant any special hunting or fishing privileges or rights to
10 any tribe or any tribal members except by an agreement approved by the
11 commission.

12 Unless the wildlife commission first determines that under federal
13 law a tribe or its members have reservation hunting or fishing rights
14 outside the reservation, the department of wildlife may not grant any
15 special hunting or fishing privileges or rights outside the reservation

1 to such tribe or any of its members. A determination made under this
2 section shall be in writing and shall contain the legal basis for the
3 determination. The term "special hunting or fishing privileges or
4 rights outside the reservation" means privileges or rights generally
5 limited to the tribe or its members and not available to all other
6 hunters or fishers.