

SENATE BILL 5157

State of Washington

52nd Legislature

1991 Regular Session

By Senators Barr, Hansen and Rasmussen.

Read first time January 22, 1991. Referred to Committee on Environment & Natural Resources.

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 Unless the wildlife commission first determines that under federal
7 law a nontreaty tribe or its members have reservation hunting or
8 fishing rights outside the reservation, the department of wildlife may
9 not grant any special hunting or fishing privileges or rights outside
10 the reservation to such tribe or any of its members. A determination
11 made under this section shall be in writing and shall contain the legal
12 basis for the determination. The term "special hunting or fishing
13 privileges or rights outside the reservation" means privileges or
14 rights generally limited to the tribe or its members and not available
15 to all other hunters or fishers.