

2 **SSB 6533** - H COMM AMD **ADOPTED 2-27-96**  
3 By Committee on Natural Resources

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5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature finds that it is in the  
8 best interest of recreational hunters to provide them with the variety  
9 of hunting opportunities provided by auctions and raffles. Raffles  
10 provide an affordable opportunity for most hunters to participate in  
11 special hunts for big game animals and wild turkeys. The legislature  
12 also finds that wildlife management and recreation are not adequately  
13 funded and that such auctions and raffles can increase revenues to  
14 improve wildlife management and recreation.

15 **Sec. 2.** RCW 9.46.010 and 1994 c 218 s 2 are each amended to read  
16 as follows:

17 The public policy of the state of Washington on gambling is to keep  
18 the criminal element out of gambling and to promote the social welfare  
19 of the people by limiting the nature and scope of gambling activities  
20 and by strict regulation and control.

21 It is hereby declared to be the policy of the legislature,  
22 recognizing the close relationship between professional gambling and  
23 organized crime, to restrain all persons from seeking profit from  
24 professional gambling activities in this state; to restrain all persons  
25 from patronizing such professional gambling activities; to safeguard  
26 the public against the evils induced by common gamblers and common  
27 gambling houses engaged in professional gambling; and at the same time,  
28 both to preserve the freedom of the press and to avoid restricting  
29 participation by individuals in activities and social pastimes, which  
30 activities and social pastimes are more for amusement rather than for  
31 profit, do not maliciously affect the public, and do not breach the  
32 peace.

33 The legislature further declares that the raising of funds for the  
34 promotion of bona fide charitable or nonprofit organizations is in the  
35 public interest as is participation in such activities and social  
36 pastimes as are hereinafter in this chapter authorized.

1 The legislature further declares that the conducting of bingo,  
2 raffles, and amusement games and the operation of punch boards, pull-  
3 tabs, card games and other social pastimes, when conducted pursuant to  
4 the provisions of this chapter and any rules and regulations adopted  
5 pursuant thereto, are hereby authorized, as are only such lotteries for  
6 which no valuable consideration has been paid or agreed to be paid as  
7 hereinafter in this chapter provided.

8 The legislature further declares that fishing derbies shall not  
9 constitute any form of gambling and shall not be considered as a  
10 lottery, a raffle, or an amusement game and shall not be subject to the  
11 provisions of this chapter or any rules and regulations adopted  
12 hereunder.

13 The legislature further declares that raffles authorized by the  
14 fish and wildlife commission involving hunting big game animals or wild  
15 turkeys shall not be subject to the provisions of this chapter or any  
16 rules and regulations adopted hereunder, with the exception of this  
17 section and section 3 of this act.

18 All factors incident to the activities authorized in this chapter  
19 shall be closely controlled, and the provisions of this chapter shall  
20 be liberally construed to achieve such end.

21 NEW SECTION. Sec. 3. A new section is added to chapter 9.46 RCW  
22 to read as follows:

23 Any raffle authorized by the fish and wildlife commission involving  
24 hunting big game animals or wild turkeys shall not be subject to any  
25 provisions of this chapter other than RCW 9.46.010 and this section or  
26 to any rules or regulations of the gambling commission.

27 NEW SECTION. Sec. 4. A new section is added to chapter 77.08 RCW  
28 to read as follows:

29 "Raffle," as used in this title, means an activity in which tickets  
30 bearing an individual number are sold for not more than twenty-five  
31 dollars each and in which a permit or permits are awarded to hunt or  
32 for access to hunt big game animals or wild turkeys on the basis of a  
33 drawing from the tickets by the person or persons conducting the  
34 raffle.

35 NEW SECTION. Sec. 5. A new section is added to chapter 77.12 RCW  
36 to read as follows:

1 (1) The commission in consultation with the director may authorize  
2 hunting of big game animals and wild turkeys through auction. The  
3 department may conduct the auction for the hunt or contract with a  
4 nonprofit wildlife conservation organization to conduct the auction for  
5 the hunt.

6 (2) The commission in consultation with the director may authorize  
7 hunting of up to a total of fifteen big game animals and wild turkeys  
8 per year through raffle. The department may conduct raffles or  
9 contract with a nonprofit wildlife conservation organization to conduct  
10 raffles for hunting these animals. In consultation with the gambling  
11 commission, the director may adopt rules for the implementation of  
12 raffles involving hunting.

13 (3) The director shall establish the procedures for the hunts,  
14 which shall require any participants to obtain any required license,  
15 permit, or tag. Representatives of the department may participate in  
16 the hunt upon the request of the commission to ensure that the animals  
17 to be killed are properly identified.

18 (4) After deducting the expenses of conducting an auction or  
19 raffle, any revenues retained by a nonprofit organization, as specified  
20 under contract with the department, shall be devoted solely for  
21 wildlife conservation, consistent with its qualification as a bona fide  
22 nonprofit organization for wildlife conservation.

23 (5) The department's share of revenues from auctions and raffles  
24 shall be deposited in the state wildlife fund. The revenues shall be  
25 used to improve the habitat, health, and welfare of the species  
26 auctioned or raffled and shall supplement, rather than replace, other  
27 funds budgeted for management of that species. The commission may  
28 solicit input from groups or individuals with special interest in and  
29 expertise on a species in determining how to use these revenues.

30 (6) A nonprofit wildlife conservation organization may petition the  
31 commission to authorize an auction or raffle for a special hunt for big  
32 game animals and wild turkeys.

33 NEW SECTION. **Sec. 6.** A new section is added to chapter 77.12 RCW  
34 to read as follows:

35 If a private entity has a private lands wildlife management area  
36 agreement in effect with the department, the commission may authorize  
37 the private entity to conduct raffles for access to hunt for big game  
38 animals and wild turkeys to meet the conditions of the agreement. The

1 private entity shall comply with all applicable rules adopted under  
2 section 5 of this act for the implementation of raffles; however,  
3 raffle hunts conducted pursuant to this section shall not be counted  
4 toward the number of raffle hunts the commission may authorize under  
5 section 5 of this act. The director shall establish the procedures for  
6 the hunts, which shall require any participants to obtain any required  
7 license, permit, or tag. Representatives of the department may  
8 participate in the hunt upon the request of the commission to ensure  
9 that the animals to be killed are properly identified.

10 **Sec. 7.** RCW 77.12.170 and 1989 c 314 s 4 are each amended to read  
11 as follows:

12 (1) There is established in the state treasury the state wildlife  
13 fund which consists of moneys received from:

14 (a) Rentals or concessions of the department;

15 (b) The sale of real or personal property held for department  
16 purposes;

17 (c) The sale of licenses, permits, tags, stamps, and punchcards  
18 required by this title;

19 (d) Fees for informational materials published by the department;

20 (e) Fees for personalized vehicle license plates as provided in  
21 chapter 46.16 RCW;

22 (f) Articles or wildlife sold by the director under this title;

23 (g) Compensation for wildlife losses or gifts or grants received  
24 under RCW 77.12.320;

25 (h) Excise tax on anadromous game fish collected under chapter  
26 82.27 RCW; (~~and~~)

27 (i) The sale of personal property seized by the department for  
28 wildlife violations; and

29 (j) The department's share of revenues from auctions and raffles  
30 authorized by the commission.

31 (2) State and county officers receiving any moneys listed in  
32 subsection (1) of this section shall deposit them in the state treasury  
33 to be credited to the state wildlife fund.

34 **Sec. 8.** RCW 77.32.050 and 1995 c 116 s 1 are each amended to read  
35 as follows:

36 Licenses, permits, tags, and stamps required by this chapter and  
37 raffle tickets authorized under chapter 77.12 RCW shall be issued under

1 the authority of the commission. The director may authorize department  
2 personnel, county auditors, or other reputable citizens to issue  
3 licenses, permits, tags, ~~((and))~~ stamps, and raffle tickets, and  
4 collect the appropriate fees. The authorized persons shall pay on  
5 demand or before the tenth day of the following month the fees  
6 collected and shall make reports as required by the director. The  
7 director may adopt rules for issuing licenses, permits, tags, ~~((and))~~  
8 stamps, and raffle tickets, collecting and paying fees, and making  
9 reports.

10 **Sec. 9.** RCW 77.32.060 and 1995 c 116 s 2 are each amended to read  
11 as follows:

12 The director may adopt rules establishing the amount a license  
13 dealer may charge and keep for each license, tag, permit, ~~((or))~~ stamp,  
14 or raffle ticket issued. The director shall establish the amount to be  
15 retained by dealers to be at least fifty cents for each license issued,  
16 and twenty-five cents for each tag, permit, ~~((or))~~ stamp, or raffle  
17 ticket, issued. The director shall report to the next regular session  
18 of the legislature explaining any increase in the amount retained by  
19 license dealers. Fees retained by dealers shall be uniform throughout  
20 the state.

21 **Sec. 10.** RCW 77.32.090 and 1995 c 116 s 4 are each amended to read  
22 as follows:

23 The director may adopt rules pertaining to the form, period of  
24 validity, use, possession, and display of licenses, permits, tags, and  
25 stamps required by this chapter and raffle tickets authorized under  
26 chapter 77.12 RCW.

27 **Sec. 11.** RCW 77.32.230 and 1994 c 255 s 12 are each amended to  
28 read as follows:

29 (1) A person sixty-five years of age or older who is an honorably  
30 discharged veteran of the United States armed forces having a service-  
31 connected disability and who is a resident may receive upon written  
32 application a hunting and fishing license free of charge.

33 (2) Residents who are honorably discharged veterans of the United  
34 States armed forces with a thirty percent or more service-connected  
35 disability may receive upon written application a hunting and fishing  
36 license free of charge.

1 (3) An honorably discharged veteran who is a resident and is  
2 confined to a wheelchair shall receive upon application a hunting  
3 license free of charge.

4 (4) A person who is blind, or a person with a developmental  
5 disability as defined in RCW 71A.10.020 with documentation of the  
6 disability from the department of social and health services, or a  
7 physically handicapped person confined to a wheelchair may receive upon  
8 written application a fishing license free of charge.

9 (5) A person who is blind or a physically handicapped person  
10 confined to a wheelchair who has been issued a card for a permanent  
11 disability under RCW 46.16.381 may use that card in place of a fishing  
12 license.

13 (6) A fishing license is not required for residents under the age  
14 of fifteen.

15 (7) Tags, permits, stamps, and steelhead licenses required by this  
16 chapter and raffle tickets authorized under chapter 77.12 RCW shall be  
17 purchased separately by persons receiving a free or reduced-fee  
18 license.

19 (8) Licenses issued at no charge under this section shall be issued  
20 from Olympia as provided by rule of the director, and are valid for  
21 five years.

22 **Sec. 12.** RCW 77.32.250 and 1995 c 116 s 5 are each amended to read  
23 as follows:

24 Licenses, permits, tags, and stamps required by this chapter and  
25 raffle tickets authorized under chapter 77.12 RCW shall not be  
26 transferred and, unless otherwise provided in this chapter, are void on  
27 January 1st following the year for which the license, permit, tag,  
28 ~~((or))~~ stamp, or raffle ticket was issued.

29 Upon request of a wildlife agent or ex officio wildlife agent,  
30 persons licensed, operating under a permit, or possessing wildlife  
31 under the authority of this chapter shall produce required licenses,  
32 permits, tags, ~~((or))~~ stamps, or raffle tickets for inspection and  
33 write their signatures for comparison and in addition display their  
34 wildlife. Failure to comply with the request is prima facie evidence  
35 that the person has no license or is not the person named.

36 NEW SECTION. **Sec. 13.** RCW 77.12.700 and 1987 c 506 s 56 are each  
37 repealed."

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4 On page 1, line 2 of the title, after "commission;" strike the  
5 remainder of the title and insert "amending RCW 9.46.010, 77.12.170,  
6 77.32.050, 77.32.060, 77.32.090, 77.32.230, and 77.32.250; adding a new  
7 section to chapter 9.46 RCW; adding a new section to chapter 77.08 RCW;  
8 adding new sections to chapter 77.12 RCW; creating a new section; and  
9 repealing RCW 77.12.700."

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