

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5104**

55th Legislature  
1997 Regular Session

Passed by the Senate April 22, 1997  
YEAS 37 NAYS 9

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**President of the Senate**

Passed by the House April 18, 1997  
YEAS 61 NAYS 34

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**Speaker of the  
House of Representatives**

Approved

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5104** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

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**Governor of the State of Washington**

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5104**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1997 Regular Session

**State of Washington                      55th Legislature                      1997 Regular Session**

**By** Senate Committee on Ways & Means (originally sponsored by Senators Oke, Loveland, Hale, Morton, Swecker, Rossi, Snyder, West, Bauer, Haugen and Rasmussen)

Read first time 02/27/97.

1            AN ACT Relating to game birds; adding new sections to chapter 77.12  
2 RCW; and creating new sections.

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

4            NEW SECTION.    **Sec. 1.**    The legislature finds that pheasant  
5 populations in eastern Washington have greatly decreased from their  
6 historic high levels and that pheasant hunting success rates have  
7 plummeted. The number of pheasant hunters has decreased due to reduced  
8 hunting success. There is an opportunity to enhance the pheasant  
9 population by release of pen-reared pheasants and habitat enhancements  
10 to create increased hunting opportunities on publicly owned and managed  
11 lands.

12            NEW SECTION.    **Sec. 2.**    There is created within the department the  
13 eastern Washington pheasant enhancement program. The purpose of the  
14 program is to improve the harvest of pheasants by releasing pen-reared  
15 rooster pheasants on sites accessible for public hunting and by  
16 providing grants for habitat enhancement on public or private lands  
17 under agreement with the department. The department may either  
18 purchase rooster pheasants from private contractors, or produce rooster

1 pheasants from department-sanctioned cooperative projects, whichever is  
2 less expensive, provided that the pheasants released meet minimum  
3 department standards for health and maturity. Any surplus hen  
4 pheasants from pheasant farms or projects operated by the department or  
5 the department of corrections for this enhancement program shall be  
6 made available to landowners who voluntarily open their lands to public  
7 pheasant hunting. Pheasants produced for the eastern Washington  
8 pheasant enhancement program must not detrimentally affect the  
9 production or operation of the department's western Washington pheasant  
10 release program. The release of pheasants for hunting purposes must  
11 not conflict with or supplant other department efforts to improve  
12 upland bird habitat or naturally produced upland birds.

13 NEW SECTION. **Sec. 3.** The commission must establish special  
14 pheasant hunting opportunities for juvenile hunters in eastern  
15 Washington for the 1998 season and future seasons.

16 NEW SECTION. **Sec. 4.** Beginning September 1, 1997, a person who  
17 hunts for pheasant in eastern Washington must pay an annual surcharge  
18 of ten dollars, in addition to other licensing requirements. Funds  
19 from the surcharge must be deposited in the eastern Washington pheasant  
20 enhancement account created in section 5 of this act.

21 NEW SECTION. **Sec. 5.** The eastern Washington pheasant enhancement  
22 account is created in the custody of the state treasurer. All receipts  
23 under section 4 of this act must be deposited in the account. Moneys  
24 in the account are subject to legislative appropriation and shall be  
25 used for the purpose of funding the eastern Washington pheasant  
26 enhancement program. The department may use moneys from the account to  
27 improve pheasant habitat or to purchase or produce pheasants. Not less  
28 than eighty percent of expenditures from the account must be used to  
29 purchase or produce pheasants. The eastern Washington pheasant  
30 enhancement account funds must not be used for the purchase of land.  
31 The account may be used to offer grants to improve pheasant habitat on  
32 public or private lands that are open to public hunting. The  
33 department may enter partnerships with private landowners, nonprofit  
34 corporations, cooperative groups, and federal or state agencies for the  
35 purposes of pheasant habitat enhancement in areas that will be  
36 available for public hunting.

1        NEW SECTION.    **Sec. 6.**    The department of fish and wildlife must  
2 jointly investigate with the department of corrections the feasibility  
3 of producing pheasants for the eastern Washington pheasant enhancement  
4 program utilizing inmate labor and facilities at the Walla Walla state  
5 penitentiary or other eastern Washington state correctional facilities.  
6 The investigation must include a comparison of the costs of producing  
7 pheasants at a correctional facility versus the costs of purchasing  
8 pheasants for this enhancement program.    The two departments must  
9 report their findings to the senate and house of representatives  
10 natural resources committees on or before January 1, 1998.

11        NEW SECTION.    **Sec. 7.**    Sections 2 through 5 of this act are each  
12 added to chapter 77.12 RCW.

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