

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5227

59th Legislature
2005 Regular Session

Passed by the Senate April 23, 2005
YEAS 43 NAYS 4

President of the Senate

Passed by the House April 24, 2005
YEAS 56 NAYS 40

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5227** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5227

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senate Committee on Natural Resources, Ocean & Recreation
(originally sponsored by Senators Jacobsen, Doumit, Fraser and
Rasmussen; by request of Department of Fish and Wildlife)

READ FIRST TIME 03/07/05.

1 AN ACT Relating to wildlife harvest reports; amending RCW
2 77.32.070, 77.15.280, and 77.12.170; and prescribing penalties.

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

4 **Sec. 1.** RCW 77.32.070 and 2004 c 248 s 3 are each amended to read
5 as follows:

6 (1) Applicants for a license, permit, tag, or stamp shall furnish
7 the information required by the director. However, the director may
8 not require the purchaser of a razor clam license under RCW 77.32.520
9 to provide any personal information except for proof of residency. The
10 commission may adopt rules requiring licensees or permittees to keep
11 records and make reports concerning the taking of or effort to harvest
12 fish, shellfish, and wildlife. The reporting requirement may be waived
13 where, for any reason, the department is not able to receive the
14 report. The department must provide reasonable options for a licensee
15 to submit information to a live operator prior to the reporting
16 deadline.

17 (2) The commission may, by rule, set an administrative penalty for
18 failure to comply with rules requiring the reporting of taking or
19 effort to harvest wildlife. The commission may also adopt rules

1 requiring hunters who have not reported for the previous license year
2 to complete a report and pay the assessed administrative penalty before
3 a new hunting license is issued.

4 (a) The total administrative penalty per hunter set by the
5 commission must not exceed ten dollars.

6 (b) By December 31st of each year, the department shall report the
7 rate of hunter compliance with the harvest reporting requirement, the
8 administrative penalty imposed for failing to report, and the amount of
9 administrative penalties collected during that year to the appropriate
10 fiscal and policy committees of the senate and house of
11 representatives.

12 **Sec. 2.** RCW 77.15.280 and 1998 c 190 s 47 are each amended to read
13 as follows:

14 (1) A person is guilty of violating rules requiring reporting of
15 fish or wildlife harvest if the person:

16 (a) Fails to make a harvest log report of a commercial fish or
17 shellfish catch in violation of any rule of the commission or the
18 director;

19 (b) Fails to maintain a trapper's report or taxidermist ledger in
20 violation of any rule of the commission or the director;

21 (c) Fails to submit any portion of a big game animal for a required
22 inspection required by rule of the commission or the director; or

23 (d) Fails to return a catch record card (~~or wildlife harvest~~
24 ~~report~~) to the department as required by rule of the commission or
25 director.

26 (2) Violating rules requiring reporting of fish or wildlife harvest
27 is a misdemeanor.

28 **Sec. 3.** RCW 77.12.170 and 2004 c 248 s 4 are each amended to read
29 as follows:

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

32 (a) Rentals or concessions of the department;

33 (b) The sale of real or personal property held for department
34 purposes;

35 (c) The assessment of administrative penalties, and the sale of
36 licenses, permits, tags, and stamps required by chapter 77.32 RCW and

1 RCW 77.65.490, except annual resident adult saltwater and all annual
2 razor clam and shellfish licenses, which shall be deposited into the
3 state general fund;

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

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

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

8 (g) Compensation for damage to department property or wildlife
9 losses or contributions, gifts, or grants received under RCW 77.12.320;

10 (h) Excise tax on anadromous game fish collected under chapter
11 82.27 RCW;

12 (i) The sale of personal property seized by the department for
13 fish, shellfish, or wildlife violations;

14 (j) The department's share of revenues from auctions and raffles
15 authorized by the commission; and

16 (k) The sale of watchable wildlife decals under RCW 77.32.560.

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

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