
ENGROSSED SUBSTITUTE HOUSE BILL 1555

State of Washington

68th Legislature

2023 Regular Session

By House Community Safety, Justice, & Reentry (originally sponsored by Representatives Lekanoff, Goodman, Pollet, Davis, and Doglio)

READ FIRST TIME 02/17/23.

1 AN ACT Relating to extradition of persons to and from Indian
2 jurisdiction; and adding a new section to chapter 10.31 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 10.31
5 RCW to read as follows:

6 (1) When the state or a political subdivision thereof seeks the
7 extradition of a person over whom the tribe has criminal jurisdiction
8 from within the jurisdiction of an Indian tribe in this state, the
9 state or a political subdivision thereof shall comply with all
10 applicable requirements of tribal extradition law.

11 (2) An Indian tribe that permits extradition of persons from
12 within the tribe's jurisdiction by the state or a political
13 subdivision thereof may request the extradition of persons subject to
14 a tribal court warrant from state jurisdiction pursuant to this
15 section.

16 (3) An Indian tribe shall direct a demand for extradition to the
17 county prosecuting attorney of the county in which the tribe is
18 located, or where the person demanded is thought to be located, or to
19 the attorney general.

20 (4) A written demand for extradition by an Indian tribe shall be
21 recognized if the demand is accompanied by both:

1 (a) A copy of a warrant issued for the person; and

2 (b) A criminal complaint or sworn statement made before a tribal
3 judge substantially charging the person demanded with the commission
4 of a crime under tribal law, with escape from confinement, or with a
5 violation of probation or parole.

6 (5) Unless agreed otherwise, an Indian tribe that requests
7 extradition from any area under state jurisdiction must reimburse the
8 reasonable costs of such extradition, and if any state jurisdiction
9 requests extradition from an Indian tribe, it shall likewise
10 reimburse the tribe for the reasonable costs of such extradition.

11 (6) This act is not intended to and does not diminish the
12 authority of the state or local jurisdictions to enter into
13 government-to-government agreements with Indian tribes, including
14 mutual aid and other interlocal agreements, concerning the
15 extradition of persons within their jurisdiction, does not diminish
16 the validity or enforceability of any such agreements, and is not
17 intended to and does not expand or diminish the authority of the
18 state or local jurisdictions to arrest individuals over whom they
19 have jurisdiction within Indian reservations.

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