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SENATE BILL 6720

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State of Washington

54th Legislature

1996 Regular Session

By Senators Pelz, Deccio, Heavey, Hochstatter, Wojahn, Newhouse, West, Oke and Winsley

Read first time 01/26/96. Referred to Committee on Labor, Commerce & Trade.

1 AN ACT Relating to the location of Indian gaming facilities; and  
2 amending RCW 9.46.360.

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

4 **Sec. 1.** RCW 9.46.360 and 1992 c 172 s 2 are each amended to read  
5 as follows:

6 (1) The negotiation process for compacts with federally recognized  
7 Indian tribes for conducting class III gaming, as defined in the Indian  
8 Gaming Regulatory Act, 25 U.S.C. Sec. 2701 et seq., on federal Indian  
9 lands is governed by this section.

10 (2) The gambling commission through the director or the director's  
11 designee shall negotiate compacts for class III gaming on behalf of the  
12 state with federally recognized Indian tribes in the state of  
13 Washington. The gambling commission shall negotiate compacts that  
14 allow Indian tribes to establish class III gaming facilities on Indian  
15 reservation lands only. The gambling commission is prohibited from  
16 negotiating compacts that allow Indian tribes to establish class III  
17 gaming facilities off of Indian reservation lands.

18 (3) When a tentative agreement with an Indian tribe on a proposed  
19 compact is reached, the director shall immediately transmit a copy of

1 the proposed compact to all voting and ex officio members of the  
2 gambling commission and to the standing committees designated pursuant  
3 to subsection (5) of this section.

4 (4) Notwithstanding RCW 9.46.040, the four ex officio members of  
5 the gambling commission shall be deemed voting members of the gambling  
6 commission for the sole purpose of voting on proposed compacts  
7 submitted under this section.

8 (5) Within thirty days after receiving a proposed compact from the  
9 director, one standing committee from each house of the legislature  
10 shall hold a public hearing on the proposed compact and forward its  
11 respective comments to the gambling commission. The president of the  
12 senate shall designate the senate standing committee that is to carry  
13 out the duties of this section, and the speaker of the house of  
14 representatives shall designate the house standing committee that is to  
15 carry out the duties of this section. The designated committees shall  
16 continue to perform under this section until the president of the  
17 senate or the speaker of the house of representatives, as the case may  
18 be, designates a different standing committee.

19 (6) The gambling commission may hold public hearings on the  
20 proposed compact any time after receiving a copy of the compact from  
21 the director. Within forty-five days after receiving the proposed  
22 compact from the director, the gambling commission, including the four  
23 ex officio members, shall vote on whether to return the proposed  
24 compact to the director with instructions for further negotiation or to  
25 forward the proposed compact to the governor for review and final  
26 execution.

27 (7) Notwithstanding provisions in this section to the contrary, if  
28 the director forwards a proposed compact to the gambling commission and  
29 the designated standing committees within ten days before the beginning  
30 of a regular session of the legislature, or during a regular or special  
31 session of the legislature, the thirty-day time limit set forth in  
32 subsection (5) of this section and the forty-five day limit set forth  
33 in subsection (6) of this section are each forty-five days and sixty  
34 days, respectively.

35 (8) Funding for the negotiation process under this section must  
36 come from the gambling revolving fund.

37 (9) In addition to the powers granted under this chapter, the  
38 commission, consistent with the terms of any compact, is authorized and

1 empowered to enforce the provisions of any compact between a federally  
2 recognized Indian tribe and the state of Washington.

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