
SUBSTITUTE SENATE BILL 6260

State of Washington

60th Legislature

2008 Regular Session

By Senate Natural Resources, Ocean & Recreation (originally sponsored by Senators Kilmer, Swecker, Jacobsen, Morton, Schoesler, Sheldon, Murray, and Rasmussen)

READ FIRST TIME 01/25/08.

1 AN ACT Relating to enhancing the department of fish and wildlife's
2 ability to facilitate outdoor recreation opportunities for a terminally
3 ill person; amending RCW 77.15.650 and 77.32.250; adding a new section
4 to chapter 77.32 RCW; and creating a new section.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 77.32 RCW
7 to read as follows:

8 (1) In order to facilitate hunting and fishing opportunities for a
9 terminally ill person, the director may provide any licenses, tags,
10 permits, stamps, and other fees without charge including transaction
11 and dealer fees.

12 (2) The director may accept special permits or other special
13 hunting opportunities, including raffle tags, auction tags, and
14 multiple season opportunities from donors seeking to facilitate hunting
15 opportunities for a terminally ill person. The director shall
16 distribute these donations pursuant to rules adopted under subsection
17 (4) of this section.

18 (3) The director may take other actions consistent with

1 facilitating hunting and fishing opportunities for a terminally ill
2 person. These actions may include, but are not limited to, entering
3 into agreements with willing landowners pursuant to RCW 77.12.320.

4 (4) In addition to rules required under subsection (2) of this
5 section, the commission may adopt rules as necessary to effectuate the
6 purpose and policies of this section.

7 **Sec. 2.** RCW 77.15.650 and 2000 c 107 s 256 are each amended to
8 read as follows:

9 (1) A person is guilty of unlawful purchase or use of a license in
10 the second degree if the person buys, holds, uses, displays, transfers,
11 or obtains any license, tag, permit, or approval required by this title
12 and the person:

13 (a) Uses false information to buy, hold, use, display, or obtain a
14 license, permit, tag, or approval;

15 (b) Acquires, holds, or buys in excess of one license, permit, or
16 tag for a license year if only one license, permit, or tag is allowed
17 per license year;

18 (c) Except as authorized under section 1 of this act, uses or
19 displays a license, permit, tag, or approval that was issued to another
20 person;

21 (d) Except as authorized under section 1 of this act, permits or
22 allows a license, permit, tag, or approval to be used or displayed by
23 another person not named on the license, permit, tag, or approval;

24 (e) Acquires or holds a license while privileges for the license
25 are revoked or suspended.

26 (2) A person is guilty of unlawful purchase or use of a license in
27 the first degree if the person commits the act described by subsection
28 (1) of this section and the person was acting with intent that the
29 license, permit, tag, or approval be used for any commercial purpose.
30 A person is presumed to be acting with such intent if the violation
31 involved obtaining, holding, displaying, or using a license or permit
32 for participation in any commercial fishery issued under this title or
33 a license authorizing fish or wildlife buying, trafficking, or
34 wholesaling.

35 (3)(a) Unlawful purchase or use of a license in the second degree
36 is a gross misdemeanor. Upon conviction, the department shall revoke

1 any unlawfully used or held licenses and order a two-year suspension of
2 participation in the activities for which the person unlawfully
3 obtained, held, or used a license.

4 (b) Unlawful purchase or use of a license in the first degree is a
5 class C felony. Upon conviction, the department shall revoke any
6 unlawfully used or held licenses and order a five-year suspension of
7 participation in any activities for which the person unlawfully
8 obtained, held, or used a license.

9 (4) For purposes of this section, a person "uses" a license,
10 permit, tag, or approval if the person engages in any activity
11 authorized by the license, permit, tag, or approval held or possessed
12 by the person. Such uses include but are not limited to fishing,
13 hunting, taking, trapping, delivery or landing fish or wildlife, and
14 selling, buying, or wholesaling of fish or wildlife.

15 (5) Any license obtained in violation of this section is void upon
16 issuance and is of no legal effect.

17 **Sec. 3.** RCW 77.32.250 and 2001 c 253 s 51 are each amended to read
18 as follows:

19 Except as authorized in section 1 of this act, licenses, permits,
20 tags, and stamps required by this chapter and raffle tickets authorized
21 under this chapter shall not be transferred.

22 NEW SECTION. **Sec. 4.** This act may be known and cited as the
23 Senator Bob Oke memorial act.

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