CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6260

Chapter 10, Laws of 2008

60th Legislature
2008 Regular Session

OUTDOOR RECREATION--TERMINALLY OR SERIOUSLY ILL PERSONS

EFFECTIVE DATE: 06/12/08

Passed by the Senate February 12, 2008
YEAS 45    NAYS 0

BRAD OWEN
President of the Senate

Passed by the House March 4, 2008
YEAS 95    NAYS 0

FRANK CHOPP
Speaker of the House of Representatives

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is SUBSTITUTE SENATE BILL 6260 as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN
Secretary

Passed by the Senate February 12, 2008
YEAS 45    NAYS 0

Passed by the House March 4, 2008
YEAS 95    NAYS 0

Approved March 13, 2008, 10:12 a.m.

FILED
March 13, 2008

CHRISTINE GREGOIRE
Governor of the State of Washington

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

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

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

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

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

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

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

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

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

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

(3)(a) Unlawful purchase or use of a license in the second degree is a gross misdemeanor. Upon conviction, the department shall revoke
any unlawfully used or held licenses and order a two-year suspension of
participation in the activities for which the person unlawfully
obtained, held, or used a license.

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

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

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

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

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

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

Passed by the Senate February 12, 2008.
Passed by the House March 4, 2008.
Approved by the Governor March 13, 2008.
Filed in Office of Secretary of State March 13, 2008.