
HOUSE BILL 1340

State of Washington 62nd Legislature 2011 Regular Session

By Representatives Kretz, McCune, Johnson, and Warnick

Read first time 01/19/11. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to unlawful hunting of big game; and amending RCW
2 77.15.410.

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

4 **Sec. 1.** RCW 77.15.410 and 2005 c 406 s 4 are each amended to read
5 as follows:

6 (1) A person is guilty of unlawful hunting of big game in the
7 second degree if the person:

8 (a) Hunts for, takes, or possesses big game and the person does not
9 have and possess all licenses, tags, or permits required under this
10 title;

11 (b) Violates any rule of the commission or director regarding
12 seasons, bag or possession limits, closed areas including game
13 reserves, closed times, or any other rule governing the hunting,
14 taking, or possession of big game; or

15 (c) Possesses big game taken during a closed season for that big
16 game or taken from a closed area for that big game.

17 (2) A person is guilty of unlawful hunting of big game in the first
18 degree if the person (~~was previously convicted of any crime~~) commits
19 the act described in subsection (1) of this section and:

1 (a) The person hunts for, takes, or possesses three or more big
2 game animals within the same course of events; or

3 (b) The act occurs within five years of the date of a prior
4 conviction under this title involving unlawful hunting, killing,
5 possessing, or taking big game(~~(, and within five years of the date~~
6 ~~that the prior conviction was entered the person:~~

7 ~~(a) Hunts for big game and does not have and possess all licenses,~~
8 ~~tags, or permits required under this title;~~

9 ~~(b) Acts in violation of any rule of the commission or director~~
10 ~~regarding seasons, bag or possession limits, closed areas including~~
11 ~~game reserves, or closed times; or~~

12 ~~(c) Possesses big game taken during a closed season for that big~~
13 ~~game or taken from a closed area for that big game)).~~

14 (3)(a) Unlawful hunting of big game in the second degree is a gross
15 misdemeanor. Upon conviction of an offense involving killing or
16 possession of big game taken during a (~~period of time when hunting for~~
17 ~~the particular species is not permitted)) closed season, closed area,
18 or taken using an unlawful method, or in excess of the bag or
19 possession limit, the department shall revoke all of the person's
20 hunting licenses and tags and order a suspension of the person's
21 hunting privileges for two years.~~

22 (b) Unlawful hunting of big game in the first degree is a class C
23 felony. Upon conviction, the department shall revoke all of the
24 person's hunting licenses or tags and (~~the department shall~~) order
25 the person's hunting privileges suspended for ten years.

26 (4) For the purposes of this section, "same course of events" means
27 within one twenty-four hour period, or a pattern of conduct composed of
28 a series of acts that are unlawful under subsection (1) of this
29 section, over a period of time evidencing a continuity of purpose.

--- END ---