

2 SSB 5265 - S AMD -028
3 By Senator Prentice

4 NOT ADOPTED 2/26/97

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 9.46.360 and 1992 c 172 s 2 are each amended to read
8 as follows:

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

13 (2) The ~~((gambling commission through the director or the~~
14 ~~director's))~~ senate or its designee shall negotiate compacts for class
15 III gaming on behalf of the state with federally recognized Indian
16 tribes in the state of Washington.

17 (3) When a tentative agreement with an Indian tribe on a proposed
18 or amended compact is reached, the ~~((director))~~ senate or its designee
19 shall immediately transmit a copy of the proposed or amended compact to
20 all voting and ex officio members of the gambling commission and to the
21 ~~((standing committees designated pursuant to subsection (5) of this~~
22 ~~section))~~ majority and minority leaders of the senate.

23 (4) ~~((Notwithstanding RCW 9.46.040, the four ex officio members of~~
24 ~~the gambling commission shall be deemed voting members of the gambling~~
25 ~~commission for the sole purpose of voting on proposed compacts~~
26 ~~submitted under this section.~~

27 ~~(5) Within thirty days after receiving a proposed compact from the~~
28 ~~director, one standing committee from each house of the legislature~~
29 ~~shall hold a public hearing on the proposed compact and forward its~~
30 ~~respective comments to the gambling commission. The president of the~~
31 ~~senate shall designate the senate standing committee that is to carry~~
32 ~~out the duties of this section, and the speaker of the house of~~
33 ~~representatives shall designate the house standing committee that is to~~
34 ~~carry out the duties of this section. The designated committees shall~~
35 ~~continue to perform under this section until the president of the~~
36 ~~senate or the speaker of the house of representatives, as the case may~~
37 ~~be, designates a different standing committee.~~

1 ~~(6))~~ The gambling commission (~~(may)~~) shall hold public hearings on
2 the proposed or amended compact (~~(any time)~~) after receiving a copy of
3 the compact from the (~~(director)~~) senate or its designee. Within
4 forty-five days after receiving the proposed or amended compact from
5 the (~~(director)~~) senate or its designee, the gambling commission,
6 including the four ex officio members, shall (~~(vote on whether to~~
7 ~~return the proposed compact to the director with instructions for~~
8 ~~further negotiation or to forward the proposed compact to the governor~~
9 ~~for review and final execution)~~) forward its findings and
10 recommendations to the senate.

11 ~~((7) Notwithstanding provisions in this section to the contrary,)~~
12 (5) If the ((director)) senate or its designee forwards a proposed or
13 amended compact to the ((gambling commission and the designated
14 standing committees within ten days)) senate before the beginning of a
15 regular session of the legislature, or during a regular or special
16 session of the legislature, ((the thirty day time limit set forth in
17 subsection (5) of this section and the forty five day limit set forth
18 in subsection (6) of this section are each forty five days and sixty
19 days, respectively)) the senate has until the adjournment of the
20 regular session to approve the proposed or amended compact. If the
21 senate fails to approve the proposed or amended compact before the
22 adjournment of the regular session, the senate or its designee shall
23 renegotiate the proposed or amended compact and resubmit the proposed
24 or amended compact to the senate no later than the first day of the
25 next regular session of the legislature.

26 ~~((8) Funding for the negotiation process under this section must~~
27 ~~come from the gambling revolving fund.~~

28 ~~(9))~~ (6) In addition to the powers granted under this chapter, the
29 commission, consistent with the terms of any compact, is authorized and
30 empowered to enforce the provisions of any compact between a federally
31 recognized Indian tribe and the state of Washington."

32 **SSB 5265 - S AMD - 028**
33 By Senator Prentice

34 NOT ADOPTED 2/26/97

35 On page 1, line 2 of the title, after "tribes;" strike the
36 remainder of the title and insert "and amending RCW 9.46.360."

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