

---

HOUSE BILL 2869

---

State of Washington

55th Legislature

1998 Regular Session

By Representatives Sump, Koster, Boldt, Bush, Pennington, Sherstad, Mielke and Thompson

Read first time 01/21/98. Referred to Committee on Law & Justice.

1 AN ACT Relating to the equal application of conservation practices;  
2 amending RCW 75.56.030 and 75.56.040; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that conservation  
5 practices for our game animals and game fish should apply equally to  
6 all citizens of our state. The legislature also finds that when the  
7 voters approved Initiative Measure No. 456 in 1984, they agreed that  
8 any limitation upon private property rights should affect all citizens  
9 on an equal basis. It is therefore the intent of the legislature to  
10 reaffirm the principles of Initiative Measure No. 456 and ensure that  
11 all citizens of the state enjoy the same privileges.

12 **Sec. 2.** RCW 75.56.030 and 1985 c 1 s 3 are each amended to read as  
13 follows:

14 The people of the state of Washington declare that conservation,  
15 enhancement, and proper utilization of the state's natural resources,  
16 including but not limited to lands, waters, timber, fish, and game are  
17 responsibilities of the state of Washington and shall remain within the  
18 express domain of the state of Washington.

1 While fully respecting private property rights, all resources in  
2 the state's domain shall be managed by the state alone such that  
3 conservation, enhancement, and proper utilization are the primary  
4 considerations. No citizen shall be denied equal access to and use of  
5 any resource on the basis of race, sex, origin, cultural heritage,  
6 membership in or affiliation with any tribe or other group, or by and  
7 through any treaty based upon the same.

8 **Sec. 3.** RCW 75.56.040 and 1985 c 1 s 4 are each amended to read as  
9 follows:

10 The people of the state of Washington declare that under the  
11 Indians Citizens Act of 1924, all Indians became citizens of the United  
12 States and subject to the Constitution and laws of the United States  
13 and state in which they reside. The people further declare that any  
14 special off-reservation legal rights or privileges of Indians  
15 established through treaties that are denied to other citizens were  
16 terminated by that 1924 enactment, and any denial of rights to any  
17 citizen based upon race, sex, origin, cultural heritage, membership in  
18 or affiliation with any tribe or other group, or by and through any  
19 treaty based upon the same is unconstitutional.

20 No rights, privileges, or immunities shall be denied to any citizen  
21 upon the basis of race, sex, origin, cultural heritage, membership in  
22 or affiliation with any tribe or other group, or by and through any  
23 treaty based upon the same.

--- END ---