

3SHB 1357 - S COMM AMD

By Committee on State Government, Tribal Relations & Elections

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The legislature recognizes and
4 respects the sovereign status of the tribes and the state in a
5 government-to-government relationship and seeks to enhance and
6 improve communications and facilitate resolution of issues between
7 tribes and the state.

8 (2) In 1989 the governor signed the Centennial Accord on behalf
9 of the state, along with federally recognized tribes of the state, to
10 achieve mutual tribal-state goals through an improved relationship
11 and shared respect between sovereign governments. The Centennial
12 Accord provided a framework and procedures for implementing this
13 government-to-government relationship. In 1999, the governor and the
14 tribes signed the New Millennium Agreement, which reaffirmed the
15 commitments of the Centennial Accord, and strengthened the foundation
16 for government-to-government relations and cooperation. The New
17 Millennium Agreement specifically called upon the legislature, "to
18 establish a structure to address issues of mutual concern to the
19 state and tribes." Washington has also recognized a similar
20 commitment to government-to-government relationships with federally
21 recognized tribes located out of state who have treaty reserved
22 rights within Washington.

23 (3) The legislature recognizes that the executive branch has
24 established and continues its efforts to improve and promote a
25 government-to-government relationship, and further recognizes, as a
26 coequal branch of state government, its own responsibility and role
27 in maintaining a government-to-government relationship with the
28 tribes of this state and tribes located out of state with treaty
29 reserved rights within Washington. The legislature has a particular
30 concern and interest in growing and maintaining strong relationships
31 with the tribes to preserve, protect, and manage resources, and
32 recognizes that tribes have specific reserved treaty rights

1 including, but not limited to, the right of taking fish and to hunt
2 within the state.

3 (4) For these reasons, the legislature intends to establish a
4 joint committee to address issues of mutual concern to the tribes and
5 the state.

6 (5) This section expires July 1, 2026.

7 NEW SECTION. **Sec. 2.** (1)(a) A joint committee on tribal-state
8 relations is established, with members as provided in this subsection
9 (1).

10 (i) The president of the senate must appoint four members from
11 each of the two largest caucuses of the senate.

12 (ii) The speaker of the house of representatives must appoint
13 four members from each of the two largest caucuses of the house of
14 representatives.

15 (b) Executive agencies, including the department of fish and
16 wildlife, the department of natural resources, and the governor's
17 office of Indian affairs, must cooperate with the committee and
18 provide information as the cochairs may reasonably request.

19 (c) The committee must choose its cochairs from among its
20 membership. The two cochairs must represent different chambers as
21 well as different political parties.

22 (2) The committee must serve as a forum for effective government-
23 to-government communications and seek to foster resolution of issues
24 of mutual concern between the tribes and the state. The committee
25 must consider the needs and concerns of:

26 (a) Tribal groups and organizations in Washington, as well as the
27 needs and concerns of all American Indians in Washington; and

28 (b) Federally recognized tribes located out of state who have
29 treaty reserved rights within Washington.

30 (3) The cochairs may schedule up to two meetings per year, at
31 least one of which must be scheduled in Olympia to coincide with
32 committee assembly meetings convened by either the senate or the
33 house of representatives. Committee meetings must be scheduled and
34 conducted in accordance with the requirements of both the senate and
35 the house of representatives. By December 15th of each year, and in
36 compliance with RCW 43.01.036, the cochairs must develop and submit
37 an annual report of committee activities, findings, and
38 recommendations to the governor and the legislature.

1 (4) Staff support for the committee is provided by senate
2 committee services and the house of representatives' office of
3 program research.

4 (5) Legislative members of the committee are reimbursed for
5 travel expenses in accordance with RCW 44.04.120.

6 (6) The expenses of the committee must be paid jointly by the
7 senate and the house of representatives. Committee expenditures are
8 subject to approval by the senate facilities and operations committee
9 and the house of representatives executive rules committee, or their
10 successor committees.

11 (7) The committee may not abrogate or supersede negotiations or
12 relations that any Indian tribe, band, or group might have or develop
13 individually with any state, federal, or local government.

14 (8) This section expires July 1, 2026.

15 NEW SECTION. **Sec. 3.** Sections 1 and 2 of this act constitute a
16 new chapter in Title 44 RCW.

17 NEW SECTION. **Sec. 4.** If specific funding for the purposes of
18 this act, referencing this act by bill or chapter number, is not
19 provided by June 30, 2018, in the omnibus appropriations act, this
20 act is null and void."

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21 On page 1, line 1 of the title, after "relations;" strike the
22 remainder of the title and insert "adding a new chapter to Title 44
23 RCW; creating a new section; and providing expiration dates."

EFFECT: (1) Provides clean up and clarification throughout the
bill.

(2) Requires that the committee consider the needs and concerns
of federally recognized tribes located out of state who have treaty
reserved rights within Washington.

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