

SHB 2571 - H AMD 1170

By Representative Goodman

ADOPTED 02/16/2020

1 On page 7, after line 16, insert the following:

2 "Sec. 4. RCW 77.15.700 and 2012 c 176 s 35 are each amended to
3 read as follows:

4 (1) The department shall revoke a person's recreational license
5 or licenses and suspend a person's recreational license privileges
6 in the following circumstances:

7 (a) Upon conviction, if directed by statute for an offense.

8 (b) Upon conviction, failure to appear at a hearing to contest
9 an infraction or criminal charge, or an unvacated payment of a fine
10 or a finding of committed as a final disposition for any infraction,
11 if the department finds that actions of the defendant demonstrated a
12 willful or wanton disregard for conservation of fish or wildlife.

13 Suspension of privileges under this subsection (~~may be~~) is
14 permanent.

15 (c) If a person is convicted, fails to appear at a hearing to
16 contest an infraction or criminal citation, or has an unvacated
17 payment of a fine or a finding of committed as a final disposition
18 for any infraction, twice within ten years for a violation involving
19 unlawful hunting, killing, or possessing big game. Revocation and
20 suspension under this subsection must be ordered for all hunting
21 privileges for at least two years and up to ten years.

22 (d) If a person violates, three times or more in a ten-year
23 period, recreational hunting or fishing laws or rules for which the
24 person: (i) Is convicted of an offense; (ii) has an unvacated
25 payment of a fine or a finding of committed as a final disposition
26 for any infraction; or (iii) fails to appear at a hearing to contest
27 an infraction or a criminal citation. Revocation and suspension

1 under this subsection must be ordered of all recreational hunting
2 and fishing privileges for at least two years and up to ten years.

3 (2)(a) A violation punishable as an infraction counts towards
4 the revocation and suspension of recreational hunting and fishing
5 privileges under this section if that violation is:

6 (i) Punishable as a crime on July 24, 2005, and is subsequently
7 decriminalized; or

8 (ii) One of the following violations, as they exist on July 24,
9 2005: RCW 77.15.160; WAC 220-56-116; WAC 220-56-315(11); or WAC
10 220-56-355 (1) through (4).

11 (b) The commission may, by rule, designate infractions that do
12 not count towards the revocation and suspension of recreational
13 hunting and fishing privileges.

14 (3) If either the deferred education licensee or the required
15 nondeferred accompanying person, hunting under the authority of RCW
16 77.32.155(2), is convicted of a violation of this title, fails to
17 appear at a hearing to contest a fish and wildlife infraction or a
18 criminal citation, or has an unvacated payment of a fine or a
19 finding of committed as a final disposition for any fish and
20 wildlife infraction, except for a violation of RCW 77.15.400 (1)
21 through (4), the department may revoke all hunting licenses and tags
22 and may order a suspension of either or both the deferred education
23 licensee's and the nondeferred accompanying person's hunting
24 privileges for one year.

25 (4) A person who has a recreational license revoked and
26 privileges suspended under this section may file an appeal with the
27 department pursuant to chapter 34.05 RCW. An appeal must be filed
28 within twenty days of notice of license revocation and privilege
29 suspension. If an appeal is filed, the revocation and suspension
30 issued by the department do not take effect until twenty-one days
31 after the department has delivered an opinion. If no appeal is filed
32 within twenty days of notice of license revocation and suspension,
33 the right to an appeal is waived, and the revocation and suspension
34

1 take effect twenty-one days following the notice of revocation and
2 suspension.

3 (5) A recreational license revoked and privilege suspended under
4 this section is in addition to the statutory penalties assigned to
5 the underlying violation."

6
7 Renumber the remaining section consecutively and correct any
8 internal references accordingly.

9
10 Correct the title.

11

EFFECT: Modifies the requirements for revocation and
suspension of recreational licenses issued by the Department of Fish
and Wildlife (DFW) by making the following changes:

- Requires permanent suspension of a person's recreational hunting
and fishing privileges in certain circumstances, if the DFW
finds that the person demonstrated a willful or wanton
disregard for conservation of fish or wildlife.
- Provides that a person's hunting and fishing privileges must be
suspended for at least two years and may be suspended for up to
ten years if the person is convicted of an infraction twice
within ten years for violating rules involving big game or
violates recreational hunting or fishing laws three or more
times in a ten year period.

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