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**SUBSTITUTE HOUSE BILL 1555**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** House Community Safety, Justice, & Reentry (originally sponsored by Representatives Lekanoff, Goodman, Pollet, Davis, and Doglio)

READ FIRST TIME 02/17/23.

1 AN ACT Relating to extradition of persons to and from Indian  
2 jurisdiction; and adding a new section to chapter 10.31 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 10.31  
5 RCW to read as follows:

6 (1) Any time that this state seeks the extradition of a person  
7 over whom the tribe has criminal jurisdiction from within the  
8 jurisdiction of an Indian tribe in this state, this state shall  
9 comply with all applicable requirements of tribal extradition law.

10 (2) An Indian tribe that permits extradition by this state of  
11 persons from within the tribe's jurisdiction may request the  
12 extradition of persons subject to a tribal court warrant from state  
13 jurisdiction pursuant to this section.

14 (3) An Indian tribe shall direct a demand for extradition to the  
15 county prosecuting attorney of the county in which the tribe is  
16 located, or where the person demanded is thought to be located, or to  
17 the attorney general.

18 (4) A written demand for extradition by an Indian tribe shall be  
19 recognized if the demand is accompanied by both:

20 (a) A copy of a warrant issued for the person; and

1 (b) A criminal complaint or sworn statement made before a tribal  
2 judge substantially charging the person demanded with the commission  
3 of a crime under tribal law, with escape from confinement, or with a  
4 violation of probation or parole.

5 (5) Unless agreed otherwise, an Indian tribe that requests  
6 extradition from any area under state jurisdiction must reimburse the  
7 reasonable costs of such extradition, and if any state jurisdiction  
8 requests extradition from an Indian tribe, it shall likewise  
9 reimburse the tribe for the reasonable costs of such extradition.

10 (6) This act is not intended to and does not diminish the  
11 authority of the state or local jurisdictions to enter into  
12 government-to-government agreements with Indian tribes, including  
13 mutual aid and other interlocal agreements, concerning the  
14 extradition of persons within their jurisdiction, does not diminish  
15 the validity or enforceability of any such agreements, and is not  
16 intended to and does not expand or diminish the authority of the  
17 state or local jurisdictions to arrest individuals over whom they  
18 have jurisdiction within Indian reservations.

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