



SQUAXIN ISLAND TRIBE

WEST 81 HIGHWAY 108
SHELTON, WASHINGTON 98584
(206) 426-9781

RESOLUTION NO. 86-36

**of the
SQUAXIN ISLAND TRIBAL COUNCIL**

WHEREAS, the Squaxin Island Tribal Council is the governing Body of the Squaxin Island Tribe of Indians by the authority of the Constitution and By-laws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

WHEREAS, it is within the Squaxin Island Tribe's authority to regulate the taking of game animals by its Tribal members within the Tribe's usual and accustomed hunting areas; and

WHEREAS, the Squaxin Island Tribal Council has adopted Resolution No. 84-63 which regulates hunting activities of the Squaxin Island Tribal Members.

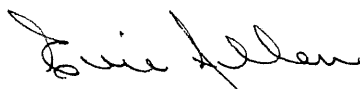
NOW THEREFORE BE IT RESOLVED, the Squaxin Island Tribal Council does hereby adopt the BIG GAME HUNTING REGULATIONS, 1986-1987 as set forth in the attached, to be effective September 1, 1986.

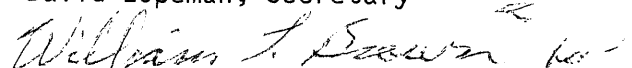
C E R T I F I C A T I O N

The Squaxin Island Tribal Council does hereby certify that the foregoing Resolution was adopted at a regular meeting of the Squaxin Island Tribal Council, held on this 28th day of August, 1986, at which time a quorum was present and was passed by a vote of 4 for 0 against, and 0 abstentions.


David W. Whitener, Chairman

Attested by:


Evie Allen, Vice Chairperson

David Lopeman, Secretary


BIG GAME HUNTING REGULATIONS

1986 - 1987

The Squaxin Island Tribe Hunting Commission hereby expressly opens all open and unclaimed lands and other lands open to hunting within the Squaxin Island Tribe's usual and accustomed hunting area to the hunting of deer and elk by Tribal members. Effective opening and closing dates September 1, 1985 through February 28, 1986 (or if closed by the Squaxin Island Hunting Commission and/or the Squaxin Island Tribal Council).

- 1) All Tribal members who are 18 years of age or older who intend to, or engage in, the exercise of Squaxin Island Tribe's secured treaty hunting rights shall obtain a Tribal hunting permit from the Squaxin Island Tribe Hunting Commission and shall carry such hunting permit, together with the member's treaty enrollment card and/or treaty fishing identification card on their person at all times while engaging in treaty hunting activities, including the transportation of game animals or their parts after the hunt.
 - a) A non-member spouse must be accompanied by the Tribal member spouse or Tribal member child (10 -18 years of age). Proper identification must be on the holder's person at all times while engaging in treaty hunting activities. This identification includes the spouse's fishing identification card and the Tribal member will need his/her treaty enrollment card and/or treaty fishing identification card. The permit must include the names of all those who are involved.
- 2) Each hunter may be issued one permit for one deer and/or elk (only two deer or elk per family per year). Each permit shall be effective until February 28, 1986 or until one deer or elk is killed or if closed by the Hunting Commission and/or the Tribal Council. At the time of the kill, a tag will be placed on the carcass of the animal with proper information on the tag indicating the type of kill, date killed, area taken from and signature of the Tribal member. All of this information will be returned to the Squaxin Island Tribe. No new Tribal hunting permit or tags shall be issued to a Tribal member until all prior expired permits issued to that member have been returned to the Tribal office.
- 3) Permits may be issued to a group of 2 to 5+ Tribal members, upon request for such a permit to obtain deer or elk for Ceremonial or Subsistence purposes for community programs and/or activities. Such permits shall specify the names of each Tribal member in the hunting group and the number of animals (not to exceed one per member) authorized to be taken.

- 4) Hunting shall be from daylight to dusk; hunting after dusk and the use of torches or spotlights is expressly forbidden during the state open hunting season for all citizens. Hunting by Tribal members with the use of torches or spotlights at other times of the year is prohibited unless specifically authorized by the Squaxin Island Tribe Hunting Commission and/or Tribal Council for the purpose of allowing special Ceremonial or Funeral needs to be met within a limited period, and any such special authorization shall be expressly noted on the Tribal hunting permit (except on Squaxin Island Reservation).
- 5) In the event that the hunting permit is found to be in the possession of someone other than the intended Tribal member, or any other violation against this hunting regulation is committed by the permit holder, that Tribal member shall not be eligible for application for another permit for one year, beginning on the date of conviction.
- 6) Open application dates for hunting permits shall be the last five working days of the month prior to the "open" month, at which time Tribal members wishing to obtain a hunting permit may apply. Issuance shall take place on the first working day of each month. In the event that a permit is misplaced or lost, the holder must wait until the next "open application" period before applying for another permit and the misplaced or lost permit shall be voided.
- 7) Tribal members not compliant with the above listed regulations, or any other regulations listed by Resolution of the Squaxin Island Tribe, shall be revoked from the list of Tribal members eligible for hunting permits for one year beginning on the date of conviction.
- 8) Hunting of female deer or elk is prohibited unless specifically authorized by the Squaxin Island Tribe Hunting Commission and/or Tribal Council and any such special authorization shall be expressly noted on the Tribal hunting permit.

FIREARM REGULATIONS

Unlawful firearms for hunting:

- 1) A fully automatic firearm.
- 2) A handgun, except deer, bear or cougar may be hunted with:
 - a) A .41 magnum, .44 magnum, .44 automatic magnum, or .45 Winchester magnum provided it:
 - i) Has a minimum barrel length of four inches and,

- ii) Uses a centerfire cartridge which is loaded with a mushrooming or expanding type bullet or 100 grains or heavier bullet weight (or 25 grains - deer only).
- b) Any handgun .240 caliber or larger provided it:
 - i) Has a minimum barrel length of six inches and,
 - ii) Uses a centerfire cartridge with a minimum overall length (including bullet) of at least two inches which is loaded with a mushrooming or expanding type bullet of 100 grains or heavier bullet weight.
- 3) A rifle with a bore diameter less than .240 of an inch (6 mm) or barrel length less than 16 inches.
- 4) A rifle cartridge with a bullet weighing less than 85 grains or that develops less than 900 foot-pounds (599 foot-pounds - deer only) of energy at 100 yards.
- 5) A rifle cartridge containing a bullet other than a mushrooming or expanding type designed for big game hunting.
- 6) A shotgun, provided that a 20 gauge, or larger shotgun, using shells loaded with slugs or buckshot size #1 or larger, may be used to hunt deer and bear.

It is unlawful to hunt:

- 1) Game birds with a shotgun capable of holding more than three shells.
- 2) Game birds or game animals except bullfrogs in a manner other than with a firearm, a bow and arrow or by falconry.
- 3) Game birds or game animals with a shotgun larger than a 10 gauge.
- 4) Game birds with a rifle or pistol, with the exception of blue grouse, spruce grouse and ruffed grouse.

BOW AND ARROW REGULATIONS

Bow and arrow requirements:

- 1) It is unlawful for any person to hunt any big game animals with a bow that possesses less than 40 pounds of pull measured at 28 inches or less.

- 2) It is unlawful to hunt big game animals with any arrows other than those having sharp broadhead blade or blades at least 7/8 inches wide. The broadhead must be unbarbed and completely closed at the back ends of the blade or blades by a smooth, unbroken surface starting at maximum blade width forming a smooth line toward the feather end of the shaft and such line shall not angle toward the point.
- 3) It is unlawful to shoot at wildlife with an arrow from a vehicle or from across or along the maintained portion of a public highway.
- 4) It is unlawful to use any device secured to or supported by the bow for the purpose of maintaining the bow at a firing position.
- 5) Special permits may be issued in these areas for rifle use by the Hunting Commission and/or Tribal Council.

MUZZLELOADING FIREARM REGULATIONS

Muzzleloading firearms:

- 1) It is unlawful to carry or possess any firearm during special primitive muzzleloading seasons which does not meet the following definition of muzzleloader:

Muzzleloader means a single or double barrel wheel lock, matchlock, flintlock, or percussion rifle or musket with exposed ignition in which the black powder and ball or bullet must be loaded from the muzzle. If the rifle has a removable breech plug, such removal must require the use of tools. Minimum barrel length is 20 inches and a minimum caliber of 40. Ignition is to be the wheel lock, matchlock, flintlock or percussion, using original style percussion caps that fit on the nipple and are exposed to the elements. Sights must be metal. Telescopic sights or sights containing glass are prohibited.
- 2) This section shall not apply to the carrying of a handgun designed for black powder use only.
- 3) This section shall not apply to persons lawfully hunting game birds with a shotgun.
- 4) Only one barrel of a double barrel muzzleloader may be loaded at any one time while hunting in a special primitive muzzleloading season.
- 5) It is unlawful to use a blackpowder substitute in a muzzleloading firearm during special primitive muzzleloading season.

- 6) Special permits may be issued in these areas for rifle use by the Hunting Commission and/or Tribal Council.

HUNTING RESTRICTION VIOLATIONS

It is unlawful to:

- 1) Hunt big game with a spotlight or other artificial light. (Exception - specific authorization by the Squaxin Island Tribe Hunting Commission and/or Tribal Council may be granted for the purpose of allowing special Ceremonial or Funeral needs to be met within a limited period, and any such special authorization shall be expressly noted on the Tribal hunting permit. However, no special authorization needed for Squaxin Island Indian Reservation.)
- 2) Hunt, process or control protected wildlife or endangered species.
- 3) Destroy or possess the nests or eggs of game birds or protected wildlife.
- 4) Allow game animals or game birds taken to be wasted needlessly.
- 5) Use a vehicle, aircraft or boat to concentrate or harrass wild animals or wild birds.
- 6) Allow a non-authorized person to tag a big game animal taken by the permit holder or to assist a non-authorized peron in killing a big game animal which the permit holder is not licensed to hunt. (Party hunting is illegal except on special permits.)
- 7) Possess wildlife taken by another person without a written statement showing the name, address and signature of the hunter; license and/or tag number; date, county and area where the wildlife was taken.
- 8) Possess wildlife in the field or during transport unless the feathered heads are left attached to all game birds and the heads of all big game animals accompany the carcass.
- 9) Allow accompaniment of a dog while hunting for deer or elk.
- 10) Fail to stop and produce wildlife in possession and appropriate licenses, permits, tags, stamps or punchcards at check stations established by the Squaxin Island Tribe and/or Washington State Department of Game.

SAFETY VIOLATIONS

It is unlawful to:

- 1) Carry, transport, convey, possess or control in or on any motor vehicle a rifle or shotgun containing shells or cartridges in either the chamber or magazine; or a muzzleloading firearm that is loaded and capped or primed.
- 2) Shoot a firearm from across or along the maintained part of any public highway.
- 3) Hunt while under the influence of intoxicating liquor or drugs.
- 4) Shoot at wild animals or wild birds while they are on any telephone or electrical line or pole, its crossarm or insulator.
- 5) Shoot a firearm within 1000 feet of houses or other populated areas without permission of the land owner(s). The hunter must contact the owner(s) or person(s) controlling the property and receive permission before hunting.

PROTECTED WILDLIFE

It is illegal to kill or possess any of the following animals (including parts of them) without specific authorization of the Squaxin Island Tribe Hunting Commission and/or Tribal Council. (Specific authorization may be obtained from the Hunting Commission and/or Tribal Council for the sole purpose of allowing special Ceremonial needs to be met within a limited period of time. Any such authorization shall be expressly noted on the Tribal hunting permit along with U.S. Fish & Wildlife permits for off Reservation only).

Grizzly bear, caribou, sea otter, fisher, wolverine, wolf, gray squirrel, Douglas squirrel, red squirrel, flying squirrel, golden-mantled ground squirrel, fox squirrel, chipmunks, cony or pika, hoary marmot, pigmy rabbit, wild turtles, whales, porpoises, dolphins, seals, sea lions and all birds not classified as game birds except starling, English sparrow, crow and magpie.

PROPERTY LAWS

It is unlawful to:

- 1) Remove, possess or damage printed material or signs placed by authority of the Tribal Hunting Commission and/or the Washington State Game Commission.
- 2) Place or leave litter on any land, either public or private, which is not owned by the hunter.

- 3) Take a wild animal from another person's trap without permission or damage or destroy a trap.

LICENSE PRIVILEGES

License privileges shall be revoked for:

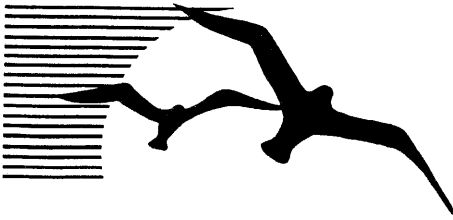
- 1) Hunting accidents - anyone who shoots another person or livestock while hunting will have their hunting privileges revoked until reviewed by the Squaxin Island Hunting Commission and Tribal Council.
- 2) It shall be unlawful for any Tribal member, or any other person authorized to participate in treaty hunting privileges to violate or to commit a violation of any listed regulation or any other regulation listed by resolution of the Squaxin Island Hunting Commission and/or Tribal Council. Any person that commits any of the acts designated as Class A gross misdemeanors, gross misdemeanors or misdemeanors shall be subject to the sanctions set forth by the Tribal and/or state penalty schedules.
- 3) Tribal Hunting Penalty Schedule:
 - a) Class A Gross Misdemeanors
 - i) For the first conviction, by a fine of up to TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS and/or loss of hunting privileges for one year.
 - ii) For the second conviction, by a fine of not less than TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS nor more than FIVE HUNDRED and no/100 (\$500.00) DOLLARS, or by imprisonment for up to fifteen (15) days and/or loss of hunting privileges for two years.
 - iii) For the third or subsequent conviction, by a fine of FIVE HUNDRED and no/100 (\$500.00) DOLLARS or by imprisonment for up to thirty (30) days and/or loss of hunting privileges for three years.
 - b) Gross Misdemeanors
 - i) For the first conviction, by a fine of up to ONE HUNDRED FIFTY and no/100 (\$150.00) DOLLARS and/or loss of hunting privileges for one year.
 - ii) For the second conviction, by a fine of not less than ONE HUNDRED FIFTY and no/100 (\$150.00) DOLLARS and/or loss of hunting privileges for two years.

- iii) For the third or subsequent conviction, by a fine of not less than TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS nor more than FIVE HUNDRED and no/100 (\$500.00) DOLLARS and/or loss of hunting privileges for three years.
- c) Misdemeanors
- i) For the first conviction, by a fine of up to FIFTY and no/100 (\$50.00) DOLLARS and/or loss of hunting privileges for one year.
 - ii) For the second conviction, by a fine of ONE HUNDRED and no/100 (\$100.00) DOLLARS and/or loss of hunting privileges for two years.
 - iii) For the third and subsequent conviction, by a fine of up to TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS and/or loss of hunting privileges for three years.

LICENSE AND TAG VIOLATIONS

It is unlawful to:

- 1) Buy, possess, or attempt to obtain any license, tag or permit by using false information, or when such license privilege has been revoked; purchase or possess more than one of each license, tag (except spring bear), permit or stamp during the same year, unless it is a legally-obtained duplicate.
- 2) Transfer, loan to or borrow from another person, any license, tag, permit or stamp.
- 3) Refuse to show a license, tag or permit, or display wildlife taken when asked to do so by a wildlife agent or other law officer.
- 4) Fail to immediately cut out and remove completely the appropriate notch on the tag noting the day and month of the kill, and to fail to attach the tag to the carcass of any big game animal or wild turkey taken.
- 5) Transport any big game animal or wild turkey without the proper tag attached. The tag must also remain with these species while the edible parts are retained.
- 6) Possess or export the pelts of bobcat, Canada lynx or river otter taken in Washington State or any of these animal's parts without the proper tags. (Pelts must be tagged within 10 days of the closing of the applicable season.)



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TRIBAL HUNTING PENALTY SCHEDULE

1. Class A Gross Misdemeanors:

- a) For the first conviction, by a fine of up to TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS and loss of hunting privileges for one year.
- b) For the second conviction, by a fine of not less than TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS nor more than FIVE HUNDRED and no/100 (\$500.00) DOLLARS, or by imprisonment for up to fifteen (15) days and loss of hunting privileges for two years.
- c) For the third or subsequent conviction, by a fine of FIVE HUNDRED and no/100 (\$500.00) DOLLARS or by imprisonment for up to thirty (30) days and loss of hunting privileges for three years.

The following acts shall be deemed Class A Gross Misdemeanors:

Hunting without a permit.
Hunting in a closed area.
Over bag limits.
Shooting at a person or livestock.
Sale of Deer or Elk meat.
Any violations of protected wildlife.
License and tag violations #(3), (4).
Hunting restriction violations #(1), (2).

2. Gross Misdemeanors:

- a) For the first conviction, by a fine of up to ONE HUNDRED FIFTY and no/100 (\$150.00) DOLLARS and/or loss of hunting privileges for one year.
- b) For the second conviction, by a fine of not less than ONE HUNDRED FIFTY and no/100 (\$150.00) DOLLARS and/or loss of hunting privileges for two years.

- c) For the third or subsequent conviction, by a fine of not less than TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS nor more than FIVE HUNDRED and no/100 (\$500.00) DOLLARS and/or loss of hunting privileges for three years.

The following acts shall be deemed as Gross Misdemeanors:

Hunting restriction violations 3 through 10.
Safety violations 1 through 5.
License and tag violations #(1), (2), (5), (6).

3. Misdemeanors:

- a) For the first conviction, by a fine of up to FIFTY and no/100 (\$50.00) DOLLARS and/or loss of hunting privileges for one year.
- b) For the second conviction, by a fine of ONE HUNDRED and no/100 (\$100.00) DOLLARS and/or loss of hunting privileges for two years.
- c) For the third or subsequent conviction, by a fine of up to TWO HUNDRED FIFTY and no/100 (\$250.00) DOLLARS and/or loss of hunting privileges for three years.

The following acts shall be deemed as Misdemeanors:

Not turning in information of a kill.
Property laws 1 through 3.
Any firearm regulation.
Any bow and arrow regulation.
Any muzzleloading regulation.

It shall be unlawful for any Tribal member, or any other person authorized to participate in treaty hunting privileges, to violate or to commit a violation of any listed regulation or any other regulation listed by resolution of the Squaxin Island Hunting Commission and/or Tribal Council. Any person that commits any one of the acts designated as a Class A Gross Misdemeanor, Gross Misdemeanor, or Misdemeanor shall be subject to the sanctions set forth by the Tribal and/or state penalty schedules.