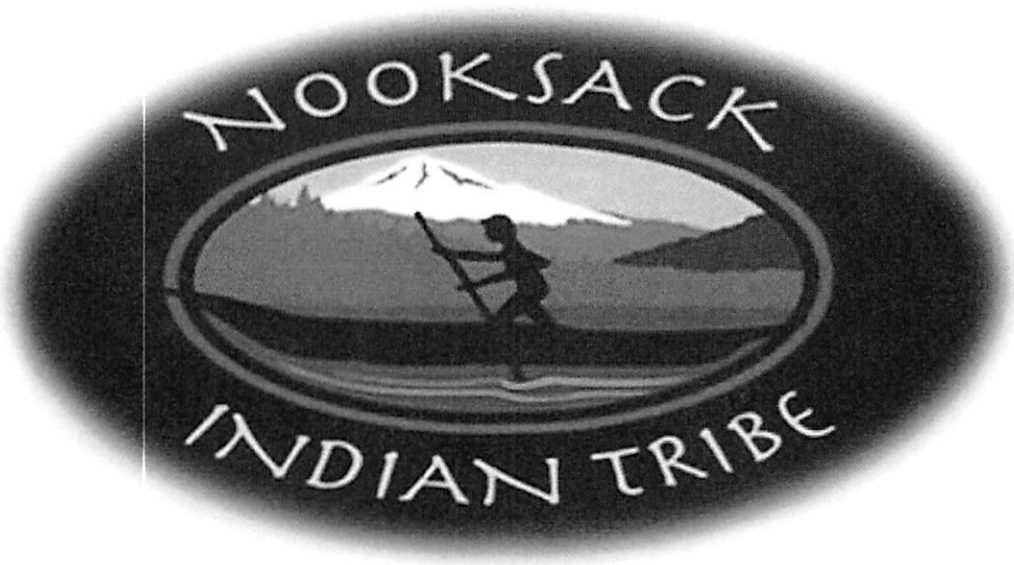


**2019-2020**

**HUNTING SEASON REGULATIONS**





**Game Management Units for the Nooksack Tribal Hunters are referred to and recognized by the Nooksack Indian Tribe as, "Nooksack Game Management Units" (NGMU).**

**1. (a)POLICY**

The harvest levels set by these regulations are based on the subsistence and ceremonial needs of the Nooksack Indian Tribe. The Limits set by these regulations do not reflect the future needs of the Tribe, which will vary with changes in tribal population, ceremonial life, economic conditions and other factors.

**(b)EFFECTIVE DATE**

These regulations shall be effective upon adoption by resolution of the **Nooksack Tribal Council.**

**2. PERMITS/I.D. REQUIRED**

All persons hunting with Tags issued by the Nooksack Indian Tribe must possess a valid tribally issued or BIA Treaty Hunting identification card, or other appropriate tribal ID, while exercising Nooksack Tribal Hunting Rights. Possession of the BIA ID or a valid tribally issued identification card constitutes a Nooksack Hunting permit and allows a hunter to obtain game tags and to hunt game birds subject to limitations in these regulations and in the Nooksack Hunting Code.

### 3. HUNTERS UNDER AGE 16

Unaccompanied hunters age 16 and younger, must have completed a firearms safety course and provide proof of completion before any tags will be issued. All hunters under age 14 must be accompanied by an adult while hunting.

### 4. GAME TAGS

Tags are required for hunting deer elk, bear, cougar, and mountain goats. Tags may be obtained in person or by mail from the Nooksack Natural Resources Office during regular business hours or from the Nooksack Market Center.

When purchasing a game tag in person, the hunter must present valid tribally issued ID or BIA Fishing and Hunting I.D. card. When purchasing a game tag by mail, the hunter must mail a request for a tag with a copy of the BIA Fishing and Hunting I.D. card and the required fee.

**NOTICE TO HUNTERS:** No tag will be issued to any hunter for the 2019-2020 season unless he or she has returned all tags from the 2018-2019 seasons and/or has satisfied any sentence imposed by the Tribal court for hunting violations. Hunters must report their hunting activity for each tag (deer/elk, bear, cougar and mountain goat) purchased for the 2018-2019 hunting season(s). Each tag must be turned in to Nooksack Natural Resources Office within thirty (30) days after the applicable season(s), to avoid the ten dollars (\$10.00) penalty. This includes Special Permit Tags. Hunters who do not turn in their tags by the applicable deadline(s) must pay a ten dollar (\$10.00) penalty before they can purchase a tag for the following year. (If a hunter owes a fine for a hunting violation, but is current in his or her court-ordered payments, a tag may be issued.)

A tag must have the following information marked at the time it is issued to be valid; tag number, species, sex (antlered or either sex), type of hunt (subsistence or ceremonial), valid dates, hunter's Enrollment I.D. number, Hunter's signature and an authorized signature by a Hunting Commissioner for the Nooksack Tribe. Members authorized to sign tags shall be the Chairman, Vice Chairman and the Recording Secretary.

The fee for tags are: \$10.00 for each deer/elk tag and \$15.00 for each Cougar, Bear and Mt. Goat tag. Tag fees are waived to elders aged 55 and older, disabled hunters and Veterans with valid military identification.

## **5. LOST TAG(s), HARVEST REPORT**

Lost game tags must be reported to commission Chair, vice-chair or the Natural Resources Office Manager no later than the last day of the hunting season. Replacement tags for all species shall be \$7.50. If a hunter fails to report a tag as lost prior to the end of the season, he or she cannot use loss of tag as a defense if he or she is charged with failure to report bagged game. All tags, whether an animal was killed or not, must be returned to the Nooksack Natural Resources within thirty (30) days of the expiration date of the tag(s). Hunters will be responsible for the ten dollars (\$10.00) penalty for failure to timely return tag or failure to report tag as lost or missing (within thirty (30) of season closure).

Game tags, with the harvest report filled by the hunter, must be returned within ten (10) days of the killing of big game animals. Animals taken in areas not listed as a NGMU must include the Washington State's GMU area for harvest information purposes.

Return tags to the Nooksack Natural Resources office during regular business hours or by mail. Two deer/elk tags may be picked up at the same time. Two additional tags may be picked up upon return of the first two tags and that the tag(s) is accounted for in the log book and the harvest data has been completed.

## **6. SPECIAL MOUNTAIN GOAT TAGS**

Fifteen (15) goat permits will be issued (on a first come first serve basis) for special areas indicated on the tag. All areas not specified on the tag are closed to mountain goat hunting. Goat tags will only be good for two (2) months from the date of issue. All goat tags must be turned in within thirty (30) days of expiration, HARVESTED OR NOT.

## **7. SPECIAL ELK TAGS**

Special Elk Tags may be issued for ceremonial purposes or by special drawing.

- a. Special Drawing. Up to 7 (seven) elk will be harvested from NGMU 418 through a special drawing process. Each Tribal Member sixteen (16) of age and older is eligible to purchase a special drawing ticket. Tribal Members 14 and 15 years of age are also eligible with proof of successful completion of Firearm Safety Course. Each Tribal Member shall be limited to one (1) drawing ticket. The cost for special drawing tickets shall be twenty dollars (\$20.00).

The Hunting Commission will hold a public drawing on August 22, 2019. Two (2) weeks prior to the drawing, the Hunting Committee will notify eligible Tribal Members by public notice. Eligible Tribal Members shall purchase a special drawing ticket at Nooksack Natural and Cultural Resources Dept. prior to the drawing.

On the day of the drawing, the Hunting Committee will draw names and place each name on a list in the order drawn. The Hunting Committee will issue a Special Elk Tag to the first individual drawn.

Special Elk Tags issued pursuant to drawing shall be valid for thirteen (13) days from the date of issuance to harvest a Bull Elk. If the Tribal Member is unable to harvest a Bull Elk during the period in which the tag is valid, the next person from the list will receive a Special Elk Tag under the same terms and conditions. All Special Permit Tags shall be identified as such on the tag itself by the authorized issuing officer.

Should the list of hunters run out prior to all seven (7) Bull Elk being harvested, additional tags will be issued in accordance with the process stated herein. If seven (7) Bull Elk are harvested prior to the end of the season, no additional special drawing tickets shall be issued.

- b. Special Ceremonial Elk Tags. Special Ceremonial Elk Tags will be authorized by the Hunting Committee, in accordance with § 11 herein, with the approval of the Nooksack Tribal Council. Special Permit Tags may be issued by the Committee Chairman, the Recording Secretary and/or the Point of Contact. All Special Permit Tags shall be identified as such on the tag itself by the authorized issuing officer.

## **8. TRANSPORTATION OF BIG GAME**

Transportation of big game shall have appropriate tag(s) attached to the animal(s). A hunter is authorized to transport another hunter's game, provided the animal is tagged properly with the appropriate hunter and harvest information.

## **9. DAILY DEER/ELK LIMIT-HUNTERS SHALL NOTCH OUT DEER AND ELK HARVEST.**

A hunter shall kill no more than one (1) elk per day. Any person who kills more than one (1) elk per day shall be guilty of exceeding the bag limit, section 35.04.060 of the Nooksack Hunting Code. When a deer or elk is harvested, the hunter shall immediately complete the game tag in full and notch out to indicate the species harvested. Failure to complete the game tag in full and notch out to indicate species harvested shall be a violation of section 35.04.070 of the Nooksack Hunting Code.



#### 10. AREA OPEN

When a season is open, all open and unclaimed lands reserved by the Nooksack Indian Tribe under the Treaty of Point Elliott are open to specified hunting seasons except:

- Areas closed to general public by the U.S. Forest Services.
- Areas not specified on the Nooksack Special Goat tag are closed to mountain goat hunting.
- NGMU 418 is open with restrictions. No Elk shall be taken from NGMU 418 unless the hunter is issued a Special



Permit by the authorized Nooksack Tribe Hunting  
Commission member(s).

Hunters accessing Private Lands shall obtain landowner permission prior to entry. Access into Private Industrial Timberland(s) \*\* shall be in compliance with agreements between the Nooksack Indian Tribe and the Private Industrial Landowner(s).

**\* PUBLIC NOTICE: THE NOOKSACK INDIAN TRIBE, AS A SIGNATORY OF THE TREATY OF POINT ELLIOT, POSSESSES THE RIGHT TO HUNT ON "OPEN AND UNCLAIMED LAND." THE NOOKSACK INDIAN TRIBE AND THE STATE OF WASHINGTON HAVE NOT AGREED AS TO THE SCOPE OF THE TERM "OPEN AND UNCLAIMED". AS SUCH, WASHINGTON STATE WILDLIFE ENFORCEMENT OFFICERS ENFORCE WASHINGTON LAW IN ACCORDANCE WITH THE DECISIONS IN STATE V. CHAMBERS, 81 WN.2D 929 (1973) AND STATE V. BUCHANAN, 138 WN.2D 186 (1999), WHICH MAY INCLUDE CITING TRIBAL HUNTERS FOUND TO BE HUNTING ON PRIVATE INDUSTRIAL TIMBERLANDS OR PRIVATELY OWNED LANDS EVEN WITH OWNER PERMISSION.**

*Private properties:*

*Private lands: Any block of land held in private (non-governmental) ownership.*

*Private industrial timberlands: Large blocks (640 acres or greater) of privately-owned forests that are capable of growing a merchantable stand of timber and/or being managed for commercial timber harvest.*

#### **11. (a) CEREMONIAL HUNTING**

Ceremonial hunting permits will be approved and issued by the Hunting Commission. Nooksack Tribal Law Enforcement will be notified of hunters using Ceremonial tag(s). Permits issued for ceremonial purposes are in addition to those as authorized in section 13. Ceremonial permits shall not be valid for more than six (6) consecutive days.

\*In cases of a ceremonial permit, failure to deliver properly butchered game to the designated ceremonial event coordinator prior to spoilage constitutes waste.

#### **11. (b) EXCEPTIONS FOR CEREMONIAL PERMITS AND DAMAGE CONTROL PERMITS**

By authorization of the Hunting Commission, Ceremonial and Damage Control permits may be issued on a case-by-case basis outside of the dates/times, bag limits and restrictions as listed above.

Ceremonial Permits issued for funerals shall be identified on the tag itself by the issuing officer.

Upon request for Damage Control Assistance, the Hunting Commission may authorize and issue tag(s) for the appropriate Big Game, as authorized in Section 4 and within all areas as provided by the Point Elliot Treaty. Animals harvested while assisting in Damage Control will be in addition to those as authorized in section 13.

**All damage control big game tags shall be indicated on the tag(s) issued by the Hunting Commission and shall not be valid for more than twenty (20) consecutive days. The Hunting Commission shall appoint a hunter, or hunters, for Damage Control Assisted hunting. Nooksack Tribal Law Enforcement will be notified of all Damage Control tags issued.**

## 12. FIREARMS RESTRICTIONS

(Refer to Title 35, Hunting Code, and section 35.04.250)





### 13. SPECIFIC SPECIES AND SEASONS

#### Big Game

The following is a list of the seasonal limits on specific Big Game. These limits do not include ceremonial or damage control tags. All big game listed requires both a Tag Issued by the Commission and a tribally-issued identification card or a BIA issued ID card.

	Limit per General Season	See dates below
Deer/Elk	4 Total	9/1/2019 – 2/28/2020
Bear	2 Total	9/1/2019 - 8/31/2020
Cougar	2 Total	9/1/2019 - 8/31/2020
Mt. Goat	Special Permit Only	9/1/2019 - 8/31/2020

- There are no restrictions for baiting bear.

The following is a list of NGMU's with certain restrictions for both deer and elk.

AREA	Deer	Season	Elk	Season
407 North Sound	Either Sex	9/1/2019- 2/28/2020	Either Sex	9/1/2019- 2/28/2020
418 Nooksack	Either Sex	9/1/2019- 2/28/2020	Special Permit	9/1/2019- 2/28/2020
426 Diablo	Buck Only	9/1/2019- 2/28/2020	Either Sex	9/1/2019- 2/28/2020
437 Sauk Stillaguamish	Either Sex	9/1/2019- 2/28/2020	Bull Only	9/1/2019- 2/28/2020
448 h	Either Sex	9/1/2019- 2/28/2020	Either Sex	9/1/2019- 2/28/2020
450 Cascade	Either Sex	9/1/2019- 2/28/2020	Either Sex	9/1/2019- 2/28/2020
454 Issaquah	Either Sex	9/1/2019- 2/28/2020	Bull Only	9/1/2019- 2/28/2020
460 Snoqualmie	Either Sex	9/1/2019- 2/28/2020	Either Sex	9/1/2019- 2/28/2020
466 Stampede	Buck Only	9/1/2019- 2/28/2020	Bull Only	9/1/2019- 2/28/2020
485 Green River	Either Sex	9/1/2019- 2/28/2020	Bull Only	9/1/2019- 2/28/2020
490 Cedar River	CLOSED	CLOSED	CLOSED	CLOSED
653 White River	Either Sex	9/1/2019- 2/28/2020	Bull Only	9/1/2019- 2/28/2020

**Small Game and Waterfowl**

Although tags are not required for small game and waterfowl, all hunters shall carry, on their person, a tribally-issued identification card or a BIA issued ID card when hunting small game and waterfowl.

SPECIES	RESTRICTIONS	LIMIT	SEASON
Forest Grouse (Blue ruffed and spruce)	Either Sex	5/day	9/1/2019-12/31/2019
Pheasant	Either Sex	3/day	9/1/2019-2/28/2020
Quail	Either Sex	10/day	9/1/2019-12/31/2020
Pigeons	Either Sex	10/day	9/1/2019-2/28/2020
Ducks	Either Sex	10/day	9/1/2019-2/28/2020
(All species)			
Geese	Either Sex	5/day	9/1/2019-2/28/2020
(All species)			
Bobcat	Either Sex	Unlimited	9/1/2019-8/31/2020
Coyote	Either Sex	Unlimited	9/1/2019-8/31/2020
Raccoon	Either Sex	Unlimited	9/1/2019-8/31/2020
Rabbit	Either Sex	Unlimited	9/1/2019-8/31/2020
Turkey	Either Sex	1/day	4/1/2019-10/30/2019
Beaver	Either	Unlimited	4/1/2019-8/31/2020

**14. HUNTING HOURS**

In addition to the restrictions of hunting to the specified dates, unless authorized in Title 35, hunting is also restricted to a half hour before sunrise and a half hour after sunset.

**15. DESIGNATED HUNTER**

- Designated hunter permits will be issued by the Hunting Commission.
- Designated Hunter(s) – Designated hunters must be eligible under Title 35.03.050. Please refer to Nooksack Tribal Hunting Code, Title 35.03.070, Hunting For Another.

**16. HUNTING BIG GAME WITH HOUNDS  
NOOKSACK INDIAN TRIBE  
HOUND HUNTING REGULATION 2018-2019**

**AUTHORITY.** This regulation is issued pursuant to section 35.03.020 of the Nooksack Hunting Code. Violation of this regulation constitutes a violation of the Code and violators will be prosecuted accordingly. This regulation does not represent the full extent of treaty hunting rights and only pertains to the specific activity of hound hunting. Hunting deer or elk with dogs, or accompanied by a dog while hunting deer or elk, shall be a violation of section 35.04.180 of the Nooksack Hunting Code.

**GENERAL CLOSURE.** All areas described in section 35.01.010 of the Nooksack Hunting Code are closed to hunting unless specifically opened by this regulation or the 2018-2019 Hunting Season Regulations previously issued.

**PERMIT/IDENTIFICATION.** All persons hunting under the authority of the Nooksack Indian Tribe must comply with the eligibility and permitting provisions in the Nooksack Hunting Code. The following people are authorized to issue and validate hound hunting permits: (1) Nooksack Natural Resources Department (2) Officers of the Nooksack Hunting Committee.

**GAME TAGS.** Nooksack Tribal Hound Hunting Tags are required for hunting BLACK BEAR, COUGAR, and COYOTE. Tags shall be obtained from the Natural Resources Department and must be validated at the time of purchase by individuals authorized in section 4 of these regulations. Each hunter possessing a valid hunting permit will be allowed:

**BLACK BEAR 2**

**COUGAR 2**

**COYOTE NO LIMIT**

**Raccoon**

**Bobcat**

**TAGS/HARVEST REPORTS TO BE RETURNED.** Game tags, with the harvest report filled in by the hunter and date of kill notched out, must be returned to Nooksack Natural Resources, whether an animal was bagged or not, by the end of the season. Failure to return/report tags shall be a violation of section 35.04.070 of the Nooksack Hunting Code.

**TRANSPORTING BIG GAME.** A valid Nooksack Tribal hound hunting tag must be attached to the animal during transport. The hunter must notch out the date of kill, and fill in the harvest report on the tag prior to transport.

**AREAS OPEN.** Hunting under this regulation is allowed within the boundaries of the Point Elliott Treaty. The Nooksack Game Management Units listed in this section EXCEPT lands within those units which are: a) conspicuously posted, "NO HUNTING"; b) closed due to extreme fire danger; c) State parks; d) National Parks; or e) within 1000 feet of an occupied building or residential area.

*(For areas open for hunt, refer to section 10)*

The following is a summary of safety requirements. Other requirements are set out in full in the text of the Nooksack Tribal Hunting Code and Hunting Regulations.

1. No loaded weapons in or on the vehicle except as authorized under Section 17.
2. No hunting while under the influence of drugs or alcohol.

3. No shooting along or across a public road or highway.
4. No shooting from a motor vehicle except as authorized under Section 17.

## 17. PERSONS WITH DISABILITIES

In order to provide additional access to persons with disabilities, the Nooksack Natural Resources Department may issue a Disabled Hunter's Permit and vehicle placard to persons with disabilities as defined in this section.

"Person with a disability" means:

- (i) A person who has a permanent disability and is not ambulatory over natural terrain without a lower extremity prosthesis or must permanently use a medically prescribed assistive device for mobility, including, but not limited to, a wheelchair, crutch, cane, walker, or oxygen bottle; or
- (ii) A person who has a permanent disability and is physically incapable of holding and safely operating a firearm or other legal hunting device.

This definition includes, but is not limited to, persons with a permanent upper or lower extremity impairment who have lost the use of one or both upper or lower extremities, or who have a severe limitation in the use of one or both upper or lower extremities, or who have a diagnosed permanent disease or disorder which substantially impairs or severely interferes with mobility or the use of one or both upper or lower extremities for holding and safely operating a firearm or other legal hunting device; or

- (iii) A person who is blind or visually impaired.

"Blind or visually impaired" means a central visual acuity that does not exceed 20/200 in the better eye with corrective lenses, or the widest diameter of the visual field does not exceed twenty degrees.

A letter from a physician is required to obtain a Disabled Hunter Permit and placard.

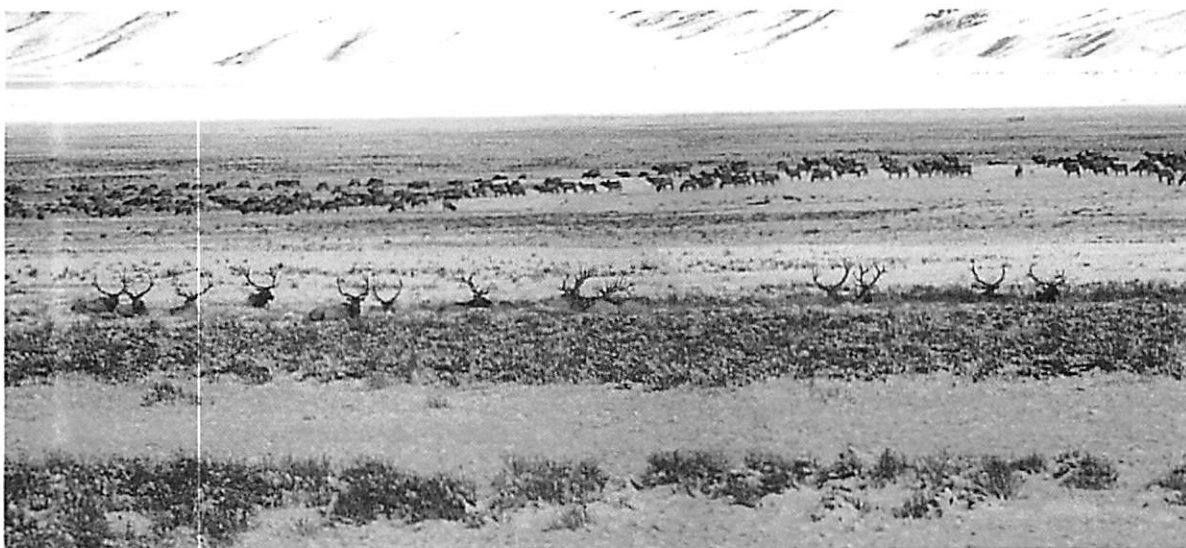
A hunter with a disability must follow all Nooksack hunting regulations and restrictions that apply to all persons hunting with Tags issued by the Nooksack Indian Tribe, except if a disabled hunter is exempt from such regulation by this section.

A hunter with a disability may shoot from a motor vehicle, BUT ONLY if (1) the disabled hunter has a valid Disabled Hunter Permit and the vehicle is displaying an authorized Disabled Hunter placard; and (2) the vehicle is stopped, the motor is turned off and the vehicle is removed from the maintained portion of a public

highway. If the roadway is not paved, and it is impossible for the hunter with a disability to completely remove the vehicle from the roadway, then the hunter may shoot from the vehicle if the vehicle is as far off the roadway as possible. A hunter with a disability may possess a loaded firearm in or on a motor vehicle, BUT ONLY if the person is a hunter with a disability and the vehicle is in compliance with this paragraph.

A Designated Hunter Companion may accompany the disabled hunter to assist in hunting activities. A "Designated Hunter Companion" means a person who assists a hunter with a disability in the stalking, shooting, tracking, retrieving, or tagging of game birds and game animals. A Designated Hunter Companion must have his or her own Tags issued by the Nooksack Indian Tribe, and possess a valid tribally- issued or BIA Treaty Hunting identification card, or other appropriate tribal ID.

The hunter with a disability is not required to accompany the Designated Hunter Companion while tracking an animal wounded by the hunter with a disability, or while tagging or retrieving a downed animal on behalf of the hunter with a disability.



The Nooksack Indian Tribe reserves the right to change and/or modify these regulations at any time.

**Nooksack Indian Hunting Committee**

Mike Kentner	Chairman
Jack Cline	Vice Chairman
Tricia Cline	Recording Secretary
Ross Cline Sr.	Member
Jesse Paez	Member
Jeremy Roberts	Member
George Swanaset JR	Member/Point of contact for Intertribal and State Policy Issues