

2 SHB 1416 - S COMM AMD

3 By Committee on Environment & Natural Resources

4 Adopted 4/12/91 - Voice Vote

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature declares that the public
8 and private propagation, production, protection, and enhancement of
9 fish is in the public interest."

10 "NEW SECTION. **Sec. 2.** Unless the context clearly requires
11 otherwise, the definitions in this section apply throughout this
12 chapter.

13 (1) "Department" means the Washington department of wildlife.

14 (2) "Contract" means an agreement setting at a minimum, price,
15 quantity of fish to be delivered, time of delivery, and fish health
16 requirements.

17 (3) "Fish health requirements" means those site specific fish
18 health and genetic requirements actually used by the department of
19 wildlife in fish stocking.

20 (4) "Aquatic farmer" means a private sector person who commercially
21 farms and manages private sector cultured aquatic products on the
22 person's own land or on land in which the person has a present right of
23 possession.

24 (5) "Person" means a natural person, corporation, trust, or other
25 legal entity."

1 "NEW SECTION. Sec. 3. If the department requires, pursuant to
2 its authority relative to environmental permits or licenses, that
3 resident hatchery game fish be stocked by the permittee or licensee for
4 mitigation of environmental damage, the department shall specify the
5 pounds or numbers, species, stock, and/or race of resident game fish
6 that are to be provided. The department shall offer the permittee or
7 licensee the option of purchasing under contract from aquatic farmers
8 in Washington, those game fish, unless the fish specified by the
9 department are not available from Washington growers."

10 "NEW SECTION. Sec. 4. Any agency of state or federal
11 government, political subdivision of the state, private or public
12 utility company, corporation, or sports group, or any purchaser of fish
13 under section 3 of this act may purchase resident game fish from an
14 aquatic farmer for stocking purposes if permit requirements of this
15 title and the department have been met."

16 "NEW SECTION. Sec. 5. A new section is added to chapter 43.131
17 RCW to read as follows:

18 The game fish mitigation program created in sections 1 through 4 of
19 this act shall be terminated on June 30, 1994, as provided in section
20 6 of this act."

21 "NEW SECTION. Sec. 6. A new section is added to chapter 43.131
22 RCW to read as follows:

23 The following acts, or parts of acts, as now existing or hereafter
24 amended, are each repealed, effective June 30, 1995:

- 25 (1) RCW 77.---.--- and 1991 c ... s ... (section 1 of this act);
26 (2) RCW 77.---.--- and 1991 c ... s ... (section 2 of this act);
27 (3) RCW 77.---.--- and 1991 c ... s ... (section 3 of this act); and

1 (4) RCW 77.---.--- and 1991 c ... s ... (section 4 of this act)."

2 "NEW SECTION. **Sec. 7.** Sections 1 through 4 of this act shall
3 constitute a new chapter in Title 77 RCW."

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7 On page 1, line 1 of the title, after "mitigation;" strike the
8 remainder of the title and insert "adding new sections to chapter
9 43.131 RCW; and adding a new chapter to Title 77 RCW."