
HOUSE BILL 2869

State of Washington

52nd Legislature

1992 Regular Session

By Representative Morris

Read first time 01/29/92. Referred to Committee on Fisheries & Wildlife.

1 AN ACT Relating to commercial salmon licenses; amending RCW
2 75.28.035 and 75.30.120; adding a new section to chapter 75.30 RCW;
3 creating a new section; and providing an effective date.

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

5 NEW SECTION. **Sec. 1.** (1) The legislature finds that
6 commercial salmon fishing is an important part of the state's tradition
7 and economy but that trends in resource depletion and actions by the
8 federal government protecting numerous species threaten the industry's
9 long-term viability. Since it is in the best interest of the state to
10 maintain an economically viable and stable commercial salmon fishing
11 industry, the legislature finds that a reduction in the number of
12 commercial salmon fishing licenses would provide a positive benefit to
13 the state, the commercial salmon industry, and particularly the

1 individual commercial salmon fishers for whom fishing is the primary
2 source of livelihood.

3 (2) The legislature realizes that a reduction in the number of
4 commercial salmon licenses should be phased in and that the fishing
5 industry itself should play a key role in deciding how the reduction
6 occurs. It is the legislature's goal to achieve the numbers of
7 commercial salmon licenses specified in section 2 of this act by the
8 year 2000.

9 NEW SECTION. **Sec. 2.** A new section is added to chapter 75.30 RCW
10 to read as follows:

11 (1) The department of fisheries, in close consultation with the
12 commercial salmon fishing industry, shall develop a plan to reduce the
13 number of commercial salmon fishing licenses to meet the target number
14 of commercial salmon fishing licenses indicated in subsection (2) of
15 this section by January 1, 2000.

16 (2) The targets for the following licenses are:

17 (a) Salmon troll -	100
18 (b) Puget Sound gill net -	250
19 (c) Puget Sound purse seine -	100
20 (d) Puget Sound reef net -	50
21 (e) Grays Harbor and Columbia river gill net -	75
22 (f) Willapa Harbor and Columbia river gill net -	125
23 (g) Salmon charterboat -	180

24 (3) The plan shall be presented to the legislature not later than
25 January 1, 1993.

26 **Sec. 3.** RCW 75.28.035 and 1989 c 316 s 1 are each amended to read
27 as follows:

1 An application for issuance or renewal of a commercial fishing
2 license shall contain the name and address of the vessel owner, the
3 name and address of the vessel operator, the name and number of the
4 vessel, a description of the vessel and fishing gear to be carried on
5 the vessel, and other information required by the department.

6 At the time of issuance of a commercial fishing license the
7 director shall furnish the licensee with a vessel registration and two
8 license decals.

9 Vessel registrations and license decals issued by the director
10 shall be displayed as provided by rule of the director.

11 A commercial fishing license is not valid if the vessel is operated
12 by a person other than the operator listed on the license. The
13 director may authorize additional operators for the license. Unless
14 adjusted by the director pursuant to the director's authority granted
15 in RCW 75.28.065, the fee for an additional operator is twenty
16 dollars((-)) except when the following gear is used for commercial
17 salmon fishing:

18	<u>Gear</u>	<u>Resident</u>	<u>Nonresident</u>
19		<u>Fee</u>	<u>Fee</u>
20	<u>(1) Purse seine</u>	<u>\$410</u>	<u>\$820</u>
21	<u>(2) Gill net</u>	<u>\$275</u>	<u>\$550</u>
22	<u>(3) Troll</u>	<u>\$275</u>	<u>\$550</u>

23 The vessel owner shall notify the director on forms provided by the
24 department of changes of ownership or operator and a new license shall
25 be issued upon payment of a transfer fee of twenty dollars except that
26 for salmon purse seine, salmon gill net, and salmon troll the fee is

1 two hundred fifty dollars for a new owner or one hundred dollars for a
2 transfer from one vessel to another not involving a new owner.

3 A defaced, mutilated, or lost license or license decal shall be
4 replaced immediately. Unless adjusted by the director pursuant to the
5 director's authority granted in RCW 75.28.065, the replacement fee is
6 ten dollars.

7 **Sec. 4.** RCW 75.30.120 and 1983 1st ex.s. c 46 s 146 are each
8 amended to read as follows:

9 (1) A commercial salmon fishing license issued under RCW 75.28.110
10 or salmon delivery permit issued under RCW 75.28.113 may be issued only
11 to a vessel:

12 (a) Which held a state commercial salmon fishing license or salmon
13 delivery permit during the previous year or had transferred to the
14 vessel such a license, and has not subsequently transferred the license
15 or permit to another vessel; and

16 (b) From which (~~food fish~~) salmon were caught and landed in this
17 state (~~or in another state~~) during the previous year in at least the
18 following poundage as documented by a valid food fish receiving
19 document((-)) issued by the department:

20	<u>Salmon troll</u>	<u>500 pounds</u>
21	<u>Puget Sound gill net</u>	<u>1,500 pounds</u>
22	<u>Puget Sound purse seine</u>	<u>5,000 pounds</u>
23	<u>Columbia river and Grays</u>	
24	<u>Harbor</u>	
25	<u>gill net</u>	<u>1,000 pounds</u>
26	<u>Columbia river and Willapa</u>	
27	<u>Harbor gill net</u>	<u>1,000 pounds</u>

1 Where the failure to obtain the license or permit during the
2 previous year was the result of a license or permit suspension, the
3 vessel may qualify for a license or permit by establishing that the
4 vessel held such a license or permit during the last year in which the
5 license or permit was not suspended.

6 (2) The director may waive the landing requirement of subsection
7 (1)(b) of this section if:

8 (a) The vessel to which an otherwise valid license is transferred
9 has not had the opportunity to have caught and landed salmon; and

10 (b) The intent of the commercial salmon vessel limitation program
11 established under this section is not violated.

12 (3) Commercial salmon fishing licenses and salmon delivery permits
13 are transferable.

14 NEW SECTION. **Sec. 5.** Section 4 of this act shall take effect
15 January 1, 1993.