

2 2ESHB 1471 - CONF REPT
3 By Conference Committee

4 ADOPTED 3/9/94

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

7 "NEW SECTION. **Sec. 1.** The legislature finds that the commercial
8 crab fishery in coastal and offshore waters is overcapitalized. The
9 legislature further finds that this overcapitalization has led to the
10 economic destabilization of the coastal crab industry, and can cause
11 excessive harvesting pressures on the coastal crab resources of
12 Washington state. In order to provide for the economic well-being of
13 the Washington crab industry and to protect the livelihood of
14 Washington crab fishers who have historically and continuously
15 participated in the coastal crab fishery, the legislature finds that it
16 is in the best interests of the economic well-being of the coastal crab
17 industry to reduce the number of fishers taking crab in coastal waters,
18 to reduce the number of vessels landing crab taken in offshore waters,
19 to limit the number of future licenses, and to limit fleet capacity by
20 limiting vessel size.

21 NEW SECTION. **Sec. 2.** (1) Effective January 1, 1995, it is
22 unlawful to fish for coastal crab in Washington state waters without a
23 Dungeness crab--coastal or a Dungeness crab--coastal class B fishery
24 license. Gear used must consist of one buoy attached to each crab pot.
25 Each crab pot must be fished individually.

26 (2) A Dungeness crab--coastal fishery license is transferable.
27 Such a license shall only be issued to a person who proved active
28 historical participation in the coastal crab fishery by having
29 designated, after December 31, 1993, a vessel on the qualifying license
30 that meets the following criteria:

31 (a) Made a minimum of eight coastal crab landings totaling a
32 minimum of five thousand pounds per season in at least two of the four
33 qualifying seasons identified in subsection (4) of this section, as
34 documented by valid Washington state shellfish receiving tickets; and
35 showed historical and continuous participation in the coastal crab

1 fishery by having held one of the following licenses or their
2 equivalents each calendar year beginning 1990 through 1993, and was
3 designated on the qualifying license of the person who held one of the
4 following licenses in 1994:

5 (i) Crab pot«Non-Puget Sound license, issued under RCW
6 75.28.130(1)(b);

7 (ii) Nonsalmon delivery license, issued under RCW 75.28.125;

8 (iii) Salmon troll license, issued under RCW 75.28.110;

9 (iv) Salmon delivery license, issued under RCW 75.28.113;

10 (v) Food fish trawl license, issued under RCW 75.28.120; or

11 (vi) Shrimp trawl license, issued under RCW 75.28.130; or

12 (b) Made a minimum of four landings of coastal crab totaling two
13 thousand pounds during the period from December 1, 1991, to March 20,
14 1992, and made a minimum of eight crab landings totaling a minimum of
15 five thousand pounds of coastal crab during each of the following
16 periods: December 1, 1991, to September 15, 1992; December 1, 1992, to
17 September 15, 1993; and December 1, 1993, to September 15, 1994. For
18 landings made after December 31, 1993, the vessel shall have been
19 designated on the qualifying license of the person making the landings.

20 (3) A Dungeness crab--coastal class B fishery license is not
21 transferable. Such a license shall be issued to persons who do not
22 meet the qualification criteria for a Dungeness crab--coastal fishery
23 license, if the person has designated on a qualifying license after
24 December 31, 1993, a vessel that made a minimum of four landings
25 totaling a minimum of two thousand pounds of coastal crab, documented
26 by valid Washington state shellfish receiving tickets, during at least
27 one of the four qualifying seasons, and if the person has participated
28 continuously in the coastal crab fishery by having held or by having
29 owned a vessel that held one or more of the licenses listed in
30 subsection (2) of this section in each calendar year subsequent to the
31 qualifying season in which qualifying landings were made through 1994.
32 Dungeness crab--coastal class B fishery licenses cease to exist after
33 December 31, 1999, and the continuing license provisions of RCW
34 34.05.422(3) are not applicable.

35 (4) The four qualifying seasons for purposes of this section are:

36 (a) December 1, 1988, through September 15, 1989;

37 (b) December 1, 1989, through September 15, 1990;

38 (c) December 1, 1990, through September 15, 1991; and

39 (d) December 1, 1991, through September 15, 1992.

1 (5) For purposes of this section and section 9 of this act,
2 "coastal crab" means Dungeness crab (cancer magister) taken in all
3 Washington territorial and offshore waters south of the United States-
4 Canada boundary and west of the Bonilla-Tatoosh line (a line from the
5 western end of Cape Flattery to Tatoosh Island lighthouse, then to the
6 buoy adjacent to Duntz Rock, then in a straight line to Bonilla Point
7 of Vancouver island), Grays Harbor, Willapa Bay, and the Columbia
8 river.

9 NEW SECTION. **Sec. 3.** (1) The director shall allow the landing
10 into Washington state of crab taken in offshore waters only if:

11 (a) The crab are legally caught and landed by fishers with a valid
12 Washington state Dungeness crab--coastal fishery license or a valid
13 Dungeness crab--coastal class B fishery license; or

14 (b) The crab are legally caught and landed by fishers with a valid
15 Oregon or California commercial crab fishing license during the
16 calendar year between the dates of February 15th and September 15th
17 inclusive, if the crab were caught in offshore waters beyond the
18 jurisdiction of Washington state, if the crab were taken with crab gear
19 that consisted of one buoy attached to each crab pot, if each crab pot
20 was fished individually, and if the fisher landing the crab has
21 obtained a valid delivery license; or

22 (c) The director determines that the landing of offshore Dungeness
23 crab by fishers without a Washington state Dungeness crab--coastal
24 fishery license or a valid Dungeness crab--coastal class B fishery
25 license is in the best interest of the coastal crab processing industry
26 and the director has been requested to allow such landings by at least
27 three Dungeness crab processors, and if the landings are permitted only
28 between the dates of December 1st to February 15th inclusively, if only
29 crab fishers commercially licensed to fish by Oregon or California are
30 permitted to land, if the crab was taken with gear that consisted of
31 one buoy attached to each crab pot, if each crab pot was fished
32 individually, if the fisher landing the crab has obtained a valid
33 delivery license, and if the decision is made on a case-by-case basis
34 for the sole reason of improving the economic stability of the
35 commercial crab fishery.

36 (2) Nothing in this section allows the commercial fishing of
37 Dungeness crab in waters within three miles of Washington state by
38 fishers who do not possess a valid Dungeness crab--coastal fishery

1 license or a valid Dungeness crab--coastal class B fishery license.
2 Landings of offshore Dungeness crab by fishers without a valid
3 Dungeness crab--coastal fishery license or a valid Dungeness crab--
4 coastal class B license do not qualify the fisher for such licenses.

5 NEW SECTION. **Sec. 4.** A person commercially fishing for Dungeness
6 crab in offshore waters outside of Washington state jurisdiction shall
7 obtain a Dungeness crab offshore delivery license from the director if
8 the person does not possess a valid Dungeness crab--coastal fishery
9 license or a valid Dungeness crab--coastal class B fishery license and
10 the person wishes to land Dungeness crab into a place or a port in the
11 state. The annual fee for a Dungeness crab offshore delivery license
12 is two hundred fifty dollars. The director may specify restrictions on
13 landings of offshore Dungeness crab in Washington state as authorized
14 in section 3 of this act.

15 Fees from the offshore Dungeness crab delivery license shall be
16 placed in the coastal crab account created in section 6 of this act.

17 NEW SECTION. **Sec. 5.** Dungeness crab--coastal fishery licenses are
18 freely transferable on a willing seller-willing buyer basis, if upon
19 each sale of a Dungeness crab--coastal fishery license, twenty percent
20 of the sale proceeds are remitted to the department and deposited in
21 the coastal crab account. Funds shall be used for license purchase as
22 provided in section 7 of this act or for coastal crab management
23 activities as provided in section 8 of this act.

24 For any license transfer that includes the transfer of the
25 designated vessel and associated business, the seller must sign a
26 notarized affidavit that the value of the vessel and associated
27 business was not inflated. A marine survey documenting the value of
28 the vessel and associated business shall be filed with the department
29 along with the affidavit and the application to transfer the Dungeness
30 crab--coastal fishery license. The cost of the survey shall be paid by
31 the purchaser.

32 NEW SECTION. **Sec. 6.** (1) The coastal crab account is created in
33 the custody of the state treasurer. Only the director or the
34 director's designee may authorize expenditures from the account. The
35 account is subject to allotment procedures under chapter 43.88 RCW but
36 no appropriation is required for expenditures. Funds may be used for

1 license purchase as provided in section 7 of this act, or for coastal
2 crab management activities as provided in section 8 of this act. The
3 appropriate standing committees of the legislature shall review the
4 status and expenditures of the coastal crab account yearly.

5 (2) A surcharge of two hundred fifty dollars shall be collected
6 with each Dungeness crab--coastal fishery license and Dungeness crab--
7 coastal class B fishery license for 1995 and 1996, for the purposes of
8 purchasing Dungeness crab--coastal class B fishery licenses as provided
9 in section 7 of this act. The moneys shall be deposited into the
10 coastal crab account.

11 NEW SECTION. **Sec. 7.** Expenditures from the coastal crab account
12 may be made by the department to purchase Dungeness crab--coastal class
13 B fishery licenses during the following time periods:

14 (1) January 1, 1995, to December 31, 1995, at a price not to exceed
15 five thousand dollars per license; or

16 (2) January 1, 1996, to December 31, 1996, at a price not to exceed
17 three thousand five hundred dollars per license.

18 The department shall establish rules governing the purchase of
19 class B licenses. Dungeness crab--coastal class B fishery licensees
20 may apply to the department for the purposes of selling their license
21 on a willing seller basis. Licenses will be purchased in the order
22 applications are received, or as funds allow.

23 NEW SECTION. **Sec. 8.** Expenditures from the coastal crab account
24 may be made by the department for management of the coastal crab
25 resource. Management activities may include studies of resource
26 viability, interstate negotiations concerning regulation of the
27 offshore crab resource, resource enhancement projects, or other
28 activities as determined by the department.

29 NEW SECTION. **Sec. 9.** (1) An Oregon resident who can show
30 historical and continuous participation in the Washington state coastal
31 crab fishery by having held a nonresident Non-Puget Sound crab pot
32 license issued under RCW 75.28.130 each year from 1990 through 1994,
33 and who has delivered a minimum of eight landings totaling five
34 thousand pounds of crab into Oregon during any two of the four
35 qualifying seasons as provided in section 2(4) of this act as evidenced
36 by valid Oregon fish receiving tickets, shall be issued a nonresident

1 Dungeness crab--coastal fishery license valid for fishing in Washington
2 state waters north from the Oregon-Washington boundary to United States
3 latitude forty-six degrees thirty minutes north. Such license shall be
4 issued upon application and submission of proof of delivery.

5 (2) This section shall become effective contingent upon reciprocal
6 statutory authority in the state of Oregon providing for equal access
7 for Washington state coastal crab fishers to Oregon territorial coastal
8 waters north of United States latitude forty-five degrees fifty-eight
9 minutes north, and Oregon waters of the Columbia river.

10 NEW SECTION. **Sec. 10.** (1) The following restrictions apply to
11 vessel designations and substitutions on Dungeness crab--coastal
12 fishery licenses and Dungeness crab--coastal class B fishery licenses:

13 (a) The holder of the license may not designate on the license a
14 vessel the hull length of which exceeds ninety-nine feet, nor may the
15 holder change vessel designation if the hull length of the vessel
16 proposed to be designated exceeds the hull length of the currently
17 designated vessel by more than ten feet;

18 (b) If the hull length of the vessel proposed to be designated is
19 comparable to or exceeds by up to one foot the hull length of the
20 currently designated vessel, the department may change the vessel
21 designation no more than once in any two consecutive Washington state
22 coastal crab seasons unless the currently designated vessel is lost or
23 in disrepair such that it does not safely operate, in which case the
24 department may allow a change in vessel designation;

25 (c) If the hull length of the vessel proposed to be designated
26 exceeds by between one and ten feet the hull length of the currently
27 designated vessel, the department may change the vessel designation no
28 more than once in any five consecutive Washington state coastal crab
29 seasons, unless a request is made by the license holder during a
30 Washington state coastal crab season for an emergency change in vessel
31 designation. If such an emergency request is made, the director may
32 allow a temporary change in designation to another vessel, if the hull
33 length of the other vessel does not exceed by more than ten feet the
34 hull length of the currently designated vessel.

35 (2) For the purposes of this section, "hull length" means the
36 length of a vessel's hull as shown by United States coast guard
37 documentation or marine survey, or for vessels that do not require

1 United States coast guard documentation, by manufacturer's
2 specifications or marine survey.

3 **Sec. 11.** RCW 75.28.044 and 1993 sp.s. c 17 s 45 are each amended
4 to read as follows:

5 This section applies to all commercial fishery licenses, delivery
6 licenses, and charter licenses, except for emergency salmon delivery
7 licenses.

8 (1) The holder of a license subject to this section may substitute
9 the vessel designated on the license or designate a vessel if none has
10 previously been designated if the license holder:

11 (a) Surrenders the previously issued license to the department;

12 (b) Submits to the department an application that identifies the
13 currently designated vessel, the vessel proposed to be designated, and
14 any other information required by the department; and

15 (c) Pays to the department a fee of thirty-five dollars.

16 (2) Unless the license holder owns all vessels identified on the
17 application described in subsection (1)(b) of this section or unless
18 the vessel is designated on a Dungeness crab--coastal or a Dungeness
19 crab--coastal class B fishery license, the following restrictions apply
20 to changes in vessel designation:

21 (a) The department shall change the vessel designation on the
22 license no more than four times per calendar year.

23 (b) The department shall change the vessel designation on the
24 license no more than once in any seven-day period.

25 **Sec. 12.** RCW 75.28.046 and 1993 c 340 s 9 are each amended to read
26 as follows:

27 This section applies to all commercial fishery licenses, delivery
28 licenses, and charter licenses, except for whiting--Puget Sound fishery
29 licenses and emergency salmon delivery licenses.

30 (1) The license holder may engage in the activity authorized by a
31 license subject to this section. With the exception of Dungeness
32 crab--coastal fishery class B licensees licensed under section 2(3) of
33 this act, the holder of a license subject to this section may also
34 designate up to two alternate operators for the license. Dungeness
35 crab--coastal fishery class B licensees may not designate alternate
36 operators. A person designated as an alternate operator must possess

1 an alternate operator license issued under section 23 of this act and
2 RCW 75.28.048.

3 (2) The fee to change the alternate operator designation is twenty-
4 two dollars.

5 NEW SECTION. **Sec. 13.** Except as provided under section 17 of this
6 act, the director shall issue no new Dungeness crab--coastal fishery
7 licenses after December 31, 1995. A person may renew an existing
8 license only if the person held the license sought to be renewed during
9 the previous year or acquired the license by transfer from someone who
10 held it during the previous year, and if the person has not
11 subsequently transferred the license to another person. Where the
12 person failed to obtain the license during the previous year because of
13 a license suspension, the person may qualify for a license by
14 establishing that the person held such a license during the last year
15 in which the license was not suspended.

16 **Sec. 14.** RCW 75.28.130 and 1993 sp.s. c 17 s 40 are each amended
17 to read as follows:

18 (1) This section establishes commercial fishery licenses required
19 for shellfish fisheries and the annual fees for those licenses. The
20 director may issue a limited-entry commercial fishery license only to
21 a person who meets the qualifications established in applicable
22 governing sections of this title.

Fishery (Governing section(s))	Annual Fee		Vessel Required?	Limited Entry?
	Resident	Nonresident		
(a) Burrowing shrimp	\$185	\$295	Yes	No
(b) ((Crab pot	\$295	\$520	Yes	No
(c) Crab pot	\$130	\$185	Yes	No
Puget Sound				
(d)) Crab ring net	\$130	\$185	Yes	No
Non-Puget Sound				
((e)) (c) Crab ring net	\$130	\$185	Yes	No
Puget Sound				

1	((f)) (d) Dungeness crab«	\$295	\$520	Yes	Yes
2	coastal (section 2				
3	of this act)				
4	(e) Dungeness crab«	\$295	\$520	Yes	Yes
5	coastal, class B				
6	(section 2 of this act)				
7	(f) Dungeness crab«	\$130	\$185	Yes	Yes
8	Puget Sound				
9	(RCW 75.30.130)				
10	(g) Emerging commercial	\$185	\$295	Determined	Determined
11	fishery (RCW 75.30.220			by rule	by rule
12	and 75.28.740)				
13	(h) Geoduck (RCW	\$ 0	\$ 0	Yes	Yes
14	75.30.280)				
15	(i) Hardshell clam	\$530	\$985	Yes	No
16	mechanical harvester				
17	(RCW 75.28.280)				
18	(j) Oyster reserve	\$130	\$185	No	No
19	(RCW 75.28.290)				
20	(k) Razor clam	\$130	\$185	No	No
21	(l) Sea cucumber dive	\$130	\$185	Yes	Yes
22	(RCW 75.30.250)				
23	(m) Sea urchin dive	\$130	\$185	Yes	Yes
24	(RCW 75.30.210)				
25	(n) Shellfish dive	(\$525)	(\$1045)	Yes	No
26		\$130	\$185		
27	(o) Shellfish pot	\$130	\$185	Yes	No
28	(p) Shrimp pot«	\$325	\$575	Yes	No
29	Hood Canal				
30	(q) Shrimp trawl«	\$240	\$405	Yes	No
31	Non-Puget Sound				
32	(r) Shrimp trawl«	\$185	\$295	Yes	No
33	Puget Sound				
34	(s) Squid	\$185	\$295	Yes	No

35 (2) The director may by rule determine the species of shellfish
36 that may be taken with the commercial fishery licenses established in
37 this section, the gear that may be used with the licenses, and the
38 areas or waters in which the licenses may be used. Where a fishery
39 license has been established for a particular species, gear,
40 geographical area, or combination thereof, a more general fishery
41 license may not be used to take shellfish in that fishery.

42 NEW SECTION. **Sec. 15.** A surcharge of fifty dollars shall be
43 collected with each Dungeness crab--coastal fishery license issued

1 under RCW 75.28.130 until June 30, 2000, and with each Dungeness crab--
2 coastal class B fishery license issued under RCW 75.28.130 until
3 December 31, 1997. Moneys collected under this section shall be placed
4 in the Dungeness crab appeals account hereby created in the state
5 treasury. The account is subject to allotment procedures under chapter
6 43.88 RCW, but no appropriation is required for expenditures.
7 Expenditures from the account shall only be used for processing appeals
8 related to the issuance of Dungeness crab--coastal fishery licenses.

9 NEW SECTION. **Sec. 16.** (1) It is unlawful for Dungeness crab--
10 coastal fishery licensees to take Dungeness crab in the waters of the
11 exclusive economic zone westward of the states of Oregon or California
12 and land crab taken in those waters into Washington state unless the
13 licensee also holds the licenses, permits, or endorsements, required by
14 Oregon or California to land crab into Oregon or California,
15 respectively.

16 (2) This section becomes effective only upon reciprocal legislation
17 being enacted by both the states of Oregon and California. For
18 purposes of this section, "exclusive economic zone" means that zone
19 defined in the federal fishery conservation and management act (16
20 U.S.C. Sec. 1802) as of the effective date of this section or as of a
21 subsequent date adopted by rule of the director.

22 NEW SECTION. **Sec. 17.** If fewer than one hundred seventy-five
23 persons are eligible for Dungeness crab--coastal fishery licenses, the
24 director may accept applications for new licenses. Additional licenses
25 issued may maintain a maximum of one hundred seventy-five licenses in
26 the Washington coastal crab fishery. If additional licenses are to be
27 issued, the director shall adopt rules governing the notification,
28 application, selection, and issuance procedures for new Dungeness
29 crab--coastal fishery licenses, based on recommendations of the review
30 board established under RCW 75.30.050.

31 **Sec. 18.** RCW 75.30.050 and 1993 c 376 s 9 and 1993 c 340 s 27 are
32 each reenacted and amended to read as follows:

33 (1) The director shall appoint three-member advisory review boards
34 to hear cases as provided in RCW 75.30.060. Members shall be from:

35 (a) The salmon charter boat fishing industry in cases involving
36 salmon charter licenses or angler permits;

1 (b) The commercial salmon fishing industry in cases involving
2 commercial salmon fishery licenses;

3 (c) The commercial crab fishing industry in cases involving
4 Dungeness crab--Puget Sound fishery licenses;

5 (d) The commercial herring fishery in cases involving herring
6 fishery licenses;

7 (e) The commercial Puget Sound whiting fishery in cases involving
8 whiting--Puget Sound fishery licenses;

9 (f) The commercial sea urchin fishery in cases involving sea urchin
10 dive fishery licenses;

11 (g) The commercial sea cucumber fishery in cases involving sea
12 cucumber dive fishery licenses; ((and))

13 (h) The commercial ocean pink shrimp industry (*Pandalus jordani*) in
14 cases involving ocean pink shrimp delivery licenses; and

15 (i) The commercial coastal crab fishery in cases involving
16 Dungeness crab--coastal fishery licenses and Dungeness crab--coastal
17 class B fishery licenses. The members shall include one person from
18 the commercial crab processors, one Dungeness crab--coastal fishery
19 license holder, and one citizen representative of a coastal community.

20 (2) Members shall serve at the discretion of the director and shall
21 be reimbursed for travel expenses as provided in RCW 43.03.050,
22 43.03.060, and 43.03.065.

23 NEW SECTION. **Sec. 19.** The director may reduce the landing
24 requirements established under section 2 of this act upon the
25 recommendation of an advisory review board established under RCW
26 75.30.050, but the director may not entirely waive the landing
27 requirement. The advisory review board may recommend a reduction of
28 the landing requirement in individual cases if in the board's judgment,
29 extenuating circumstances prevented achievement of the landing
30 requirement. The director shall adopt rules governing the operation of
31 the advisory review board and defining "extenuating circumstances."
32 Extenuating circumstances may include situations in which a person had
33 a vessel under construction such that qualifying landings could not be
34 made. In defining extenuating circumstances, special consideration
35 shall be given to individuals who can provide evidence of lack of
36 access to capital based on past discrimination due to race, creed,
37 color, sex, national origin, or disability.

1 NEW SECTION. **Sec. 20.** The department, with input from Dungeness
2 crab--coastal fishery licensees and processors, shall prepare a
3 resource plan to achieve even-flow harvesting and long-term stability
4 of the coastal Dungeness crab resource. The plan may include pot
5 limits, further reduction in the number of vessels, individual quotas,
6 trip limits, area quotas, or other measures as determined by the
7 department. The plan shall be submitted to the appropriate standing
8 committees of the legislature by December 1, 1995.

9 **Sec. 21.** RCW 75.28.125 and 1993 sp.s. c 17 s 39 and 1993 c 376 s
10 3 are each reenacted and amended to read as follows:

11 (1) Except as provided in subsection (2) of this section, it is
12 unlawful to deliver with a commercial fishing vessel food fish or
13 shellfish taken in offshore waters to a port in the state without a
14 (~~nonsalmon~~) nonlimited entry delivery license. As used in this
15 section, "food fish" does not include salmon. As used in this section,
16 "shellfish" does not include ocean pink shrimp or coastal crab. The
17 annual license fee for a (~~nonsalmon~~) nonlimited entry delivery
18 license is one hundred ten dollars for residents and two hundred
19 dollars for nonresidents.

20 (2) Holders of salmon troll fishery licenses issued under RCW
21 75.28.110, salmon delivery licenses issued under RCW 75.28.113, crab
22 pot fishery licenses issued under RCW 75.28.130, food fish trawl--Non-
23 Puget Sound fishery licenses issued under RCW 75.28.120, Dungeness
24 crab--coastal fishery licenses, ocean pink shrimp delivery licenses,
25 and shrimp trawl--Non-Puget Sound fishery licenses issued under RCW
26 75.28.130 may deliver food fish or shellfish taken in offshore waters
27 without a (~~nonsalmon~~) nonlimited entry delivery license.

28 (3) A (~~nonsalmon~~) nonlimited entry delivery license authorizes no
29 taking of food fish or shellfish from state waters.

30 **Sec. 22.** RCW 75.28.113 and 1993 sp.s. c 17 s 36 are each amended
31 to read as follows:

32 (1) It is unlawful to deliver salmon taken in offshore waters to a
33 place or port in the state without a salmon delivery license from the
34 director. The annual fee for a salmon delivery license is three
35 hundred eighty dollars for residents and six hundred eighty-five
36 dollars for nonresidents. The annual surcharge under RCW 75.50.100 is
37 one hundred dollars for each license. Holders of (~~nonsalmon~~)

1 nonlimited entry delivery licenses issued under RCW 75.28.125 may apply
2 the ((~~nonsalmon~~)) nonlimited entry delivery license fee against the
3 salmon delivery license fee.

4 (2) Only a person who meets the qualifications established in RCW
5 75.30.120 may hold a salmon delivery license issued under this section.

6 (3) A salmon delivery license authorizes no taking of salmon or
7 other food fish or shellfish from the waters of the state.

8 (4) If the director determines that the operation of a vessel under
9 a salmon delivery license results in the depletion or destruction of
10 the state's salmon resource or the delivery into this state of salmon
11 products prohibited by law, the director may revoke the license under
12 the procedures of chapter 34.05 RCW.

13 NEW SECTION. Sec. 23. (1) Section 15 of this act is added to
14 chapter 75.28 RCW.

15 (2) Sections 2 through 10, 13, 16, 17, 19, and 20 of this act are
16 each added to chapter 75.30 RCW.

17 NEW SECTION. Sec. 24. If any provision of this act or its
18 application to any person or circumstance is held invalid, the
19 remainder of the act or the application of the provision to other
20 persons or circumstances is not affected.

21 NEW SECTION. Sec. 25. Sections 1 through 5, 9 through 19, and 21
22 through 24 of this act shall take effect January 1, 1995.

23 NEW SECTION. Sec. 26. Section 8 of this act shall take effect
24 January 1, 1997."

25 **2ESHB 1471** - CONF REPT
26 By Conference Committee

27 ADOPTED 3/9/94

28 On page 1, line 1 of the title, after "fishery;" strike the
29 remainder of the title and insert "amending RCW 75.28.044, 75.28.046,
30 75.28.130, and 75.28.113; reenacting and amending RCW 75.30.050 and
31 75.28.125; adding a new section to chapter 75.28 RCW; adding new

1 sections to chapter 75.30 RCW; creating a new section; and providing
2 effective dates."

--- END ---