

FINAL BILL REPORT

SHB 1350

PARTIAL VETO

C 376 L 93

Brief Description: Requiring pink shrimp endorsements.

By House Committee on Fisheries & Wildlife (originally sponsored by Representatives King, Fuhrman, Basich, Wood, Orr, Tate, Johanson and Foreman).

House Committee on Fisheries & Wildlife
House Committee on Appropriations
Senate Committee on Natural Resources

Background: Entry into several commercial fisheries in Washington is restricted by statute. The harvest of ocean pink shrimp is not subject to any limitations in Washington. Since the actual harvest occurs in the ocean outside of Washington waters, the state does not issue licenses for harvest. However, a shellfish delivery license is required to land shrimp, as well as all other commercially harvested shellfish, in Washington.

In 1979 the Oregon Legislature, in response to concerns about potential overcapitalization of the pink shrimp fishery and resource exploitation, limited the number of vessels that could land pink shrimp in Oregon. There is concern on the part of the pink shrimp industry that the potential for overcapitalization and resource exploitation still exists without a comparable limitation in Washington.

Summary: After December 31, 1993, an ocean pink shrimp delivery license or ocean pink shrimp single delivery license is required to deliver pink shrimp caught in offshore waters to a port in Washington State. The annual license fee for an ocean pink shrimp delivery license is \$150 for residents and \$300 for nonresidents, and this license is transferable. The license fee for an ocean pink shrimp single delivery license is \$100. The Department of Fisheries will issue an ocean pink shrimp delivery license to a vessel that:

- (1) landed 5,000 pounds of pink shrimp in Washington in any one year between January 1, 1983 and December 31, 1992;
- (2) possessed one of the following licenses each year since the most recent landing:

- (a) a Washington delivery permit or delivery license or an other than Puget Sound trawl license;
 - (b) an Oregon vessel permit; or
 - (c) a California trawl permit;
- (3) was in the process on December 31, 1992, of constructing a vessel for the purpose of ocean pink shrimp harvest. A license issued in this instance would expire on December 31, 1994, unless the vessel lands 5,000 pounds of pink shrimp into Washington ports prior to that date; or
- (4) is a replacement vessel for a vessel otherwise eligible for an ocean pink shrimp delivery license.

After December 31, 1994, an ocean pink shrimp delivery license may only be issued to a vessel that held an ocean pink shrimp delivery license in 1994 and each year thereafter. If the failure to hold a license in any given year was the result of a license suspension, the vessel may qualify if the vessel held an ocean pink shrimp delivery license in the year immediately preceding the year of the suspension.

If the license is transferred to another vessel, the license history will also be transferred.

The director of the Department of Fisheries is directed to appoint a three-member advisory review board consisting of members of the commercial ocean pink shrimp industry to hear cases involving parties aggrieved under the ocean pink shrimp delivery license eligibility provisions. The director may reduce but may not waive landing requirements for pink shrimp if the advisory review board so recommends based on extenuating circumstances, which are to be defined by rule of the director.

The owner of an ocean pink shrimp fishing vessel that does not qualify for an ocean pink shrimp delivery license must obtain an ocean pink shrimp single delivery license in order to make a landing into a state port of ocean pink shrimp taken in offshore waters. A single delivery license may only be issued if a bona fide emergency exists. A maximum of six ocean pink shrimp single delivery licenses may be issued annually to any vessel.

Votes on Final Passage:

House	97	0	
Senate	46	0	(Senate amended)

House (House concurred in part)
House (House refused in part)
Senate 48 0 (Senate receded in part)

Effective: January 1, 1994

Partial Veto Summary: The veto deletes a section that specifies the RCW chapter where various sections of the bill are to be placed. (See VETO MESSAGE)