

SUBSTITUTE HOUSE BILL 1524

State of Washington 55th Legislature 1997 Regular Session

By House Committee on Natural Resources (originally sponsored by Representatives Alexander, Linville, Kessler, DeBolt, Buck, Hatfield, Doumit, Costa, Anderson, Pennington, Constantine, Blalock, Gardner, Sullivan, Lantz and Morris)

Read first time 02/21/97.

1 AN ACT Relating to commercial salmon fishery licenses; and amending
2 RCW 75.28.110 and 75.28.095.

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

4 **Sec. 1.** RCW 75.28.110 and 1996 c 267 s 28 are each amended to read
5 as follows:

6 (1) The following commercial salmon fishery licenses are required
7 for the license holder to use the specified gear to fish for salmon in
8 state waters. Only a person who meets the qualifications of RCW
9 75.30.120 may hold a license listed in this subsection. The licenses
10 and their annual fees and surcharges under RCW 75.50.100 are:

<i>Fishery</i>	<i>Resident</i>	<i>Nonresident</i>	<i>Surcharge</i>
<i>License</i>	<i>Fee</i>	<i>Fee</i>	
(a) <i>Salmon Gill Net--Grays</i>	\$380	\$685	<i>plus \$100</i>
<i>Harbor-Columbia river</i>			
(b) <i>Salmon Gill Net--Puget</i>	\$380	\$685	<i>plus \$100</i>
<i>Sound</i>			
(c) <i>Salmon Gill Net--Willapa</i>	\$380	\$685	<i>plus \$100</i>
<i>Bay-Columbia river</i>			
(d) <i>Salmon purse seine</i>	\$530	\$985	<i>plus \$100</i>

1	(e) <i>Salmon reef net</i>	\$380	\$685	plus \$100
2	(f) <i>Salmon troll</i>	\$380	\$685	plus \$100

3 (2) A license issued under this section authorizes no taking or
4 delivery of salmon or other food fish unless a vessel is designated
5 under RCW 75.28.045.

6 (3) Holders of commercial salmon fishery licenses may retain
7 incidentally caught food fish other than salmon, subject to rules of
8 the department.

9 (4) A salmon troll license includes a salmon delivery license.

10 (5) A salmon gill net license authorizes the taking of salmon only
11 in the geographical area for which the license is issued. The
12 geographical designations in subsection (1) of this section have the
13 following meanings:

14 (a) "Puget Sound" includes waters of the Strait of Juan de Fuca,
15 Georgia Strait, Puget Sound and all bays, inlets, canals, coves,
16 sounds, and estuaries lying easterly and southerly of the international
17 boundary line and a line at the entrance to the Strait of Juan de Fuca
18 projected northerly from Cape Flattery to the lighthouse on Tatoosh
19 Island and then to Bonilla Point on Vancouver Island.

20 (b) "Grays Harbor-Columbia river" includes waters of Grays Harbor
21 and tributary estuaries lying easterly of a line projected northerly
22 from Point Chehalis Light to Point Brown and those waters of the
23 Columbia river and tributary sloughs and estuaries easterly of a line
24 at the entrance to the Columbia river projected southerly from the most
25 westerly point of the North jetty to the most westerly point of the
26 South jetty.

27 (c) "Willapa Bay-Columbia river" includes waters of Willapa Bay and
28 tributary estuaries and easterly of a line projected northerly from
29 Leadbetter Point to the Cape Shoalwater tower and those waters of the
30 Columbia river and tributary sloughs described in (b) of this
31 subsection.

32 (6) A commercial salmon troll fishery license may be renewed under
33 this section if the license holder notifies the department by May 1st
34 of that year that he or she will not participate in the fishery during
35 that calendar year. A commercial salmon gill net, reef net, or seine
36 fishery license may be renewed under this section if the license holder
37 notifies the department by August 1st of that year that he or she will
38 not participate in the fishery during that calendar year. The license
39 holder shall pay the one hundred-dollar enhancement surcharge plus a

1 fifteen-dollar handling charge to be considered a valid renewal and
2 eligible to participate in the following year.

3 **Sec. 2.** RCW 75.28.095 and 1995 c 104 s 1 are each amended to read
4 as follows:

5 (1) The director shall issue the charter licenses and angler
6 permits listed in this section according to the requirements of this
7 title. The licenses and permits and their annual fees and surcharges
8 are:

	<i>License or Permit</i>	<i>Annual Fee</i>		<i>Governing Section</i>
		<i>Resident</i>	<i>Nonresident</i>	
		<i>(RCW 75.50.100 Surcharge)</i>		
	<i>(a) Nonsalmon charter</i>	\$225	\$375	
	<i>(b) Salmon charter</i>	\$380	\$685	<i>RCW 75.30.065</i>
		<i>(plus \$100)</i>	<i>(plus \$100)</i>	
	<i>(c) Salmon angler</i>	\$ 0	\$ 0	<i>RCW 75.30.070</i>
	<i>(d) Salmon roe</i>	\$ 95	\$ 95	<i>RCW 75.28.690</i>

17 (2) Except as provided in subsection (5) of this section, it is
18 unlawful to operate a vessel as a charter boat from which salmon or
19 salmon and other food fish or shellfish are taken without a salmon
20 charter license designating the vessel. The director may issue a
21 salmon charter license only to a person who meets the qualifications of
22 RCW 75.30.065.

23 (3) Except as provided in subsections (2) and (5) of this section,
24 it is unlawful to operate a vessel as a charter boat from which food
25 fish or shellfish are taken without a nonsalmon charter license. As
26 used in this subsection, "food fish" does not include salmon.

27 (4) "Charter boat" means a vessel from which persons may, for a
28 fee, fish for food fish or shellfish for personal use, and that brings
29 food fish or shellfish into state ports or brings food fish or
30 shellfish taken from state waters into United States ports. The
31 director may specify by rule when a vessel is a "charter boat" within
32 this definition. "Charter boat" does not mean a vessel used by a guide
33 for clients fishing for food fish for personal use in freshwater
34 rivers, streams, and lakes, other than Lake Washington or that part of
35 the Columbia River below the bridge at Longview.

36 (5) A charter boat licensed in Oregon may fish without a Washington
37 charter license under the same rules as Washington charter boat
38 operators in ocean waters within the jurisdiction of Washington state

1 from the southern border of the state of Washington to Leadbetter
2 Point, as long as the Oregon vessel does not land at any Washington
3 port with the purpose of taking on or discharging passengers. The
4 provisions of this subsection shall be in effect as long as the state
5 of Oregon has reciprocal laws and regulations.

6 (6) A salmon charter license may be renewed under this section if
7 the license holder notifies the department by May 1st of that year that
8 he or she will not participate in the fishery during that calendar
9 year. The license holder shall pay the one hundred-dollar enhancement
10 surcharge plus a fifteen-dollar handling charge to be considered a
11 valid renewal and eligible to participate in the following year.

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