

HOUSE BILL 1524

State of Washington 55th Legislature 1997 Regular Session

By Representatives Alexander, Linville, Kessler, DeBolt, Buck, Hatfield, Doumit, Costa, Anderson, Pennington, Constantine, Blalock, Gardner, Sullivan, Lantz and Morris

Read first time 01/29/97. Referred to Committee on Natural Resources.

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:

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

1	(e) Salmon reef net	\$380	\$685	plus \$100
2	(f) Salmon troll	\$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 fishery license may be renewed under this  
33 section if the license holder notifies the department by May 1st of  
34 that year that he or she will not participate in the fishery during  
35 that calendar year. The license holder shall pay the one hundred-  
36 dollar enhancement surcharge plus a fifteen-dollar handling charge to  
37 be considered a valid renewal and eligible to participate in the  
38 following year.

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

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

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

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

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

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

34       (5) A charter boat licensed in Oregon may fish without a Washington  
35 charter license under the same rules as Washington charter boat  
36 operators in ocean waters within the jurisdiction of Washington state  
37 from the southern border of the state of Washington to Leadbetter  
38 Point, as long as the Oregon vessel does not land at any Washington  
39 port with the purpose of taking on or discharging passengers. The

1 provisions of this subsection shall be in effect as long as the state  
2 of Oregon has reciprocal laws and regulations.

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

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