
SUBSTITUTE HOUSE BILL 2100

State of Washington

55th Legislature

1997 Regular Session

By House Committee on Natural Resources (originally sponsored by Representatives Buck and Hatfield)

Read first time 03/05/97.

1 AN ACT Relating to the regional fisheries enhancement program;
2 amending RCW 75.50.080 and 75.50.100; adding a new section to chapter
3 75.50 RCW; creating new sections; and declaring an emergency.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that:

6 (1) Currently, many of the salmon stocks on the Washington coast
7 and in Puget Sound are severely depressed and may soon be listed under
8 the federal endangered species act.

9 (2) Immediate action is needed to reverse the severe decline of the
10 resource and ensure its very survival.

11 (3) The cooperation and participation of private landowners in
12 efforts to restore and enhance anadromous fish populations is crucial
13 to their success.

14 (4) The existing property rights of private landowners should not
15 be adversely impacted at a later date, by the successful implementation
16 of salmon restoration and enhancement projects on their property.

17 (5) Regional fisheries enhancement groups have been exceptionally
18 successful in their efforts to work with private landowners to restore
19 and enhance salmon habitat on private lands.

1 (6) Regional fisheries enhancement groups have provided the most
2 cost-effective approach to affecting the recovery of anadromous
3 fisheries in Washington state, with work undertaken by regional
4 fisheries enhancement groups returning on average nine dollars in
5 matching funds for every one dollar in expenditures from the regional
6 enhancement account.

7 (7) As each of the groups mature and expand, funding becomes a
8 significant limitation to maximizing their fisheries enhancement and
9 habitat restoration efforts.

10 (8) Therefore, an ample stable funding source is essential to the
11 success of the regional enhancement groups and their efforts to work
12 cooperatively with private landowners to restore salmon resources.

13 NEW SECTION. **Sec. 2.** A new section is added to chapter 75.50 RCW
14 to read as follows:

15 The regional fisheries enhancement salmonid recovery account is
16 created in the state treasury. All moneys from federal sources and
17 moneys from state sources specified by statute must be deposited into
18 the account. Moneys in the account may be spent only after
19 appropriation. Expenditures from the account may be used only for the
20 sole purpose of fisheries enhancement and habitat restoration by
21 regional fisheries enhancement groups.

22 NEW SECTION. **Sec. 3.** The regional fisheries enhancement group
23 advisory board shall conduct a study of federal, state, and local
24 permitting requirements for fisheries enhancement and habitat
25 restoration projects. The study shall identify redundant, conflicting,
26 or duplicative permitting requirements and rules, and shall make
27 recommendations for streamlining and improving the permitting process.
28 The results of the study shall be reported to the senate natural
29 resources and parks committee and the house of representatives natural
30 resources committee by November 1, 1997.

31 **Sec. 4.** RCW 75.50.080 and 1993 sp.s. c 2 s 47 are each amended to
32 read as follows:

33 Regional fisheries enhancement groups, consistent with the long-
34 term regional policy statements developed under RCW 75.50.020, shall
35 seek to:

36 (1) Enhance the salmon and steelhead resources of the state;

1 (2) Maximize volunteer efforts and private donations to improve the
2 salmon and steelhead resources for all citizens;

3 (3) Assist the department in achieving the goal to double the
4 state-wide salmon and steelhead catch by the year 2000 (~~under chapter~~
5 ~~214, Laws of 1988~~); and

6 (4) Develop projects designed to supplement the fishery enhancement
7 capability of the department.

8 **Sec. 5.** RCW 75.50.100 and 1995 1st sp.s. c 2 s 39 (Referendum Bill
9 No. 45) are each amended to read as follows:

10 (1) The (~~dedicated~~) regional fisheries enhancement group account
11 is created in the custody of the state treasurer. Only the commission
12 or the commission's designee may authorize expenditures from the
13 account. The account is subject to allotment procedures under chapter
14 43.88 RCW, but no appropriation is required for expenditures.

15 (2)(a) A surcharge of one dollar shall be collected on each
16 recreational personal use food fish license sold in the state.

17 (b) A surcharge of one dollar shall be collected on each steelhead
18 license sold in the state.

19 (c) A surcharge of one hundred dollars shall be collected on each
20 commercial salmon fishery license, each salmon delivery license, and
21 each salmon charter license sold in the state.

22 (d) A surcharge of twenty-five dollars shall be collected on each
23 fishing guide license and each anadromous game fish buyers license sold
24 in the state.

25 Revenues from (a) and (c) of this subsection shall be deposited
26 into the regional fisheries enhancement group account. Revenues from
27 (b) and (d) of this subsection shall be deposited into the regional
28 fisheries enhancement salmonid recovery account created in section 2 of
29 this act.

30 (3) The department shall study methods for collecting and making
31 available, an annual list, including names and addresses, of all
32 persons who obtain recreational and commercial salmon fishing licenses.
33 This list may be used to assist formation of the regional fisheries
34 enhancement groups and allow the broadest participation of license
35 holders in enhancement efforts. The results of the study shall be
36 reported to the house of representatives fisheries and wildlife
37 committee and the senate environment and natural resources committee by
38 October 1, 1990. All receipts shall be placed in the regional

1 fisheries enhancement group account and shall be used exclusively for
2 regional fisheries enhancement group projects for the purposes of RCW
3 75.50.110. Funds from the regional fisheries enhancement group account
4 shall not serve as replacement funding for department operated salmon
5 projects that exist on January 1, 1991.

6 (4) All revenue from the department's sale of salmon carcasses and
7 eggs that return to group facilities shall be deposited in the regional
8 fisheries enhancement group account for use by the regional fisheries
9 enhancement group that produced the surplus. The commission shall
10 adopt rules to implement this section pursuant to chapter 34.05 RCW.

11 NEW SECTION. **Sec. 6.** If any provision of this act or its
12 application to any person or circumstance is held invalid, the
13 remainder of the act or the application of the provision to other
14 persons or circumstances is not affected.

15 NEW SECTION. **Sec. 7.** This act is necessary for the immediate
16 preservation of the public peace, health, or safety, or support of the
17 state government and its existing public institutions, and takes effect
18 immediately.

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