

HOUSE BILL 2045

State of Washington

57th Legislature

2001 Regular Session

By Representatives Kessler and Buck

Read first time 02/13/2001. Referred to Committee on Natural Resources.

1 AN ACT Relating to commercial fishing license fees and taxes;
2 amending RCW 77.65.160 and 82.27.020; and providing for submission of
3 this act to a vote of the people.

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

5 **Sec. 1.** RCW 77.65.160 and 2000 c 107 s 37 are each amended to read
6 as follows:

7 (1) The following commercial salmon fishery licenses are required
8 for the license holder to use the specified gear to fish for salmon in
9 state waters. Only a person who meets the qualifications of RCW
10 77.70.090 may hold a license listed in this subsection. The licenses
11 and their annual fees and surcharges under RCW 77.95.090 are:

	Fishery License	Resident Fee	Nonresident Fee	Surcharge
14	(a) Salmon Gill Net--Grays Harbor-Columbia river	(\$380) \$50	\$685	plus \$100
15				
16	(b) Salmon Gill Net--Puget Sound	(\$380) \$50	\$685	plus \$100
17				
18	(c) Salmon Gill Net--Willapa Bay-Columbia river	(\$380) \$50	\$685	plus \$100
19				
20	(d) Salmon purse seine	(\$530)	\$985	plus \$100

1		<u>\$50</u>		
2	(e) Salmon reef net	((\$380))	\$685	plus \$100
3		<u>\$50</u>		
4	(f) Salmon troll	((\$380))	\$685	plus \$100
5		<u>\$50</u>		

6 (2) A license issued under this section authorizes no taking or
7 delivery of salmon or other food fish unless a vessel is designated
8 under RCW 77.65.100.

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

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

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

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

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

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

35 (6) A commercial salmon troll fishery license may be renewed under
36 this section if the license holder notifies the department by May 1st
37 of that year that he or she will not participate in the fishery during
38 that calendar year. A commercial salmon gill net, reef net, or seine
39 fishery license may be renewed under this section if the license holder
40 notifies the department by August 1st of that year that he or she will

1 not participate in the fishery during that calendar year. The license
2 holder must pay the one hundred-dollar enhancement surcharge, plus a
3 fifteen-dollar handling charge, in order to be considered a valid
4 renewal and eligible to renew the license the following year.

5 **Sec. 2.** RCW 82.27.020 and 1999 c 126 s 3 are each amended to read
6 as follows:

7 (1) In addition to all other taxes, licenses, or fees provided by
8 law there is established an excise tax on the commercial possession of
9 enhanced food fish as provided in this chapter. The tax is levied upon
10 and shall be collected from the owner of the enhanced food fish whose
11 possession constitutes the taxable event. The taxable event is the
12 first possession in Washington by an owner. Processing and handling of
13 enhanced food fish by a person who is not the owner is not a taxable
14 event to the processor or handler.

15 (2) A person in possession of enhanced food fish and liable to this
16 tax may deduct from the price paid to the person from which the
17 enhanced food fish (except oysters) are purchased an amount equal to a
18 tax at one-half the rate levied in this section upon these products.

19 (3) The measure of the tax is the value of the enhanced food fish
20 at the point of landing.

21 (4) The tax shall be equal to the measure of the tax multiplied by
22 the rates for enhanced food fish as follows:

23 (a) Chinook, coho, and chum salmon and anadromous game fish:
24 (~~Five~~) Seven and twenty-five one-hundredths percent;

25 (b) Pink and sockeye salmon: (~~Three~~) Seven and fifteen one-
26 hundredths percent;

27 (c) Other food fish and shellfish, except oysters, sea urchins, and
28 sea cucumbers: Two and one-tenth percent;

29 (d) Oysters: Eight one-hundredths of one percent;

30 (e) Sea urchins: Four and six-tenths percent through December 31,
31 2005, and two and one-tenth percent thereafter; and

32 (f) Sea cucumbers: Four and six-tenths percent through December
33 31, 2005, and two and one-tenth percent thereafter.

34 (5) An additional tax is imposed equal to the rate specified in RCW
35 82.02.030 multiplied by the tax payable under subsection (4) of this
36 section.

1 NEW SECTION. **Sec. 3.** The secretary of state shall submit this act
2 to the people for their adoption and ratification, or rejection, at the
3 next general election to be held in this state, in accordance with RCW
4 43.135.090.

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