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**SUBSTITUTE SENATE BILL 6282**

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**State of Washington**

**58th Legislature**

**2004 Regular Session**

**By** Senate Committee on Parks, Fish & Wildlife (originally sponsored by Senators Doumit, Oke, Berkey, Stevens and Rasmussen)

READ FIRST TIME 02/03/04.

1 AN ACT Relating to personal use shellfish licenses; and amending  
2 RCW 77.32.520, 77.32.555, 77.32.070, and 77.12.170.

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

4 **Sec. 1.** RCW 77.32.520 and 2000 c 107 s 27 are each amended to read  
5 as follows:

6 (1) A personal use shellfish and seaweed license is required for  
7 all persons other than residents or nonresidents under fifteen years of  
8 age to fish for, take, dig for, or possess seaweed or shellfish,  
9 including razor clams, for personal use from state waters or offshore  
10 waters including national park beaches.

11 (2) A razor clam license allows a person to harvest only razor  
12 clams for personal use from state waters, including national park  
13 beaches.

14 (3) The fees for annual personal use shellfish and seaweed licenses  
15 are:

16 (a) For a resident fifteen years of age or older, seven dollars;

17 (b) For a nonresident fifteen years of age or older, twenty  
18 dollars; and

19 (c) For a senior, five dollars.

1       (~~(3) The license fee for a two day personal use shellfish and~~  
2 ~~seaweed license is six dollars for residents or nonresidents fifteen~~  
3 ~~years of age or older.~~)

4       (4) The fee for an annual razor clam license is five dollars and  
5 fifty cents for residents and eleven dollars for nonresidents.

6       (5) The fee for a three-day razor clam license is three dollars and  
7 fifty cents for both residents and nonresidents.

8       (6) A personal use shellfish and seaweed license (~~shall~~) or razor  
9 clam license must be visible on the licensee while harvesting shellfish  
10 or seaweed.

11       **Sec. 2.** RCW 77.32.555 and 2003 c 263 s 2 are each amended to read  
12 as follows:

13       In addition to the fees authorized in this chapter, the department  
14 shall include a surcharge to fund biotoxin testing and monitoring by  
15 the department of health of beaches used for recreational shellfishing,  
16 and to fund monitoring by the Olympic region harmful algal bloom  
17 program of the Olympic natural resources center at the University of  
18 Washington. A surcharge of three dollars applies to resident and  
19 nonresident shellfish and seaweed licenses as authorized by RCW  
20 77.32.520(~~(+2)~~) (3) (a) and (b); (~~and~~) a surcharge of two dollars  
21 applies to resident and nonresident adult combination licenses as  
22 authorized by RCW 77.32.470(2)(a); a surcharge of two dollars applies  
23 to annual resident and nonresident razor clam licenses as authorized by  
24 RCW 77.32.520(4); and a surcharge of one dollar applies to the three-  
25 day razor clam license authorized by RCW 77.32.520(5). Amounts  
26 collected from these surcharges must be deposited in the general fund--  
27 local account managed by the department of health, except that one  
28 hundred fifty thousand dollars per year shall be deposited in the  
29 general fund--local account managed by the University of Washington.

30       Amounts in excess of the annual costs of the department of health  
31 recreational shellfish testing and monitoring program shall be  
32 transferred to the general fund by the department of health.

33       **Sec. 3.** RCW 77.32.070 and 1998 c 191 s 11 are each amended to read  
34 as follows:

35       Applicants for a license, permit, tag, or stamp shall furnish the  
36 information required by the director. However, the director may not

1 require the purchaser of a razor clam license under RCW 77.32.520 to  
2 provide any personal information except for proof of residency. The  
3 commission may adopt rules requiring licensees or permittees to keep  
4 records and make reports concerning the taking of fish, shellfish, and  
5 wildlife.

6 **Sec. 4.** RCW 77.12.170 and 2003 c 317 s 3 are each amended to read  
7 as follows:

8 (1) There is established in the state treasury the state wildlife  
9 fund which consists of moneys received from:

10 (a) Rentals or concessions of the department;

11 (b) The sale of real or personal property held for department  
12 purposes;

13 (c) The sale of licenses, permits, tags, and stamps required by  
14 chapter 77.32 RCW and RCW 77.65.490, except annual resident adult  
15 saltwater and all annual razor clam and shellfish licenses, which shall  
16 be deposited into the state general fund;

17 (d) Fees for informational materials published by the department;

18 (e) Fees for personalized vehicle license plates as provided in  
19 chapter 46.16 RCW;

20 (f) Articles or wildlife sold by the director under this title;

21 (g) Compensation for damage to department property or wildlife  
22 losses or contributions, gifts, or grants received under RCW 77.12.320;

23 (h) Excise tax on anadromous game fish collected under chapter  
24 82.27 RCW;

25 (i) The sale of personal property seized by the department for  
26 fish, shellfish, or wildlife violations;

27 (j) The department's share of revenues from auctions and raffles  
28 authorized by the commission; and

29 (k) The sale of watchable wildlife decals under RCW 77.32.560.

30 (2) State and county officers receiving any moneys listed in  
31 subsection (1) of this section shall deposit them in the state treasury  
32 to be credited to the state wildlife fund.

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