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HOUSE BILL 1075

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State of Washington

63rd Legislature

2013 Regular Session

By Representatives Lytton, Blake, Chandler, Haigh, and Morris

Read first time 01/15/13. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to the number of Puget Sound Dungeness crab fishery  
2 licenses that one vessel may be designated to carry; and amending RCW  
3 77.65.100 and 77.65.130.

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

5 **Sec. 1.** RCW 77.65.100 and 2005 c 82 s 1 are each amended to read  
6 as follows:

7 (1) This section applies to all commercial fishery licenses,  
8 delivery licenses, and charter licenses.

9 ~~((+1))~~ (2) An applicant for a license subject to this section may  
10 designate a vessel to be used with the license. Except for emergency  
11 salmon delivery licenses, the director may issue a license regardless  
12 of whether the applicant designates a vessel. An applicant may  
13 designate no more than one vessel on a license subject to this section.

14 ~~((+2))~~ (3) A license for a fishery that requires a vessel  
15 authorizes no taking or delivery of food fish or shellfish unless a  
16 vessel is designated on the license. A delivery license authorizes no  
17 delivery of food fish or shellfish unless a vessel is designated on the  
18 license.

1       (~~(3)~~) (4) No vessel may be designated on more than one commercial  
2 fishery license unless the licenses are for different fisheries,  
3 except:

4       (a) The same vessel may be designated on two of the following  
5 licenses, provided the licenses are owned by the same licensee:

6       (i) Shrimp pot-Puget Sound fishery license;

7       (ii) Sea cucumber dive fishery license; and

8       (iii) Sea urchin dive fishery license.

9       (b) Subject to the provisions of RCW 77.65.130, the same vessel may  
10 be designated on (~~two~~) four Puget Sound Dungeness crab fishery  
11 licenses(~~, subject to the provision of RCW 77.65.130~~) issued pursuant  
12 to RCW 77.70.110.

13       (~~(4)~~) (5) No vessel may be designated on more than one delivery  
14 license, on more than one salmon charter license, or on more than one  
15 nonsalmon charter license.

16       **Sec. 2.** RCW 77.65.130 and 2005 c 82 s 2 are each amended to read  
17 as follows:

18       (1) A person who holds a commercial fishery license or a delivery  
19 license may operate the vessel designated on the license. A person who  
20 is not the license holder may operate the vessel designated on the  
21 license only if:

22       (a) The person holds an alternate operator license issued by the  
23 director; and

24       (b) The person is designated as an alternate operator on the  
25 underlying commercial fishery license or delivery license under RCW  
26 77.65.110.

27       (2) Only an individual at least sixteen years of age may hold an  
28 alternate operator license.

29       (3) No individual may hold more than one alternate operator  
30 license. An individual who holds an alternate operator license may be  
31 designated as an alternate operator on an unlimited number of  
32 commercial fishery licenses or delivery licenses under RCW 77.65.110.

33       (4) An individual who holds (~~two~~) multiple Dungeness crab--Puget  
34 Sound fishery licenses issued pursuant to RCW 77.70.110 may operate the  
35 licenses on one vessel if the license holder or alternate operator is  
36 on the vessel. The department shall allow a license holder to operate  
37 up to one hundred crab pots for each license.

1           (5) Two persons owning separate Dungeness crab--Puget Sound fishery  
2 licenses may operate (~~both~~) their licenses on one vessel if the  
3 license holders or their alternate operators are on the vessel.

4           (6) As used in this section, to "operate" means to control the  
5 deployment or removal of fishing gear from state waters while aboard a  
6 vessel or to operate a vessel delivering food fish or shellfish taken  
7 in offshore waters to a port within the state.

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