

CERTIFICATION OF ENROLLMENT  
**SUBSTITUTE SENATE BILL 5082**

Chapter 362, Laws of 1991  
(partial veto)

52nd Legislature  
1991 Regular Session

PROFESSIONAL SALMON GUIDES--LICENSING REQUIREMENTS

EFFECTIVE DATE: 7/28/91

Passed by the Senate April 23, 1991  
Yeas 45 Nays 0

JOEL PRITCHARD  
**President of the Senate**

Passed by the House April 18, 1991  
Yeas 97 Nays 0

JOE KING  
**Speaker of the  
House of Representatives**

Approved May 21, 1991, with  
the exception of section 4,  
which is vetoed.

BOOTH GARDNER  
**Governor of the State of Washington**

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5082** as passed by the Senate and the House of Representatives on the dates hereon set forth.

GORDON A. GOLOB  
**Secretary**

FILED

May 21, 1991 - 11:37 a.m.

**Secretary of State  
State of Washington**



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**SUBSTITUTE SENATE BILL 5082**

AS AMENDED BY THE HOUSE

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Passed Legislature - 1991 Regular Session

**State of Washington                      52nd Legislature                      1991 Regular Session**

**By** Senate Committee on Environment & Natural Resources (originally sponsored by Senators Bauer, L. Smith and Oke).

Read first time February 4, 1991.

1            AN ACT Relating to professional salmon fishing guides; amending RCW  
2 75.28.010; adding a new section to chapter 75.28 RCW; creating a new  
3 section; and repealing RCW 77.12.480.

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

5            **Sec. 1.** RCW 75.28.010 and 1985 c 457 s 18 are each amended to read  
6 as follows:

7            (1) Except as otherwise provided by this title, a license or permit  
8 issued by the director is required to:

9            (a) Commercially fish for or take food fish or shellfish;

10           (b) Deliver food fish or shellfish taken in offshore waters;

11           (c) Operate a charter boat; ~~((or))~~

12           (d) Engage in processing or wholesaling food fish or shellfish; or

13           (e) Operate as a guide for salmon for personal use in freshwater  
14 rivers and streams, other than that part of the Columbia river below  
15 the bridge at Longview.

1 (2) It is unlawful to engage in the activities described in  
2 subsection (1) of this section without having in possession the  
3 licenses or permits required by this title.

4 (3) No license or permit is required for the production or  
5 harvesting of private sector cultured aquatic products as defined in  
6 RCW 15.85.020 or for the delivery, processing, or wholesaling of such  
7 aquatic products. However, if a means of identifying such products is  
8 required by rules adopted under RCW 15.85.060, the exemption from  
9 licensing or permit requirements established by this subsection applies  
10 only if the aquatic products are identified in conformance with those  
11 rules.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 75.28 RCW  
13 to read as follows:

14 A professional salmon guide license is required for the holder to  
15 offer or perform the services of a professional salmon guide in the  
16 taking of salmon for personal use in freshwater rivers and streams,  
17 other than in that part of the Columbia river below the bridge at  
18 Longview. The annual license fees are fifty dollars for residents and  
19 five hundred dollars for nonresidents. A surcharge of twenty dollars  
20 shall be assessed on each resident guide license and a surcharge of one  
21 hundred dollars shall be assessed on each nonresident guide license for  
22 the purposes of RCW 75.50.100.

23 NEW SECTION. **Sec. 3.** The house fisheries and wildlife  
24 committee and the senate committee on environment and natural resources  
25 shall evaluate whether the fishing guide license requirements under  
26 this act are sufficient, and shall present their recommendations to the  
27 legislature by December 31, 1991.

1       \*

2       NEW SECTION.   Sec. 4.       RCW 77.12.480 and 1980 c 78 s 64, 1967  
3   c 62 s 4 are each repealed.

4   \*Sec. 4 was vetoed, see message at end of chapter.

      Passed the Senate April 23, 1991.  
      Passed the House April 18, 1991.  
      Approved by the Governor May 21, 1991, with the exception of  
          certain items which were vetoed.  
      Filed in Office of Secretary of State May 21, 1991.

1       Note: Governor's explanation of partial veto is as follows:

2       "I am returning herewith, without my approval as to section 4,  
3   Substitute Senate Bill No. 5082 entitled:

4       "AN ACT Relating to professional salmon fishing guides."

5       This bill contains a provision repealing reciprocity with Idaho for  
6   fishing in the concurrent waters of Washington and Idaho on the Snake  
7   River. This repealer was added during the session when it became  
8   apparent that Idaho was acting inconsistently with the reciprocity  
9   agreement with respect to fishing guide licenses. Recently, Washington  
10   and Idaho wildlife agencies, the Idaho Guides Association, and the  
11   respective Attorney General's Offices have agreed to meet and discuss  
12   future actions regarding reciprocity between the two states on the  
13   Snake River. Due to this renewed cooperative arrangement, it is  
14   unnecessary to repeal the section relating to the reciprocity  
15   agreement. I expect that the two states can continue to work together  
16   in the future. Without such a cooperative agreement, residents wishing  
17   to fish on the concurrent waters of the Snake River would have been  
18   required to purchase licenses from both states. This would only cause  
19   confusion and animosity.

20       For these reasons, I have vetoed section 4 of Substitute Senate  
21   Bill No. 5082.

22       With the exception of section 4, Substitute Senate Bill No. 5082 is  
23   approved."