
SENATE BILL 6016

State of Washington

54th Legislature

1995 Regular Session

By Senator A. Anderson

Read first time 02/23/95. Referred to Committee on Natural Resources.

1 AN ACT Relating to the Puget Sound bottomfish fishery; reenacting
2 and amending RCW 75.30.050; adding new sections to chapter 75.30 RCW;
3 and creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that the Puget Sound
6 trawl fishery for bottomfish has the potential to become
7 overcapitalized. The legislature further finds that overcapitalization
8 can lead to economic hardship, and that reductions in fishing
9 opportunity from future licensing restrictions create uncertainty. It
10 is in the best interest of the bottomfish resource and the commercial
11 trawl fishers in the state to place a moratorium on entry into the
12 Puget Sound trawl fishery for bottomfish.

13 NEW SECTION. **Sec. 2.** It is unlawful to trawl commercially for
14 bottomfish in Puget Sound without a Puget Sound trawl bottomfish
15 license. The license shall be valid for the qualifying owner and
16 vessel for which the license was issued. Vessels qualifying for a
17 license under this section shall meet the following criteria:

1 (1) Landed five thousand pounds of bottomfish per year with a Puget
2 Sound trawl license in three of the five years between 1990 and 1994,
3 as verified by fish delivery tickets;

4 (2) Possessed a valid commercial Puget Sound trawl license and all
5 gear necessary to fish for bottomfish on December 31, 1993; and

6 (3) Paid the license fee which shall be the same as the license fee
7 established for the Puget Sound trawl license under RCW 75.28.120.

8 NEW SECTION. **Sec. 3.** A Puget Sound trawl bottomfish license is
9 transferable.

10 NEW SECTION. **Sec. 4.** A holder of a Puget Sound trawl bottomfish
11 license shall renew the license annually or permanently relinquish the
12 license. The fees for renewal shall be the same as the Puget Sound
13 trawl license fees established in RCW 75.28.120.

14 **Sec. 5.** RCW 75.30.050 and 1994 sp.s. c 9 s 807 and 1994 c 260 s 18
15 are each reenacted and amended to read as follows:

16 (1) The director shall appoint three-member advisory review boards
17 to hear cases as provided in RCW 75.30.060. Members shall be from:

18 (a) The commercial crab fishing industry in cases involving
19 Dungeness crab*Puget Sound fishery licenses;

20 (b) The commercial herring fishery in cases involving herring
21 fishery licenses;

22 (c) The commercial sea urchin fishery in cases involving sea urchin
23 dive fishery licenses;

24 (d) The commercial sea cucumber fishery in cases involving sea
25 cucumber dive fishery licenses;

26 (e) The commercial ocean pink shrimp industry (*Pandalus jordani*) in
27 cases involving ocean pink shrimp delivery licenses; ((and))

28 (f) The commercial coastal crab fishery in cases involving
29 Dungeness crab*coastal fishery licenses and Dungeness crab*coastal
30 class B fishery licenses. The members shall include one person from
31 the commercial crab processors, one Dungeness crab*coastal fishery
32 license holder, and one citizen representative of a coastal community;
33 and

34 (g) The commercial Puget Sound trawl industry in cases involving
35 bottomfish endorsements to Puget Sound trawl licenses.

1 (2) Members shall serve at the discretion of the director and shall
2 be reimbursed for travel expenses as provided in RCW 43.03.050,
3 43.03.060, and 43.03.065.

4 NEW SECTION. **Sec. 6.** The director may reduce but may not waive
5 any landing requirement established under section 2 of this act upon
6 the recommendation of a board of review established under RCW
7 75.30.050. The board of review may recommend a reduction of the
8 landing requirement in individual cases if in the board's judgment,
9 extenuating circumstances prevent achievement of the landing
10 requirement, or if the individual was significantly involved in the
11 bottomfish fishery in Puget Sound before 1989, whether or not that
12 individual was a license holder. The director shall adopt rules
13 governing the operation of the board of review and defining extenuating
14 circumstances.

15 NEW SECTION. **Sec. 7.** Sections 2 through 4 and 6 of this act are
16 each added to chapter 75.30 RCW.

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