
SUBSTITUTE HOUSE BILL 2043

State of Washington

53rd Legislature

1993 Regular Session

By House Committee on Fisheries & Wildlife (originally sponsored by Representative Kremen)

Read first time 03/03/93.

1 AN ACT Relating to the Puget Sound bottomfish fishery; amending RCW
2 75.30.050; adding new sections to chapter 75.30 RCW; and creating a new
3 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 creates 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 with a Puget Sound
2 trawl license in any single year between 1987 and 1993, as verified by
3 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, 1992; 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 75.28.140.

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 75.28.140.

14 **Sec. 5.** RCW 75.30.050 and 1990 c 61 s 3 are each amended to read
15 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 salmon charter boat fishing industry in cases involving
19 salmon charter boat licenses or angler permits;

20 (b) The commercial salmon fishing industry in cases involving
21 commercial salmon licenses;

22 (c) The commercial crab fishing industry in cases involving Puget
23 Sound crab license endorsements;

24 (d) The commercial herring fishery in cases involving herring
25 validations;

26 (e) The commercial Puget Sound whiting fishery in cases involving
27 Puget Sound whiting license endorsements;

28 (f) The commercial sea urchin fishery in cases involving sea urchin
29 endorsements to shellfish diver licenses; ((and))

30 (g) The commercial sea cucumber fishery in cases involving sea
31 cucumber endorsements to shellfish diver licenses; and

32 (h) The commercial Puget Sound trawl industry in cases involving
33 bottomfish endorsements to Puget Sound trawl licenses.

34 (2) Members shall serve at the discretion of the director and shall
35 be reimbursed for travel expenses as provided in RCW 43.03.050 and
36 43.03.060.

1 NEW SECTION. **Sec. 6.** The director may reduce but may not waive
2 any landing requirement established under section 2 of this act upon
3 the recommendation of a board of review established under RCW
4 75.30.050. The board of review may recommend a reduction of the
5 landing requirement in individual cases if in the board's judgment,
6 extenuating circumstances prevent achievement of the landing
7 requirement, or if the individual was significantly involved in the
8 bottomfish fishery in Puget Sound before 1987, whether or not that
9 individual was a license holder. The director shall adopt rules
10 governing the operation of the board of review and defining extenuating
11 circumstances.

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

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