

Chapter 220-69 WAC

FISH RECEIVING TICKETS—WEIGHT DELIVERY SHEETS

WAC			
220-69-210	Definitions.	220-69-070	Weight delivery sheets—Rules for use of. [Order 640, filed 4/30/65.] Repealed by Order 76-25, filed 1:50 p.m., 4/20/76, effective 7/1/76.
220-69-215	When state of Washington fish receiving tickets are required.	220-69-080	Fish receiving tickets—Signatures. [Order 920, § 220-69-080, filed 5/13/71; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
220-69-220	When state of Washington fish receiving tickets are not required.	220-69-081	License cards. [Order 76-25, § 220-69-081, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 920, § 220-69-081, filed 5/13/71.] Repealed by Order 76-153, filed 12/17/76.
220-69-230	Description of Washington state nontreaty fish receiving tickets.	220-69-082	Mechanical imprinter. [Order 76-25, § 220-69-082, filed 1:50 p.m., 4/20/76, effective 7/1/76.] Repealed by Order 76-153, filed 12/17/76.
220-69-234	Description of treaty Indian fish receiving ticket.	220-69-083	Treaty identification cards. [Order 76-25, § 220-69-083, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-083, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.
220-69-23402	Description of aquatic farm production report.	220-69-085	Dealer's plate. [Order 76-25, § 220-69-085, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 920, § 220-69-085, filed 5/13/71.] Repealed by Order 76-153, filed 12/17/76.
220-69-236	Description of catch record cards and required information.	220-69-090	Nontreaty fish receiving tickets—Disposition. [Order 76-25, § 220-69-090, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-090, filed 9/25/75; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
220-69-240	Duties of commercial purchasers and receivers.	220-69-091	Treaty Indian fish receiving tickets copies disposition. [Order 1298, § 220-69-091, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.
220-69-241	Duties of commercial fishers.	220-69-095	Imprinters—Control. [Order 76-25, § 220-69-095, filed 1:50 p.m., 4/20/76, effective 7/1/76.] Repealed by Order 76-153, filed 12/17/76.
220-69-242	Duties of commercial shellfish shuckers.	220-69-100	Voided, unused, tickets. [Order 76-25, § 220-69-100, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
220-69-243	Duties of aquatic farmers.	220-69-110	Compliance required—Misrepresentations—Forms. [Order 640, filed 4/30/65.] Repealed by Order 77-31, filed 5/11/77.
220-69-250	Required information on nontreaty fish receiving tickets.	220-69-231	Description of troll fish receiving ticket. [Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-231, filed 2/17/78; Order 77-14, § 220-69-231, filed 4/15/77; Order 76-153, § 220-69-231, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.-080.
220-69-254	Required information on treaty Indian fish receiving tickets.	220-69-232	Description of marine fish receiving ticket. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-232, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-232, filed 2/17/78; Order 76-153, § 220-69-232, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
220-69-260	Distribution of copies of nontreaty fish receiving tickets.	220-69-233	Description of utility fish receiving ticket. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-233, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-233, filed 2/17/78; Order 76-153, § 220-69-233, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
220-69-264	Distribution of copies of treaty Indian fish receiving tickets.	220-69-23401	Description of shellfish receiving ticket. [Statutory Authority: RCW 75.08.080. 81-14-039 (Order 81-44), § 220-69-23401, filed 6/29/81; 80-05-093 (Order 80-27), § 220-69-23401, filed 5/2/80.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
220-69-26401	Distribution of copies of shellfish receiving ticket.	220-69-235	Description of oyster production report. [Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-235, filed 2/17/78; Order 76-153, § 220-69-235, filed 12/17/76.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
220-69-270	License cards.	220-69-23501	Description of hardshell clam and mussel production report. [Statutory Authority: RCW 75.08.080. 83-24-
220-69-271	Dealer and buyer plates.		
220-69-272	Treaty Indian identification cards.		
220-69-273	Imprinters.		
220-69-274	Signatures.		
220-69-280	Fish receiving ticket accountability.		
220-69-290	Annual production report.		
220-69-300	Commercial food fish and shellfish transportation ticket.		
DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER			
220-69-001	Promulgation. [Order 640, filed 4/30/65.] Repealed by Order 76-25, filed 1:50 p.m., 4/20/76, effective 7/1/76.		
220-69-005	Definitions. [Order 1298, § 220-69-005, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.		
220-69-010	Nontreaty salmon fish receiving ticket. [Order 76-25, § 220-69-010, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-010, filed 9/25/75; Order 995, § 220-69-010, filed 6/8/72; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.		
220-69-011	Nontreaty shellfish and food fish other than salmon fish receiving ticket. [Order 76-25, § 220-69-011, filed 1:50 p.m., 4/20/76, effective 7/1/76.] Repealed by Order 76-153, filed 12/17/76.		
220-69-012	Treaty Indian fish receiving ticket. [Order 76-25, § 220-69-012, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-012, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.		
220-69-020	Weight delivery sheets—Form—Contents. [Order 640, filed 4/30/65.] Repealed by Order 76-25, filed 1:50 p.m., 4/20/76, effective 7/1/76.		
220-69-030	Duties of receivers and purchasers. [Order 76-25, § 220-69-030, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-030, filed 9/25/75; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.		
220-69-040	Fish receiving tickets—Duties of fishermen and growers. [Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.		
220-69-050	Oyster purchasers, receivers, shuckers—Duties. [Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.		
220-69-060	Additional requirements. [Order 76-25, § 220-69-060, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.		

- 049 (Order 83-203), § 220-69-23501, filed 12/2/83; 81-03-032 (Order 81-6), § 220-69-23501, filed 1/13/81.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
- 220-69-237 Description of sport salmon catch record and required information. [Statutory Authority: RCW 75.08.080. 90-17-080 (Order 90-55), § 220-69-237, filed 8/16/90, effective 9/16/90; 90-03-068 (Order 90-05), § 220-69-237, filed 1/19/90, effective 2/19/90; 89-07-071 (Order 89-05), § 220-69-237, filed 3/20/89; 84-09-026 (Order 84-22), § 220-69-237, filed 4/11/84; 83-24-049 (Order 83-203), § 220-69-237, filed 12/2/83; Order 77-121, § 220-69-237, filed 10/19/77; Order 76-153, § 220-69-237, filed 12/17/76.] Repealed by 99-17-066 (Order 99-125), filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080 and 77.12.040.
- 220-69-238 Description of sturgeon catch record and required information. [Statutory Authority: RCW 75.08.080. 90-17-080 (Order 90-55), § 220-69-238, filed 8/16/90, effective 9/16/90; 90-03-068 (Order 90-05), § 220-69-238, filed 1/19/90, effective 2/19/90; 89-07-071 (Order 89-05), § 220-69-238, filed 3/20/89; 88-05-002 (Order 88-03), § 220-69-238, filed 2/4/88.] Repealed by 99-17-066 (Order 99-125), filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080 and 77.12.040.
- 220-69-239 Description of halibut catch record card and required information. [Statutory Authority: RCW 75.08.080. 90-17-080 (Order 90-55), § 220-69-239, filed 8/16/90, effective 9/16/90.] Repealed by 99-17-066 (Order 99-125), filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080 and 77.12.040.
- 220-69-245 Duties of sport salmon and sturgeon catch record card issuers. [Statutory Authority: RCW 75.08.080. 88-05-002 (Order 88-03), § 220-69-245, filed 2/4/88; 83-24-049 (Order 83-203), § 220-69-245, filed 12/2/83; Order 76-153, § 220-69-245, filed 12/17/76.] Repealed by 94-01-001, filed 12/1/93, effective 1/1/94. Statutory Authority: RCW 75.08.080.
- 220-69-247 Required information on sport salmon catch record. [Statutory Authority: RCW 75.08.080. 84-09-026 (Order 84-22), § 220-69-247, filed 4/11/84.] Repealed by 89-07-071 (Order 89-05), filed 3/20/89. Statutory Authority: RCW 75.08.080.
- 220-69-251 Required information on troll fish receiving tickets. [Order 76-153, § 220-69-251, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-252 Required information on marine fish receiving tickets. [Order 76-153, § 220-69-252, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-253 Required information on utility fish receiving tickets. [Order 76-153, § 220-69-253, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-25401 Required information on shellfish receiving ticket. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-25401, filed 5/2/80.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-25402 Required information on aquaculture production report. [Statutory Authority: RCW 75.08.080. 81-03-032 (Order 81-6), § 220-69-25402, filed 1/13/81.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
- 220-69-255 Required information on oyster production report. [Statutory Authority: RCW 75.08.080 [75.08.080], 78-03-031 (Order 78-7), § 220-69-255, filed 2/17/78; Order 76-153, § 220-69-255, filed 12/17/76.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
- 220-69-25501 Required information on hardshell clam and mussel production report. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-25501, filed 12/2/83; 81-03-032 (Order 81-6), § 220-69-25501, filed 1/13/81.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
- 220-69-261 Distribution of copies of troll fish receiving tickets. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-261, filed 5/2/80; Order 76-153, § 220-69-261, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-262 Distribution of copies of marine and utility fish receiving ticket. [Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-262, filed 12/20/99, effective 1/20/00; 91-05-015 (Order 91-07), § 220-69-262, filed 2/8/91, effective 3/11/91. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-262, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-262, filed 12/2/83; Order 76-153, § 220-69-262, filed 12/17/76.] Repealed by 04-17-096 (Order 04-210), filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 77.12.047.
- 220-69-263 Distribution of copies of utility fish receiving ticket. [Order 76-153, § 220-69-263, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-26402 Distribution of copies of aquaculture production report. [Statutory Authority: RCW 75.08.080. 81-03-032 (Order 81-6), § 220-69-26402, filed 1/13/81.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
- 220-69-265 Distribution of copies of oyster production report. [Statutory Authority: RCW 75.08.080. 81-03-032 (Order 81-6), § 220-69-265, filed 1/13/81; Order 76-153, § 220-69-265, filed 12/17/76.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.
- 220-69-26501 Distribution of copies of hardshell clam and mussel production report. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-26501, filed 12/2/83; 81-03-032 (Order 81-6), § 220-69-26501, filed 1/13/81.] Repealed by 86-19-043 (Order 86-102), filed 9/12/86. Statutory Authority: RCW 75.08.080 and 75.58.040.

WAC 220-69-210 Definitions. The following definitions apply to this chapter:

(1) "Broker" means a person whose business it is to bring a seller of fish and shellfish and a purchaser of those fish and shellfish together. A broker is not required to have a wholesale dealer's license if the fish or shellfish only transit the state of Washington, and no storage, handling, processing, or repackaging occurs within the state.

A broker who takes physical possession of fish or shellfish is an original receiver, and is required to complete a fish receiving ticket. A broker acting strictly as an intermediary is not required to complete a fish receiving ticket for fish or shellfish that are delivered to an original receiver in the state of Washington. A broker is required to complete a fish receiving ticket for brokering an interstate or foreign sale from a Washington fisher who is not a holder of a direct retail endorsement, or a sale of fish or shellfish which have entered the state from another state, territory or country, if the fish or shellfish are placed into interstate or foreign commerce without having been delivered to an original receiver in the state of Washington.

(2) "Buyer" means a person who receives fish or shellfish, and who is required to complete a fish receiving ticket. A wholesale dealer or a retail seller who directly receives fish or shellfish from a commercial fisher or receives fish or shellfish in interstate or foreign commerce is acting in the capacity of a buyer and is required to complete a fish receiving ticket. A buyer who is acting as an agent for a wholesale dealer is required to have a fish buyer's license.

(3) "Department" means:
 Department of Fish and Wildlife
 Information Systems
 600 Capitol Way North
 Olympia, Washington 98501-1091

(4) "Delivery" means arrival at a place or port, and includes arrivals from offshore waters to waters within the state, arrivals ashore from state or offshore waters, and arrivals within the state from interstate or foreign commerce.

(5) "Fish" means food fish classified under WAC 220-12-010 and game fish taken by treaty fishers and sold commercially.

(6) "Fisher" means a Washington-licensed commercial fisher or holder of a delivery permit.

(7) "Fresh" means unprocessed and unfrozen, regardless of whether the fish or shellfish are in the round, cleaned, or packaged for retail sale.

(8) "Frozen" means completely frozen throughout. Flash frozen and surface glaze frozen fish and shellfish are unfrozen fish and shellfish.

(9) "Nontreaty" means all entities not qualified by definition as treaty.

(10) "Original receiver" or "receiver" means the first person in possession of fish or shellfish in the state of Washington who is acting in the capacity of a buyer. A fisher who is not the holder of a direct retail endorsement and who sells fish or shellfish to anyone other than a dealer, or a fisher who delivers fish or shellfish and places the fish or shellfish into interstate or foreign commerce is the original receiver of the fish or shellfish. A cold storage facility that holds fish or shellfish for a fisher is not an original receiver, provided that the facility does not process, package, or otherwise handle the fish or shellfish. A person transporting fish or shellfish on behalf of a fisher, and who is in possession of an accurately completed commercial food fish and shellfish transportation ticket, is not an original receiver, provided the fish or shellfish are transported only to a cold storage facility or to a buyer.

(11) "Processed" means preparing and preserving, and requires a wholesale dealer's license. Preserving includes treated with heat, including smoking and kippering. Cooked crab are processed. Preserving also includes freezing fish and shellfish.

(12) "Shellfish" means shellfish classified under WAC 220-12-020.

(13) "Treaty" and "treaty Indian," for purposes of fish receiving tickets only, means persons who are members of federally recognized Indian tribes that are entitled to harvest fish or shellfish under the Makah, Medicine Creek, Nez Perce, Point Elliott, Point-No-Point, Quinault, Umatilla and Walla Walla, and Yakima treaties, or persons who are members of federally recognized treaty tribes whose reservations are located within Washington state and who harvest fish or shellfish within their tribe's reservation.

(14) "Wholesale dealer" or "dealer" means a person who takes possession or ownership of fish or shellfish and sells, barter, or exchanges or attempts to sell, barter or exchange fish or shellfish that have been landed into the state of Washington or entered the state of Washington in interstate or foreign commerce. A wholesale dealer is required to be licensed. A fisher who is not a holder of a direct retail endorsement and sells fish or shellfish to anyone other than a wholesale dealer is required to have a wholesale dealer's license. A retail seller who receives fish or shellfish in interstate or foreign commerce from a person who is not a wholesale dealer is required to have a wholesale dealer's license.

(15) "Working day" means Monday through Friday exclusive of a Washington state or federal holiday.

[Statutory Authority: RCW 77.12.047. 04-17-096 (Order 04-210), § 220-69-210, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-210, filed 12/20/99, effective 1/20/00; Order 76-153, § 220-69-210, filed 12/17/76.]

WAC 220-69-215 When state of Washington fish receiving tickets are required. (1) State of Washington fish receiving tickets are required for:

(a) Fresh fish and shellfish delivered in the state of Washington, including deliveries not purchased by a dealer, which shall be recorded as weigh-back or take-home fish or shellfish.

(b) Fresh fish and shellfish previously delivered in another state, territory or country, and transported into the state of Washington to an original receiver.

(c) Frozen fish or shellfish not previously delivered in another state, territory, or country, and transported into the state of Washington to an original receiver. Food fish and shellfish in this category are typically an at-sea processed product.

(d) Purchase of fish or shellfish from a fisher who is also a dealer, if the fisher/dealer has not previously completed a fish receiving ticket.

(e) Forage fish transferred at sea to another vessel.

(f) Forage fish caught for use as bait by the catching vessel and not transferred to another vessel or an original receiver.

(2) It is unlawful to fail to complete a fish receiving ticket when one is required.

Violation of this section is punishable under RCW 77.15.630.

[Statutory Authority: RCW 77.12.047. 07-23-001 (Order 07-278), § 220-69-215, filed 11/7/07, effective 12/8/07; 04-17-096 (Order 04-210), § 220-69-215, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-215, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-215, filed 12/2/83; Order 76-153, § 220-69-215, filed 12/17/76.]

WAC 220-69-220 When state of Washington fish receiving tickets are not required. State of Washington fish receiving tickets are not required for:

(1) Purchase or delivery of fish or shellfish from a wholesale dealer or holder of a direct retail endorsement, provided the dealer or holder has previously prepared a fish receiving ticket. For such purchase or delivery, it is unlawful for the person taking possession of the fish or shellfish to fail to obtain the name, address, dealer number, or direct retail endorsement number, together with sales receipt documents sufficient to show the quantity of fish or shellfish and date of transaction, and retain this information with the fish or shellfish.

(a) Violation of this subsection by a wholesale dealer is a gross misdemeanor, punishable under RCW 77.15.640.

(b) Violation of this subsection by a retail fish seller is a misdemeanor, punishable under RCW 77.15.568.

(2) Fresh or frozen fish or shellfish that are in transit through the state of Washington, if no storage, handling, processing, or repackaging occurs within the state.

(3) Private sector cultured aquatic products.

(4) Processed fish or shellfish except frozen fish or shellfish not previously delivered in another state, territory or country.

(5) Any importation of fish that are not classified food fish under WAC 220-12-010 or importation of shellfish that are not classified shellfish under WAC 220-12-020.

[Statutory Authority: RCW 77.12.047, 04-17-096 (Order 04-210), § 220-69-220, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-220, filed 12/20/99, effective 1/20/00; 94-01-001, § 220-69-220, filed 12/1/93, effective 1/1/94; 90-03-068 (Order 90-05), § 220-69-220, filed 1/19/90, effective 2/19/90. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-220, filed 9/12/86. Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-220, filed 12/2/83; 78-03-031 (Order 78-7), § 220-69-220, filed 2/17/78; Order 76-153, § 220-69-220, filed 12/17/76.]

WAC 220-69-230 Description of Washington state nontreaty fish receiving tickets. (1) There is hereby created the following nontreaty fish receiving ticket forms to be prepared, printed, and distributed upon request, by the department: Puget Sound salmon, troll, marine, utility, and shellfish. These forms shall contain space for the following information:

- (a) Fisherman: Name of licensed deliverer.
- (b) Address: Address of licensed deliverer.
- (c) Boat name: Name or Coast Guard number of landing vessel.
- (d) WDFW boat registration: Washington department of fish and wildlife boat registration number.
- (e) Gear: Code number or name of specific type of gear used.
- (f) Fisherman's signature: Signature of licensed deliverer.
- (g) Date: Date of landing.
- (h) Dealer: Name of dealer, and department number assigned to dealer.
- (i) Buyer: Name of buyer, and department number assigned to buyer.
- (j) Receiver's signature: Signature of original receiver.
- (k) Number of days fished: Days spent catching fish.
- (l) Fish or shellfish caught inside or outside 3-mile limit: Catch one box.
- (m) Catch area: Salmon catch area code if salmon are caught. Marine fish/shellfish catch area code if marine fish are caught or shellfish are caught or harvested.
- (n) Tally space for dealer's use: Used at dealer's discretion.
- (o) Species code: Department assigned species code.
- (p) Individual number of salmon and sturgeon.
- (q) Individual numbers of other fish species, if such fish are landed as part of an incidental catch allowance or catch ratio restriction that is expressed in numbers of fish rather than in pounds.
- (r) Number of ghost shrimp in dozens, number of oysters in dozens or gallons, and species description for all fish and shellfish.

(s) The original total weight in round pounds of all shellfish or fish, except that pounds of legally dressed fish and shellfish may be recorded in original dressed weight. Dressed fish and shellfish must be designated as dressed on the fish receiving ticket. Value of fish and shellfish sold or pur-

chased: Summary information for species, or species groups landed.

(t) All species or categories of bottomfish having a vessel trip limit must be listed separately (see WAC 220-44-050).

(u) Work area for dealer's use: Used at dealer's discretion, with the following exceptions:

(i) Federal sablefish endorsed limited entry permit numbers must be recorded in this area for each delivery of sablefish landed under the authority of this permit. Separate fish tickets are required for each permit number being used.

(ii) At the time of landing of coastal bottomfish into a Washington port, the fish buyer receiving the fish is required to clearly mark on the fish receiving ticket in the space reserved for dealer's use all legally defined trawl gear aboard the vessel at the time of delivery. The three trawl gear types are: Midwater trawl, roller trawl and small foot rope trawl (foot rope less than eight inches in diameter). The notation of the gear type(s) aboard the vessel is required prior to the signing of the fish receiving ticket by the vessel representative.

(v) Total amount: Total value of landing.

(w) Take-home fish: Species, number, and pounds of fish or shellfish retained for personal use.

(x) Crew: Name and signature of crew members who take home fish.

(2) The Puget Sound salmon fish receiving ticket shall be used for:

(a) Deliveries of nontreaty salmon caught in inland waters.

(b) Any other delivery of nontreaty salmon where the catch may be easily recorded.

(c) Any imports of fresh salmon into the state of Washington.

(3) The troll fish receiving ticket shall be used for:

(a) Deliveries of nontreaty coastal salmon and incidental catch.

(b) Any other nontreaty deliveries where the species delivered may be easily recorded.

(c) Any imports of fresh salmon into the state of Washington.

(d) Any bottomfish or halibut that are subject to a catch allowance or ratio restriction, when those species are taken incidental to salmon fishing.

(4) The marine fish receiving ticket shall be used for:

(a) Nontreaty deliveries of marine fish or bottomfish that do not include salmon.

(b) Any imports of fresh marine fish or bottomfish.

(5) The utility fish receiving ticket shall be used for:

(a) Any nontreaty deliveries that do not include salmon, where other fish receiving tickets are not appropriate.

(b) Any imports of fresh fish or shellfish that do not include salmon.

(6) The shellfish receiving ticket shall be used for:

(a) Any nontreaty deliveries of shellfish.

(b) Any imports of fresh shellfish.

(c) Any incidental catch of bottomfish made while fishing for shellfish. The species name, total pounds, and price per pounds must be entered for each species of bottomfish caught.

[Statutory Authority: RCW 77.04.020, 77.12.047, 50 C.F.R. § 660.370, and 50 C.F.R. § 300.63, 10-02-002 (Order 09-262), § 220-69-230, filed

12/23/09, effective 1/23/10. Statutory Authority: RCW 77.12.047, 07-23-002 (Order 07-279), § 220-69-230, filed 11/7/07, effective 12/8/07; 07-04-030, § 220-69-230, filed 1/29/07, effective 3/1/07. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-230, filed 12/20/99, effective 1/20/00; 85-11-020 (Order 85-43), § 220-69-230, filed 5/10/85; 84-08-014 (Order 84-24), § 220-69-230, filed 3/27/84; 83-24-049 (Order 83-203), § 220-69-230, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-230, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-230, filed 2/17/78; Order 76-153, § 220-69-230, filed 12/17/76.]

WAC 220-69-234 Description of treaty Indian fish receiving ticket. (1) There is hereby created a treaty Indian fish receiving ticket form to be prepared, printed, and distributed upon request, by the department, which shall contain space for the following information:

- (a) Tribal name: Name or identification number of tribe.
 - (b) Fisherman: Name or identification number of deliverer.
 - (c) Signature: Signature of deliverer on tribal copy of ticket.
 - (d) Date: Date of landing.
 - (e) Dealer: Name of dealer, and department number assigned to dealer.
 - (f) Buyer: Name of buyer, and department number assigned to buyer.
 - (g) Gear: Code name or number of specific gear type used.
 - (h) Receiver's signature: Signature of original receiver.
 - (i) Catch area: River name for river catch, salmon catch area for saltwater salmon catch, marine fish/shellfish catch area for nonsalmon saltwater catch.
 - (j) Tally space for dealer's use: Used at dealer's discretion.
 - (k) Individual number of salmon, steelhead, sturgeon, number of ghost shrimp in dozens, number of oysters in dozens or gallons, species description for all fish and shellfish, original total weight for each species or species group in round pounds, except pounds of legally dressed fish and shellfish may be recorded in original dressed weight. Dressed fish and shellfish must be designated as dressed. Value of fish and shellfish purchased. Summary information for species, or species group landed. All species or categories of bottomfish having a vessel trip limit must be listed separately (see WAC 220-44-050).
 - (l) Tribal tax: Tribal tax collected.
 - (m) Take-home fish: Species, number, and pounds of fish retained for personal, ceremonial, or subsistence use.
- (2) The treaty Indian fish receiving ticket shall be used for any deliveries of fish or shellfish caught by Washington treaty Indians.

[Statutory Authority: RCW 77.12.047, 07-04-030, § 220-69-234, filed 1/29/07, effective 3/1/07. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-234, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-234, filed 9/12/86. Statutory Authority: RCW 75.08.080, 85-11-020 (Order 85-43), § 220-69-234, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-234, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-234, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-234, filed 2/17/78; Order 76-153, § 220-69-234, filed 12/17/76.]

WAC 220-69-23402 Description of aquatic farm production report. (1) There is hereby created an aquaculture production report form to be prepared, printed and distributed

on request by the department. The aquatic farmer shall provide the following information:

- (a) Firm name: Name of aquaculture firm and telephone number.
 - (b) Firm address: Address of aquaculture firm.
 - (c) Aquatic farm numbers: Department assigned aquatic farm registration number and location number.
 - (d) Species: Common name of species grown at aquatic farm site.
 - (e) Quantity harvested for sale: Quantity, in production units, of each species harvested for sale. The production may be shown in pounds, dozens, gallons, bushels or bags.
 - (f) Unit value: Value per production unit.
 - (g) Signature: Signature of firm executive or authorized representative and date signed.
- (2) The aquaculture production report shall be used for reporting of aquaculture production as specified in WAC 220-69-243.

[Statutory Authority: RCW 77.12.047, 04-17-096 (Order 04-210), § 220-69-23402, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-23402, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-23402, filed 9/12/86. Statutory Authority: RCW 75.08.080, 81-03-032 (Order 81-6), § 220-69-23402, filed 1/13/81.]

WAC 220-69-236 Description of catch record cards and required information. (1) The department shall prepare and distribute a catch record card for the following:

- (a) Anadromous salmon (salmon);
 - (b) Dungeness crab taken from Catch Record Card Area 4 east of the Bonilla-Tatoosh line and Catch Record Card Areas 5-13;
 - (c) Halibut;
 - (d) Steelhead; and
 - (e) Sturgeon.
- (2) Each catch record card shall contain space for the following information, which must be recorded prior to the catch record card being separated from the underlying copy of the catch record card:
- (a) Name of fisher;
 - (b) Home address;
 - (c) City, state, and zip code;
 - (d) Date of issuance;
 - (e) Or, for automated licenses, the catch record card shall contain space for the appropriate validation sticker.
- (3) Each catch record card shall contain space for the following information:
- (a) Month of catch;
 - (b) Day of catch;
 - (c) Catch record card area, river code, or stream: Location of catch;
 - (d) A species code for salmon and sturgeon and a marked or unmarked space for salmon;
 - (e) A space for designating the type of vessel from which halibut was taken, either charter (c) or personal/kicker (k) boat;
 - (f) A space for the length of sturgeon;
 - (g) For Dungeness crab:
 - (i) The type of crab fishery as described on the Dungeness crab catch record card;
 - (ii) The total crab retained by fishery type;

(iii) A tally mark for each crab retained.

[Statutory Authority: RCW 77.12.047, 06-21-031 (Order 06-262), § 220-69-236, filed 10/9/06, effective 11/9/06; 05-05-035 (Order 05-15), § 220-69-236, filed 2/10/05, effective 5/1/05; 04-17-096 (Order 04-210), § 220-69-236, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 77.32.050, 00-11-178 (Order 00-80), § 220-69-236, filed 5/24/00, effective 6/24/00. Statutory Authority: RCW 75.08.080 and 77.12.040, 99-17-066 (Order 99-125), § 220-69-236, filed 8/13/99, effective 4/1/00.]

WAC 220-69-240 Duties of commercial purchasers and receivers. (1) It is unlawful for any person originally receiving fresh or iced fish or shellfish or frozen fish or shellfish that have not been previously delivered in another state, territory, or country, except purchases or receipts made by individuals or consumers at retail, to fail to be a licensed wholesale fish dealer or fish buyer, and to fail to immediately, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket for each and every purchase or receipt of such commodities. Each delivery must be recorded on a separate fish receiving ticket. Failure to be licensed under this subsection is punishable under RCW 77.15.620.

(2) It is unlawful for any person originally receiving fresh or iced fish or shellfish previously delivered in another state, territory, or country, to fail to be a licensed wholesale fish dealer or fish buyer, and to fail to immediately, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket for each and every purchase or receipt of such commodities. Failure to prepare a fish receiving ticket under this subsection is punishable under RCW 77.15.630.

(3) It is unlawful for any original receiver of crab or spot shrimp to fail to record all crab or spot shrimp aboard the vessel making the delivery to the original receiver. The poundage of any fish or shellfish deemed to be unmarketable, discards, or weigh backs must be shown on the fish receiving ticket and identified as such, but a zero dollar value may be entered for such fish or shellfish. Failure to prepare a fish receiving ticket under this subsection is punishable under RCW 77.15.630.

(4) Any employee of a licensed wholesale dealer who has authorization to receive or purchase fish or shellfish for that dealer on the premises of the primary business address or any of its plant locations as declared on the license application, shall be authorized to initiate and sign fish receiving tickets on behalf of his employer. The business, firm, and/or licensed wholesale fish dealer who the buyers are operating under shall be responsible for the accuracy and legibility of all such documents initiated in its name.

(5) It is unlawful for the original receiver to fail to initiate the completion of the fish receiving ticket upon receipt of any portion of a commercial catch. Should the delivery of the catch take more than one day, the date that the delivery is completed must be entered on the fish receiving ticket as the date of delivery. If, for any reason, the delivery vessel leaves the delivery site, the original receiver must immediately enter the current date on the fish receiving ticket. Violation of this subsection is punishable under RCW 77.15.630.

(6) Forage fish: It is unlawful for any person receiving forage fish to fail to report the forage fish on fish receiving tickets initiated and completed on the day the forage fish are delivered. Herring are also required to be reported on herring

harvest logs. The harvested amount of forage fish must be entered upon the fish ticket when the forage fish are off-loaded from the catcher vessel. An estimate of herring, candlefish, anchovy, or sardine caught but not sold due to mortality must be included on the fish ticket as "loss estimate." In the coastal sardine fishery, the amount of sardine, by weight, purchased for the purposes of conversion into fish flour, fishmeal, fish scrap, fertilizer, fish oil, other fishery products, or by-products for purposes other than human consumption or fishing bait, must be included on the fish ticket as "reduction." In any forage fish fishery, the amount of anchovy, by weight, purchased for the purposes of conversion into fish flour, fishmeal, fish scrap, fertilizer, fish oil, other fishery products, or by-products for purposes other than human consumption or fishing bait, must be included on the fish ticket as "reduction."

Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(7) Geoduck: It is unlawful for any person receiving geoducks, regardless of whether or not the receiver holds a license as required under Title 77 RCW, to fail to accurately and legibly complete the fish receiving ticket initiated on the harvest tract immediately upon the actual delivery of geoducks from the harvesting vessel onto the shore. This fish receiving ticket shall accompany the harvested geoducks from the department of natural resources harvest tract to the point of delivery. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(8) Pacific whiting: It is unlawful for the original receiver of Pacific whiting to fail to enter an estimated weight of Pacific whiting on the fish receiving ticket immediately upon completion of the delivery. The exact weights of whiting, by grade, and all incidental species in the delivery must be entered on the fish receiving ticket within twenty-four hours of the landing. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(9) Puget Sound shrimp - Pot gear: It is unlawful for the original receiver of shrimp other than ghost shrimp taken from Puget Sound by pot gear to fail to report to the department the previous week's purchases by 10:00 a.m. the following Monday. For harvest in Crustacean Management Regions 1 or 2, reports must be made to the La Conner district office by phone at 360-466-4345, extension 245, or by fax at 360-466-0515. For harvest in Crustacean Management Regions 3, 4, or 6, reports must be made to the Point Whitney Shellfish Laboratory by phone at 1-360-796-4601, option 1, or by fax at 360-586-8408. All reports must specify the serial numbers of the fish receiving tickets on which the previous week's shrimp were sold, plus the total number of pounds caught by gear type, the Marine Fish-Shellfish Management and Catch Reporting Area (Catch Area), and the species listed on each ticket. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.560.

(a) It is unlawful for any person originally receiving or purchasing shrimp, other than ghost shrimp, harvested from Catch Area 23A, to fail to record either 23A-C, 23A-E, 23A-W, or 23A-S on shellfish receiving tickets based on the location of harvest and the boundary definitions specified in WAC 220-52-051. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(b) It is unlawful for any person originally receiving or purchasing shrimp, other than ghost shrimp, harvested from Catch Area 26A, to fail to record either 26A-E or 26A-W on shellfish receiving tickets based on the location of harvest and the boundary definitions specified in WAC 220-52-051. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(c) It is unlawful for any person originally receiving or purchasing shrimp, other than ghost shrimp, harvested from Catch Area 26B, to fail to record either 26B-1 or 26B-2 on shellfish receiving tickets based on the location of harvest and the boundary definitions specified in WAC 220-52-051. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(d) It is unlawful for any person originally receiving or purchasing shrimp, other than ghost shrimp, harvested from Catch Areas 20B, 21A, and 22A, to fail to record either 1A-20B, 1A-22A, 1B-20B, 1B-21A, 1B-22A, or 1C-21A on shellfish receiving tickets based on the location of harvest and the boundary definitions specified in WAC 220-52-051. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(10) Puget Sound shrimp - Trawl gear: It is unlawful for the original receiver of shrimp other than ghost shrimp taken from Puget Sound by trawl gear to fail to report to the department the previous day's purchases by 10:00 a.m. the following morning. For harvest in Crustacean Management Region 1, reports must be made to the La Conner district office by phone at 360-466-4345, extension 245, or by fax at 360-466-0515. For harvest in Crustacean Management Region 3, reports must be made to the Point Whitney Shellfish Laboratory by phone at 1-360-796-4601, option 1, or by fax at 360-586-8408. All reports must specify the serial numbers of the fish receiving tickets on which the previous day's shrimp were sold, the total number of pounds caught by gear type, the Marine Fish-Shellfish Management and Catch Reporting Area, and the species listed on each ticket. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.560.

(11) Puget Sound crab: It is unlawful for any wholesale dealer acting in the capacity of an original receiver of Dungeness crab taken by nontreaty fishers, from Puget Sound, to fail to report to the department the previous day's purchases by 10:00 a.m. the following business day. Reports must be made to the Point Whitney Shellfish Laboratory by fax at 360-586-8408 or by phone at 1-866-859-8439, option 5, and must specify the dealer name; dealer phone number; date of delivery of crab to the original receiver; and the total number of pounds of crab caught by nontreaty fishers, by Crab Management Region or by Marine Fish-Shellfish Management and Catch Reporting Area. The fish receiving ticket reporting requirement of WAC 220-69-240 remains in effect. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.560.

(12) Salmon and sturgeon:

(a) During any Puget Sound fishery opening that is designated as "quick reporting required," per WAC 220-47-001:

(i) It is unlawful for any wholesale dealer acting in the capacity of an original receiver to fail to report all purchases of salmon and sturgeon made on the previous calendar day, or for a direct retail endorsement (DRE) holder to fail to

report all salmon offered for retail sale on the previous calendar day.

(ii) The report must include dealer or DRE holder name and purchasing location, date of purchase, each fish ticket number, including alpha, used on the purchasing date, and the following catch data for each fish ticket used: Total number of days fished, gear, catch area, species, number, and total weight for each species purchased and all take home fish not purchased (wholesale dealer) or sold (DRE).

(iii) When quick reporting is required, Puget Sound reports must be submitted by 10:00 a.m. on the day after the purchase date. Submission of a report is not complete until the report arrives at the designated department location. Reports can be submitted via fax at 360-902-2949; via e-mail at psfishtickets@dfw.wa.gov; or via phone at 1-866-791-1279. In fisheries under Fraser Panel Control within Fraser Panel Area Waters (area defined under Art. XV, Annex II, Pacific Salmon Treaty 1985), other reporting requirements not listed in this subsection may be necessary under Subpart F of the International Fisheries Regulations, 50 CFR Ch. III § 300.93.

(b) During any coastal troll fishery opening that is designated by rule as "quick reporting required":

(i) It is unlawful for any wholesale dealer acting in the capacity of an original receiver to fail to report all purchases of salmon and sturgeon made on the previous calendar day, or for a direct retail endorsement (DRE) holder to fail to report all salmon offered for retail sale on the previous calendar day.

(ii) The report must include dealer or DRE holder name and purchasing location, date of purchase, each fish ticket number, including alpha, used on the purchasing date, and the following catch data for each fish ticket used: Total number of days fished, gear, catch area, species, number, and total weight for each species purchased and all take home fish not purchased (wholesale dealer) or sold (DRE).

(iii) When quick reporting is required, coastal troll reports must be submitted by 10:00 a.m. on the day after the purchase date. Submission of a report is not complete until the report arrives at the designated department location. Reports can be made via fax at 360-902-2949; via e-mail at trollfishtickets@dfw.wa.gov; or via phone at 1-866-791-1279.

(c) During any Grays Harbor or Willapa Bay fishery opening that is designated by rule as "quick reporting required":

(i) It is unlawful for any wholesale dealer acting in the capacity of an original receiver to fail to report all purchases of salmon and sturgeon made on the previous calendar day, or for a direct retail endorsement (DRE) holder to fail to report all salmon offered for retail sale on the previous calendar day.

(ii) The report must include dealer or DRE holder name and purchasing location, date of purchase, each fish ticket number, including alpha, used on the purchasing date, and the following catch data for each fish ticket used: Gear, catch area, species, number, and total weight for each species purchased and all take home fish not purchased (wholesale dealer) or sold (DRE).

(iii) When quick reporting is required, Grays Harbor and Willapa Bay reports must be submitted by 10:00 a.m. on the

day after the purchase date. Submission of a report is not complete until the report arrives at the designated department location. Reports can be made via fax at 360-664-0689; e-mail at harborfishtickets@dfw.wa.gov; or phone at 1-866-791-1280.

(d) During any Columbia River fishery opening that is designated by rule as "quick reporting required":

(i) It is unlawful for any wholesale dealer acting in the capacity of an original receiver to fail to report all purchases of salmon and sturgeon, or for a direct retail endorsement (DRE) holder to fail to report all salmon offered, for retail sale.

(ii) The report must include dealer or DRE holder name and purchasing location, date of purchase, each fish ticket number, including alpha, used on the purchasing date, and the following catch data for each fish ticket used: Gear, catch area, species, number, and total weight for each species purchased and all take home fish not purchased (wholesale dealer) or sold (DRE).

(iii) When quick reporting is required, Columbia River reports must be submitted within 5, 8, 12, or 24 hours of closure of the designated fishery. The time frame for submitting reports will be established by the department at the time of adoption of the quick reporting fishery. Adoption and communication of the quick reporting regulations for a given fishery will occur in conjunction with the adoption of said fishery through the Columbia River Compact. Submission of a report is not complete until the report arrives at the designated department location. Reports can be made via fax at 360-906-6776 or 360-906-6777; via e-mail at crfishtickets@dfw.wa.gov; or via phone at 1-866-791-1281.

(e) Faxing a copy of each fish receiving ticket used, within the previously indicated time frames specified per area, satisfies the reporting requirement.

(f) Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.560.

(13)(a) Sea urchins and sea cucumbers: It is unlawful for any wholesale dealer acting in the capacity of an original receiver and receiving sea urchins or sea cucumbers from nontreaty fishers to fail to report to the department each day's purchases by 10:00 a.m. the following day. For red sea urchins, the report must specify the number of pounds received from each sea urchin district. For green sea urchins and sea cucumbers, the report must specify the number of pounds received from each Marine Fish-Shellfish Management and Catch Reporting Area. For sea cucumbers, the report must specify whether the landings were "whole-live" or "split-drained." The report must be made by fax at 360-902-2943, or by toll-free telephone at 866-207-8223.

(b) It is unlawful for the original receiver of red sea urchins to fail to record on the fish receiving ticket the sea urchin district where the red sea urchins were taken, and it is unlawful for the original receiver of any sea urchins to fail to record on the fish receiving ticket the name of the port of landing where the sea urchins were landed ashore.

(c) It is unlawful for the original receiver of sea cucumbers to fail to record on the fish receiving ticket whether the sea cucumbers were delivered "whole-live" or "split-drained."

(d) Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.560.

(14) Coastal spot shrimp: It is unlawful for any original receiver of spot shrimp taken from Marine Fish Management and Catch Reporting Area 60A-1 to fail to record separately on the fish receiving ticket spot shrimp taken north or south of 47°04.00' north latitude. Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.12.047, 10-06-095 (Order 10-33), § 220-69-240, filed 3/2/10, effective 4/2/10; 07-23-001 (Order 07-278), § 220-69-240, filed 11/7/07, effective 12/8/07; 07-04-030, § 220-69-240, filed 1/29/07, effective 3/1/07; 06-08-078 (Order 06-59), § 220-69-240, filed 4/3/06, effective 5/4/06; 06-01-013 (Order 05-275), § 220-69-240, filed 12/9/05, effective 1/9/06; 04-17-096 (Order 04-210), § 220-69-240, filed 8/17/04, effective 9/17/04; 03-17-008 (Order 03-188), § 220-69-240, filed 8/8/03, effective 9/8/03; 03-05-064 (Order 03-28), § 220-69-240, filed 2/18/03, effective 3/21/03; 03-05-059 (Order 03-32), § 220-69-240, filed 2/18/03, effective 3/21/03; 01-07-015 (Order 01-32), § 220-69-240, filed 4/13/01, effective 4/13/01. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-240, filed 12/20/99, effective 1/20/00; 97-08-052 (Order 97-55), § 220-69-240, filed 3/31/97, effective 5/1/97. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-240, filed 9/12/86. Statutory Authority: RCW 75.08.080, 85-11-020 (Order 85-43), § 220-69-240, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-240, filed 12/2/83; 82-17-040 (Order 82-105), § 220-69-240, filed 8/13/82; 81-11-006 (Order 81-31), § 220-69-240, filed 5/11/81; Order 77-14, § 220-69-240, filed 4/15/77; Order 76-153, § 220-69-240, filed 12/17/76.]

WAC 220-69-241 Duties of commercial fishers. (1)(a)

Every fisher selling food fish or shellfish to a consumer, restaurant, boathouse, or other retail outlet, or donating fish or shellfish that have not been previously delivered to an original receiver to a nonprofit or other organization, and every fisher who places, or attempts to place, into inter-state commerce any food fish or shellfish previously landed in this state, or caught or harvested from the territorial waters of this state, is required to possess a valid wholesale dealer's license or a direct retail endorsement.

(b) It is unlawful for such fishers to fail to immediately, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket in their own name for each delivery of fish. The fish receiving ticket must show the total of all fish and shellfish aboard the harvesting vessel upon delivery.

(c) It is unlawful for a fisher selling at retail to fail to complete a fish receiving ticket before offering fish or shellfish for retail sale, except that the fisher may complete a fish receiving ticket with an estimated number or weight if food fish or shellfish are being offered for sale directly off the catcher vessel. At the completion of the retail activity, the fisher who has completed a ticket with an estimated number or weight is required to complete a corrected fish receiving ticket with the actual number and weight of fish or shellfish that were sold at retail.

(d) Failure to be licensed under this subsection is punishable under RCW 77.15.620.

(e) Failure to prepare a fish receiving ticket under this subsection is punishable under RCW 77.15.630.

(2)(a) It is unlawful for a fisher offering food fish or shellfish for retail sale to fail to maintain a sequentially numbered receipt book, which receipt book shall contain a receipt duplicate copy and shall give each purchaser of salmon or crab a receipt showing the number, weight, and value of food fish or shellfish sold to that purchaser.

(b) It is unlawful for the retail seller to fail to retain the duplicate receipts for one year.

(c) Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(3)(a) In the commercial geoduck fishery, it is unlawful for a vessel operator so designated by the geoduck tract holder to fail to be present at all times on each vessel commercially harvesting geoducks or having commercially harvested geoducks aboard.

(b) For each day's harvest of geoducks from each tract, it is unlawful for the designated operator to fail to legibly and accurately enter the following information on a fish receiving ticket before leaving the department of natural resources geoduck harvest tract:

(i) Enter in the "dealer's use" column the number of cages of geoducks harvested.

(ii) Write across the top of the fish receiving ticket, directly below the tear strip, the harvest vessel name, its Washington department of fish and wildlife identification number, and the date.

(iii) Sign the fish receiving ticket as the fisher.

(c) Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.640.

(4)(a) It shall be unlawful for operators of commercial fishing vessels catching their own forage fish for the purposes of using them as bait, to fail to accurately report such harvests on a state of Washington fish receiving ticket along with the target food fish or shellfish when such food fish or shellfish are delivered to an original receiver.

(b) Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.560.

(5)(a) It shall be unlawful for operators of commercial fishing vessels to allow, for monetary consideration, the distribution or transfer of forage fish from their nets or other holding devices under their control to anyone other than a licensed wholesale fish dealer, unless the operators of the commercial fishing vessels hold a wholesale fish dealers license. Fishermen who are also licensed wholesale fish dealers and who distribute or transfer forage fish to others for use as bait in other commercial fisheries will be responsible for completing a fish receiving ticket for such transfers.

(b) Violation of this subsection is a gross misdemeanor, punishable under RCW 77.15.630.

[Statutory Authority: RCW 77.12.047, 07-23-001 (Order 07-278), § 220-69-241, filed 11/7/07, effective 12/8/07; 04-17-096 (Order 04-210), § 220-69-241, filed 8/17/04, effective 9/17/04; 04-05-028 (Order 04-20), § 220-69-241, filed 2/10/04, effective 3/12/04; 03-05-059 (Order 03-32), § 220-69-241, filed 2/18/03, effective 3/21/03. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-241, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-241, filed 9/12/86. Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-241, filed 12/2/83; 81-11-006 (Order 81-31), § 220-69-241, filed 5/11/81; 81-03-032 (Order 81-6), § 220-69-241, filed 1/13/81; Order 76-153, § 220-69-241, filed 12/17/76.]

WAC 220-69-242 Duties of commercial shellfish shuckers. Every person shucking shellfish for resale, excluding privately cultured aquatic products, is required to have a wholesale dealers license. It is unlawful for shellfish shuckers originally receiving shellfish that are not private sector cultured aquatic products to fail to completely, accurately, and legibly prepare a state of Washington shellfish receiving ticket for each day's activities.

(3/2/10)

(1) Failure to be licensed under this section is punishable under RCW 77.15.620.

(2) Failure to prepare a fish receiving ticket under this section is punishable under RCW 77.15.630.

[Statutory Authority: RCW 77.12.047, 04-17-096 (Order 04-210), § 220-69-242, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-242, filed 9/12/86. Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-242, filed 12/2/83; Order 76-153, § 220-69-242, filed 12/17/76.]

WAC 220-69-243 Duties of aquatic farmers. (1) It is unlawful for an aquatic farmer shipping out-of-state or selling private sector cultured aquatic products to fail to keep complete and accurate records showing the quantity of these products sold and the location of the aquatic farm where they were grown, and to fail to completely, accurately, and legibly prepare an aquatic farm production report. An aquatic farm production report shall document each aquatic farm's monthly production, showing the information required in WAC 220-69-23402 (1)(d) through (g), and shall be mailed to the department within thirty days of the end of each quarter for which production is reported.

(2) Quarterly production report copies are required to be maintained by the aquatic farmer for one year and presented on demand for inspection by authorized department personnel.

(3) Violation of this section is a misdemeanor, punishable under RCW 77.15.350.

[Statutory Authority: RCW 77.12.047, 04-17-096 (Order 04-210), § 220-69-243, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-243, filed 9/12/86.]

WAC 220-69-250 Required information on nontreaty fish receiving tickets. (1) It is unlawful for a person required to complete a nontreaty fish receiving ticket to fail to enter the mandatory information referenced in WAC 220-69-230 (1)(a) through (m) and (p) through (x) on each nontreaty fish receiving ticket.

(2) A valid license card or duplicate license card issued by the department shall be used in conjunction with an approved mechanical imprinter in lieu of WAC 220-69-230 (1)(a) through (e) except as provided in WAC 220-69-273.

(3) A valid dealer or buyer card issued by the department shall be used in conjunction with an approved mechanical imprinter in lieu of WAC 220-69-230 (1)(h) and (i).

(4) During the period December 1 through December 30, the crab inspection certificate number is a required entry on all shellfish receiving tickets documenting landings and sale of Dungeness crab from Pacific Ocean, Coastal Washington, Grays Harbor, Willapa Harbor, and Columbia River waters. The crab inspection certificate number must be entered legibly on the left hand side of the ticket in the space indicated for dealer's use.

(5) Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.04.020, 77.12.047, 50 C.F.R. § 660.370, and 50 C.F.R. § 300.63, 10-02-002 (Order 09-262), § 220-69-250, filed 12/23/09, effective 1/23/10. Statutory Authority: RCW 77.12.047, 07-23-002 (Order 07-279), § 220-69-250, filed 11/7/07, effective 12/8/07; 07-04-030, § 220-69-250, filed 1/29/07, effective 3/1/07; 04-17-096 (Order 04-210), § 220-69-250, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-250, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-

19-043 (Order 86-102), § 220-69-250, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-250, filed 5/10/85; 85-01-010 (Order 84-214), § 220-69-250, filed 12/7/84; 84-08-014 (Order 84-24), § 220-69-250, filed 3/27/84; 83-24-049 (Order 83-203), § 220-69-250, filed 12/2/83; Order 76-153, § 220-69-250, filed 12/17/76.]

WAC 220-69-254 Required information on treaty Indian fish receiving tickets. (1) It is unlawful for a person required to complete a treaty Indian fish receiving ticket to fail to enter the mandatory information referenced in WAC 220-69-234 (1)(a) through (l) and (p) on each treaty Indian fish receiving ticket.

(2) A valid treaty Indian identification card may be used in lieu of WAC 220-69-234 (1)(a) and (b).

(3) A valid dealer or buyer card issued by the department shall be used in lieu of WAC 220-69-234 (1)(e) and (f).

(4) Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.12.047. 07-04-030, § 220-69-254, filed 1/29/07, effective 3/1/07; 04-17-096 (Order 04-210), § 220-69-254, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-254, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-254, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-254, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-254, filed 12/2/83; 78-03-031 (Order 78-7), § 220-69-254, filed 2/17/78; Order 76-153, § 220-69-254, filed 12/17/76.]

WAC 220-69-260 Distribution of copies of nontreaty fish receiving tickets. State of Washington nontreaty fish receiving tickets shall be made out in quadruplicate (four copies) at the time of delivery. Upon completion of the fish receiving ticket it is unlawful for the person completing the fish receiving ticket to fail to distribute the copies as follows:

(1) The dealer copies (white and yellow) shall be retained by receiver for their use.

(2) The state copy (green) shall be mailed to the department. It is required that the state copies be received by the department no later than the sixth working day after the day the ticket was completed by the original receiver.

(3) Fisher copy (gold) shall be retained by the deliverer for their use.

(4) Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.12.047. 04-17-096 (Order 04-210), § 220-69-260, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-260, filed 12/20/99, effective 1/20/00; 94-01-001, § 220-69-260, filed 12/1/93, effective 1/1/94; 91-05-015 (Order 91-07), § 220-69-260, filed 2/8/91, effective 3/11/91; 90-03-068 (Order 90-05), § 220-69-260, filed 1/19/90, effective 2/19/90. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-260, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-260, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-260, filed 5/2/80; Order 76-153, § 220-69-260, filed 12/17/76.]

WAC 220-69-264 Distribution of copies of treaty Indian fish receiving tickets. State of Washington treaty Indian fish receiving tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of the treaty Indian fish receiving ticket, it is unlawful for the person completing the fish receiving ticket to fail to distribute the copies as follows:

(1) The dealer copy (white) shall be retained by receiver for their use.

(2) The state copy (green) and the NWIFC copy (pink) shall be mailed to the Northwest Indian Fisheries Commission, P.O. Box 5247, Lacey, Washington 98509. It is required that the state copy and game copy be received by the Northwest Indian Fisheries Commission no later than the sixth working day after the day the ticket was completed by the original receiver.

(3) The tribal copy (yellow) shall be mailed with the state and NWIFC copies to the Northwest Indian Fisheries Commission, P.O. Box 5247, Lacey, Washington 98509: Provided, That upon written agreement received by the department from a specific tribe and buyer indicating the desire to transmit the tribe's copy directly to the fisher's tribe, then that one copy may be so disposed.

(4) The fisherman copy (gold) shall be retained by the deliverer for their use.

(5) Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.12.047. 04-17-096 (Order 04-210), § 220-69-264, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-264, filed 12/20/99, effective 1/20/00; 91-05-015 (Order 91-07), § 220-69-264, filed 2/8/91, effective 3/11/91; 90-03-068 (Order 90-05), § 220-69-264, filed 1/19/90, effective 2/19/90. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-264, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-264, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-264, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-264, filed 5/2/80; Order 76-153, § 220-69-264, filed 12/17/76.]

WAC 220-69-26401 Distribution of copies of shellfish receiving ticket. State of Washington shellfish receiving tickets must be made out in quintuplicate (five copies) at the time of delivery. Upon completing these tickets, the fish receiver must distribute the copies as follows:

(1) The dealer copies (white and yellow) stay with the receiver for his or her records.

(2)(a) For shellfish other than geoduck clams from department of natural resources geoduck tracts, the state copies (green and pink) must be mailed to the department of fish and wildlife. The department must receive these state copies no later than the sixth working day after the day the original receiver completed the ticket.

(b) For geoduck clams from department of natural resources geoduck tracts, one state copy (green) must be mailed to the department of fish and wildlife. The department must receive its copy no later than the sixth working day after the day the original receiver completed the ticket. The other state copy (pink) must be given to the department of natural resources at the time of weigh-out, unless otherwise directed by the department of natural resources.

(3) The fisherman's copy (gold) must be retained by the deliverer for his or her use.

(4) It is unlawful for a fish receiver to fail to distribute fish receiving tickets as directed above. Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.12.047 and 77.04.020. 08-21-023 (Order 08-261), § 220-69-26401, filed 10/6/08, effective 11/6/08. Statutory Authority: RCW 77.12.047. 05-05-026 (Order 05-16), § 220-69-26401, filed 2/10/05, effective 3/13/05; 04-17-096 (Order 04-210), § 220-69-26401, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-26401, filed 12/20/99, effective 1/20/00; 91-05-015 (Order 91-07), § 220-69-26401, filed 2/8/91, effective 3/11/91. Statutory

Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-26401, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-26401, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-26401, filed 5/2/80.]

WAC 220-69-270 License cards. Upon lawful application, a commercial fishery license in the form of a license card will be issued by the department. The license card will be designed for use with an approved mechanical imprinting device. The license card will contain the licensee's name; license type and gear code; license year; license number. Upon designating a vessel the license card will additionally contain the vessel name for documented vessels; the state registration number for undocumented vessels if state registration is required; the department vessel registration number for vessels for which neither documentation nor state registration is required; the primary operator and date of birth; up to two alternate operators and date of birth for each.

[Statutory Authority: RCW 77.12.047. 04-17-096 (Order 04-210), § 220-69-270, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 94-01-001, § 220-69-270, filed 12/1/93, effective 1/1/94; 83-24-049 (Order 83-203), § 220-69-270, filed 12/2/83; Order 76-153, § 220-69-270, filed 12/17/76.]

WAC 220-69-271 Dealer and buyer plates. (1) Upon lawful application for a wholesale dealer's license, a dealer's plate will be issued by the department for any receiver acting as or intending to act as an original receiver. The receiver's plate will be designed for use with an approved mechanical imprinting device and shall contain the dealer's name, dealer's license number, year for which the license is valid, and department dealer number.

(2) Upon lawful application for a wholesale buyer's license or a branch plant license, a buyer's plate will be issued by the department for any buyer acting or intending to act on the behalf of an original receiver. The buyer's plate will be designed for use with an approved mechanical imprinting device and shall contain the dealer's name, dealer's license number, year for which the license is valid, department dealer number, buyer name, and department buyer number.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-271, filed 12/20/99, effective 1/20/00; 80-05-093 (Order 80-27), § 220-69-271, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-271, filed 2/17/78; Order 76-153, § 220-69-271, filed 12/17/76.]

WAC 220-69-272 Treaty Indian identification cards. Washington treaty Indians delivering fish or shellfish may use a treaty Indian identification card, properly embossed with the tribe number and treaty Indian identification number, in lieu of hand-written fisherman information except that the fisherman's signature is required on the tribal copy of the treaty Indian fish receiving ticket.

[Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-272, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-272, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-272, filed 12/2/83; Order 76-153, § 220-69-272, filed 12/17/76.]

WAC 220-69-273 Imprinters. Use of a mechanical imprinter approved by the department, in conjunction with a license card or treaty Indian identification card to identify the deliverer, and a dealer plate or buyer plate to identify the

receiver on all state of Washington fish receiving tickets is hereby made mandatory.

Provided, That license card information may be recorded manually on the state of Washington fish receiving tickets in the following exceptions:

(1) Oregon licensed fishers delivering fish caught in the Columbia River.

(2) Purchases made from out-of-state firms.

(3) Fishers selling on a delivery license who have not received a delivery license card from the department at the time of their first sale. All subsequent sales require use of a license card.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-273, filed 12/20/99, effective 1/20/00; 94-01-001, § 220-69-273, filed 12/1/93, effective 1/1/94. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-273, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-273, filed 12/2/83; Order 76-153, § 220-69-273, filed 12/17/76.]

WAC 220-69-274 Signatures. (1) It is unlawful for the deliverer of nontreaty fish or shellfish to fail to sign the complete nontreaty fish receiving ticket, which signature shall be deemed certification of the correctness of all entries thereon. It is unlawful for the original receiver of nontreaty fish or shellfish to fail to sign the complete nontreaty fish receiving ticket.

(2) It is unlawful for the deliverer of treaty fish or shellfish to fail to sign the tribal copy of the treaty Indian fish receiving ticket, which signature shall be deemed certification of the correctness of all entries on the complete fish receiving ticket. It is unlawful for the original receiver of treaty food fish or shellfish to fail to sign the complete treaty Indian fish receiving ticket.

(a) A fisher who fails to sign a fish receiving ticket is in violation of RCW 77.15.560.

(b) An original receiver who fails to sign a fish receiving ticket is in violation of RCW 77.15.640.

(3) Where the fisherman is unable to deliver the catch, an agent of the fisherman is authorized to sign the fish receiving ticket if the person has first obtained an additional operator's license for the fishing vessel operated by the fisherman.

(4) Should the receiver receive the fish or shellfish by other than direct delivery, the receiver shall affix his or her signature to the fish receiving ticket, and the fish receiving ticket shall be completed and submitted without the deliverer's signature together with the transportation ticket, and the receiver shall assume complete responsibility for the correctness of all entries.

[Statutory Authority: RCW 77.12.047. 04-17-096 (Order 04-210), § 220-69-274, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-274, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-274, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-274, filed 12/2/83; Order 76-153, § 220-69-274, filed 12/17/76.]

WAC 220-69-280 Fish receiving ticket accountability. Only current state of Washington fish receiving tickets shall be used, and shall be subject to the following orders:

(1) Official state of Washington fish receiving tickets may be ordered free of charge from the department.

(2) It is unlawful to fail to use fish receiving ticket books and fish receiving tickets in numerical sequence, starting with the lowest numbered ticket issued to the original receiver.

(3) It is unlawful to transfer fish receiving tickets or ticket books from one original receiver to another original receiver without written permission from the department.

(4) It is unlawful for any purchaser or receiver terminating business to fail to notify the department in writing and to fail to return all unused fish receiving tickets and ticket books to the department within thirty days after termination of business.

(5) It is unlawful to fail to return the state copy of all fish receiving tickets to the state. All fish receiving tickets that are incorrectly made out, voided, or otherwise unused, are required to be submitted to the department accompanying, and in sequence with, other fish receiving tickets.

(6) It is unlawful to fail to account for all fish receiving tickets that are lost, destroyed, or otherwise missing in writing to the department.

(7) It is unlawful to transfer fish receiving tickets to anyone who is not a licensed wholesale fish dealer, licensed fish buyer, or holder of a direct retail sale license endorsement, and it is unlawful for any person not so licensed to have fish receiving tickets in possession.

(8) It is unlawful for a wholesale dealer or holder of a direct retail sale endorsement to fail to maintain the dealer copy or copies at the dealer's or holder's regular place of business for three years after the date of use of the fish ticket.

(9) Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

[Statutory Authority: RCW 77.12.047, 07-04-030, § 220-69-280, filed 1/29/07, effective 3/1/07; 04-17-096 (Order 04-210), § 220-69-280, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-280, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-280, filed 9/12/86. Statutory Authority: RCW 75.08.080, 85-11-020 (Order 85-43), § 220-69-280, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-280, filed 12/2/83; 82-17-040 (Order 82-105), § 220-69-280, filed 8/13/82; 80-05-093 (Order 80-27), § 220-69-280, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-280, filed 2/17/78; Order 76-153, § 220-69-280, filed 12/17/76.]

WAC 220-69-290 Annual production report. There is hereby created a state of Washington annual production report form to be prepared, printed, and distributed annually by the department to all wholesale dealers, canners, custom canners, and by-product manufacturers. The annual production report shall be completed and returned to the department not later than January 31 for the preceding year of business activities.

[Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-290, filed 12/20/99, effective 1/20/00; Order 76-153, § 220-69-290, filed 12/17/76.]

WAC 220-69-300 Commercial food fish and shellfish transportation ticket. (1) Except as provided in subsection (6) of this section, it is unlawful for commercial fishers or their designees, who are neither wholesale dealers nor holders of a direct retail endorsement, to fail to complete a commercial food fish and shellfish transportation ticket as required by this section. These tickets must be completed prior to transporting fish or shellfish harvested for commercial purposes or in commercial quantities. For a fishery that

does not require a vessel, a transportation ticket must be completed prior to leaving the catch site. The purpose of this rule is to ensure catch accountability when fish or shellfish are transported by the fisherman or his or her designee from the catching vessel to an original receiver. Fish receiving ticket requirements under this chapter are still in effect. A violation of this subsection or subsection (2) of this section is punishable as a gross misdemeanor under RCW 77.15.290.

(2) A transportation ticket must contain all of the following information and space for that information:

- (a) The name of the fisherman who caught the fish;
- (b) The fisherman's vessel registration number;
- (c) The signature of the fisherman or additional operator;
- (d) The name of the transporter;
- (e) The signature of the transporter;
- (f) The catch area where the food fish or shellfish were caught;
- (g) The species of food fish or shellfish being transported; and
- (h) The number or approximate pounds of food fish or shellfish being transported.

(3) It is unlawful for an original receiver or someone acting in the capacity of an original receiver to fail to mail the transportation ticket, together with the state copy of the fish receiving ticket as required in WAC 220-69-260, 220-69-264, and 220-69-26401, when the person delivering the fish or shellfish does not sign the fish receiving ticket as required in WAC 220-69-274. If the commercial fisher signs the fish receiving ticket, only the fish receiving ticket must be mailed in, and the transportation ticket is not required to be submitted with it. Violation of this section is a gross misdemeanor, punishable under RCW 77.15.640.

(4) It is unlawful to fail to keep the transportation ticket with the fish or shellfish until a fish receiving ticket is completed. Violation of this subsection is a gross misdemeanor under RCW 77.15.290.

(5) It is unlawful for any person transporting commercially taken fish or shellfish or commercial quantities of fish or shellfish to fail to provide a transportation ticket for inspection upon demand by a fish and wildlife officer. Violation of this subsection is a gross misdemeanor under RCW 77.15.290.

- (6) The provisions of this section do not apply to:
 - (a) Food fish and shellfish purchased at retail, provided the purchaser has, in his or her possession, a sales receipt documenting the purchase;
 - (b) Food fish or shellfish for which a fish receiving ticket has been completed and a copy of the fish receiving ticket is in the possession of the person transporting;
 - (c) Food fish or shellfish being transported by the department;
 - (d) Hatchery carcass sales;
 - (e) Private sector cultured aquatic products in transport;
 - (f) Food fish being transported on a completed Oregon transportation ticket, provided that the fish were caught in the concurrent waters of the Columbia River and were landed on Washington's shore; and
 - (g) Fish or shellfish being transported in the catching vessel, provided that the vessel is not being transported or towed over land.

[Statutory Authority: RCW 77.12.047 and 77.04.020. 08-21-023 (Order 08-261), § 220-69-300, filed 10/6/08, effective 11/6/08. Statutory Authority: RCW 77.12.047. 04-17-096 (Order 04-210), § 220-69-300, filed 8/17/04, effective 9/17/04. Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-300, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-300, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-021 (Order 85-44), § 220-69-300, filed 5/10/85.]