

CERTIFICATION OF ENROLLMENT
SUBSTITUTE HOUSE BILL 1416

52nd Legislature
1991 Regular Session

Passed by the House March 8, 1991
Yeas 96 Nays 0

**Speaker of the
House of Representatives**

Passed by the Senate April 12, 1991
Yeas 46 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1416** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

Secretary of State
State of Washington

SUBSTITUTE HOUSE BILL 1416

AS AMENDED BY THE SENATE

Passed Legislature - 1991 Regular Session

State of Washington 52nd Legislature 1991 Regular Session

By House Committee on Fisheries & Wildlife (originally sponsored by Representatives R. King, Fuhrman, Hochstatter, Padden, Basich, Morris, Dorn, R. Meyers and Winsley).

Read first time February 19, 1991.

1 AN ACT Relating to game fish mitigation; adding new sections to
2 chapter 43.131 RCW; and adding a new chapter to Title 77 RCW.

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

4 NEW SECTION. **Sec. 1.** The legislature declares that the public
5 and private propagation, production, protection, and enhancement of
6 fish is in the public interest.

7 NEW SECTION. **Sec. 2.** Unless the context clearly requires
8 otherwise, the definitions in this section apply throughout this
9 chapter.

10 (1) "Department" means the Washington department of wildlife.

11 (2) "Contract" means an agreement setting at a minimum, price,
12 quantity of fish to be delivered, time of delivery, and fish health
13 requirements.

1 (3) "Fish health requirements" means those site specific fish
2 health and genetic requirements actually used by the department of
3 wildlife in fish stocking.

4 (4) "Aquatic farmer" means a private sector person who commercially
5 farms and manages private sector cultured aquatic products on the
6 person's own land or on land in which the person has a present right of
7 possession.

8 (5) "Person" means a natural person, corporation, trust, or other
9 legal entity.

10 NEW SECTION. **Sec. 3.** If the department requires, pursuant to
11 its authority relative to environmental permits or licenses, that
12 resident hatchery game fish be stocked by the permittee or licensee for
13 mitigation of environmental damage, the department shall specify the
14 pounds or numbers, species, stock, and/or race of resident game fish
15 that are to be provided. The department shall offer the permittee or
16 licensee the option of purchasing under contract from aquatic farmers
17 in Washington, those game fish, unless the fish specified by the
18 department are not available from Washington growers.

19 NEW SECTION. **Sec. 4.** Any agency of state or federal
20 government, political subdivision of the state, private or public
21 utility company, corporation, or sports group, or any purchaser of fish
22 under section 3 of this act may purchase resident game fish from an
23 aquatic farmer for stocking purposes if permit requirements of this
24 title and the department have been met.

25 NEW SECTION. **Sec. 5.** A new section is added to chapter 43.131 RCW
26 to read as follows:

1 The game fish mitigation program created in sections 1 through 4 of
2 this act shall be terminated on June 30, 1994, as provided in section
3 6 of this act.

4 NEW SECTION. **Sec. 6.** A new section is added to chapter 43.131 RCW
5 to read as follows:

6 The following acts, or parts of acts, as now existing or hereafter
7 amended, are each repealed, effective June 30, 1995:

- 8 (1) RCW 77.---.--- and 1991 c ... s ... (section 1 of this act);
- 9 (2) RCW 77.---.--- and 1991 c ... s ... (section 2 of this act);
- 10 (3) RCW 77.---.--- and 1991 c ... s ... (section 3 of this act); and
- 11 (4) RCW 77.---.--- and 1991 c ... s ... (section 4 of this act).

12 NEW SECTION. **Sec. 7.** Sections 1 through 4 of this act shall
13 constitute a new chapter in Title 77 RCW.