
SUBSTITUTE SENATE BILL 5343

State of Washington

52nd Legislature

1991 Regular Session

By Senate Committee on Environment & Natural Resources (originally sponsored by Senators Owen, Amondson, Sutherland, Conner, Metcalf, Bauer, Hansen, Vognild, Madsen and Bailey).

Read first time February 21, 1991.

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

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.** Sections 2 through 4 of this act shall
26 constitute a new chapter in Title 77 RCW.