

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1168**

Chapter 295, Laws of 1993

53rd Legislature  
1993 Regular Session

SHELLFISH CULTIVATION--TIDELANDS LEASES FOR--REVISIONS

EFFECTIVE DATE: 7/25/93

Passed by the House April 20, 1993  
Yeas 97 Nays 0

BRIAN EBERSOLE  
**Speaker of the  
House of Representatives**

Passed by the Senate April 15, 1993  
Yeas 40 Nays 4

JOEL PRITCHARD  
**President of the Senate**

Approved May 12, 1993

MIKE LOWRY  
**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 **HOUSE BILL 1168** as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON  
**Chief Clerk**

FILED

May 12, 1993 - 10:20 a.m.

**Secretary of State  
State of Washington**

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HOUSE BILL 1168

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AS AMENDED BY THE SENATE

Passed Legislature - 1993 Regular Session

State of Washington                      53rd Legislature                      1993 Regular Session

By Representatives King, Chappell, Basich, Orr, Fuhrman, Flemming,  
Springer and Wood

Read first time 01/20/93.      Referred to Committee on Fisheries &  
Wildlife.

1            AN ACT Relating to leasing beds of tidal waters; and amending RCW  
2 79.96.010 and 79.96.050.

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

4            **Sec. 1.** RCW 79.96.010 and 1982 1st ex.s. c 21 s 134 are each  
5 amended to read as follows:

6            The beds of all navigable tidal waters in the state lying below  
7 extreme low tide, except as prohibited by section 1, Article XV, of the  
8 Washington state Constitution shall be subject to lease for the  
9 purposes of planting and cultivating oyster beds, or for the purpose of  
10 cultivating clams or other edible shellfish, or for other aquaculture  
11 use, for periods not to exceed ~~((ten))~~ thirty years.

12            ~~((Where the lands are used for the cultivation and harvesting of  
13 oysters, the parcels leased shall not exceed forty acres.~~

14            ~~Where the lands are used for the cultivation and harvesting of  
15 clams or other aquaculture use, the department of natural resources  
16 may, in its discretion, grant leases for larger parcels.))~~

17            Nothing in this section shall prevent any person from leasing more  
18 than one parcel, as offered by the department.

1       **Sec. 2.** RCW 79.96.050 and 1982 1st ex.s. c 21 s 138 are each  
2 amended to read as follows:

3       The department of natural resources may, upon the filing of an  
4 application for a renewal lease, cause the tidelands or beds of  
5 navigable waters to be inspected, and if he deem[s] it in the best  
6 interests of the state to re-lease said lands, he shall issue to the  
7 applicant a renewal lease for such further period not exceeding ((~~ten~~)  
8 thirty years and under such terms and conditions as may be determined  
9 by the department: PROVIDED, That in the case of an application for a  
10 renewal lease it shall not be necessary for the lands to be inspected  
11 and reported upon by the director of fisheries.

Passed the House April 20, 1993.

Passed the Senate April 15, 1993.

Approved by the Governor May 12, 1993.

Filed in Office of Secretary of State May 12, 1993.