

CERTIFICATION OF ENROLLMENT

SENATE BILL 5302

Chapter 117, Laws of 1993

53rd Legislature
1993 Regular Session

SHELLFISH--FAMILY MEMBERS OF TIDELANDS OWNER
EXEMPTED FROM PERSONAL USE RULES

EFFECTIVE DATE: 7/25/93

Passed by the Senate March 4, 1993
YEAS 46 NAYS 0

JOEL PRITCHARD

President of the Senate

Passed by the House April 6, 1993
YEAS 93 NAYS 0

BRIAN EBERSOLE

**Speaker of the
House of Representatives**

Approved April 23, 1993

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5302** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

Secretary

FILED

April 23, 1993 - 3:31 p.m.

**Secretary of State
State of Washington**

SENATE BILL 5302

Passed Legislature - 1993 Regular Session

State of Washington **53rd Legislature** **1993 Regular Session**

By Senators Owen, Hargrove and Oke

Read first time 01/22/93. Referred to Committee on Natural Resources.

1 AN ACT Relating to food fish and shellfish; and amending RCW
2 75.08.080.

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

4 **Sec. 1.** RCW 75.08.080 and 1985 c 457 s 17 are each amended to read
5 as follows:

6 (1) The director may adopt, amend, or repeal rules as follows:

7 (a) Specifying the times when the taking of food fish or shellfish
8 is lawful or unlawful.

9 (b) Specifying the areas and waters in which the taking and
10 possession of food fish or shellfish is lawful or unlawful.

11 (c) Specifying and defining the gear, appliances, or other
12 equipment and methods that may be used to take food fish or shellfish,
13 and specifying the times, places, and manner in which the equipment may
14 be used or possessed.

15 (d) Regulating the possession, disposal, landing, and sale of food
16 fish or shellfish within the state, whether acquired within or without
17 the state.

18 (e) Regulating the prevention and suppression of diseases and pests
19 affecting food fish or shellfish.

1 (f) Regulating the size, sex, species, and quantities of food fish
2 or shellfish that may be taken, possessed, sold, or disposed of.

3 (g) Specifying the statistical and biological reports required from
4 fishermen, dealers, boathouses, or processors of food fish or
5 shellfish.

6 (h) Classifying species of marine and freshwater life as food fish
7 or shellfish.

8 (i) Classifying the species of food fish and shellfish that may be
9 used for purposes other than human consumption.

10 (j) Other rules necessary to carry out this title and the purposes
11 and duties of the department.

12 (2) Subsections (1)(a), (b), (c), (d), and (f) of this section do
13 not apply to private tideland owners and lessees and the immediate
14 family members of the owners or lessees of state tidelands, when they
15 take or possess oysters, clams, cockles, borers, or mussels, excluding
16 razor clams, produced on their own private tidelands or their leased
17 state tidelands for personal use.

18 "Immediate family member" for the purposes of this section means a
19 spouse, brother, sister, grandparent, parent, child, or grandchild.

20 (3) Except for subsection (1)(g) of this section, this section does
21 not apply to private sector cultured aquatic products as defined in RCW
22 15.85.020. Subsection (1)(g) of this section does apply to such
23 products.

Passed the Senate March 4, 1993.

Passed the House April 6, 1993.

Approved by the Governor April 23, 1993.

Filed in Office of Secretary of State April 23, 1993.