

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5012

Chapter 228, Laws of 1995

54th Legislature
1995 Regular Session

COMMERCIAL FISHERY LICENSE--TRANSFER FEE

EFFECTIVE DATE: 7/23/95

Passed by the Senate April 18, 1995
YEAS 40 NAYS 0

JOEL PRITCHARD

President of the Senate

Passed by the House April 10, 1995
YEAS 91 NAYS 5

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved May 3, 1995

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 **SUBSTITUTE SENATE BILL 5012** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

Secretary

FILED

May 3, 1995 - 3:09 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5012

AS AMENDED BY THE HOUSE

Passed Legislature - 1995 Regular Session

State of Washington 54th Legislature 1995 Regular Session

By Senate Committee on Natural Resources (originally sponsored by Senator Snyder)

Read first time 01/30/95.

1 AN ACT Relating to transfer of fishery licenses; and amending RCW
2 75.28.011.

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

4 **Sec. 1.** RCW 75.28.011 and 1993 sp.s. c 17 s 34 are each amended to
5 read as follows:

6 (1) Unless otherwise provided in this title, a license issued under
7 this chapter is not transferable from the license holder to any other
8 person.

9 (2) The following restrictions apply to transfers of commercial
10 fishery licenses, salmon delivery licenses, and salmon charter licenses
11 that are transferable between license holders:

12 (a) The license holder shall surrender the previously issued
13 license to the department.

14 (b) The department shall complete no more than one transfer of the
15 license in any seven-day period.

16 (c) The fee to transfer a license from one license holder to
17 another is:

18 (i) The same as the resident license renewal fee if the license is
19 not limited under chapter 75.30 RCW; ((or))

1 (ii) Three and one-half times the resident renewal fee if the
2 license is not a commercial salmon license and the license is limited
3 under chapter 75.30 RCW((-))i

4 (~~(d)~~) (iii) Fifty dollars if the license is a commercial salmon
5 license and is limited under chapter 75.30 RCW; or

6 (iv) If a license is transferred from a resident to a nonresident,
7 (~~the transferee shall pay~~) the difference between the resident and
8 nonresident license fees at the time of transfer, to be paid by the
9 transferee.

10 (3) A commercial license that is transferable under this title
11 survives the death of the holder. Though such licenses are not
12 personal property, they shall be treated as analogous to personal
13 property for purposes of inheritance and intestacy. Such licenses are
14 subject to state laws governing wills, trusts, estates, intestate
15 succession, and community property, except that such licenses are
16 exempt from claims of creditors of the estate and tax liens. The
17 surviving spouse, estate, or beneficiary of the estate may apply for a
18 renewal of the license. There is no fee for transfer of a license from
19 a license holder to the license holder's surviving spouse or estate, or
20 to a beneficiary of the estate.

Passed the Senate April 18, 1995.

Passed the House April 10, 1995.

Approved by the Governor May 3, 1995.

Filed in Office of Secretary of State May 3, 1995.