

CERTIFICATION OF ENROLLMENT
SECOND SUBSTITUTE HOUSE BILL 1716

Chapter 235, Laws of 1999

56th Legislature
1999 Regular Session

WARM WATER FISH CULTURE

EFFECTIVE DATE: 5/10/99

Passed by the House April 20, 1999
Yeas 96 Nays 0

CLYDE BALLARD
Speaker of the House of Representatives

FRANK CHOPP
Speaker of the House of Representatives

Passed by the Senate April 15, 1999
Yeas 47 Nays 0

BRAD OWEN
President of the Senate

Approved May 10, 1999

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Dean R. Foster and Timothy A. Martin, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 1716** as passed by the House of Representatives and the Senate on the dates hereon set forth.

DEAN R. FOSTER
Chief Clerk

TIMOTHY A. MARTIN
Chief Clerk

FILED

May 10, 1999 - 4:18 p.m.

**Secretary of State
State of Washington**

SECOND SUBSTITUTE HOUSE BILL 1716

AS AMENDED BY THE SENATE

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives G. Chandler, Doumit, Mastin, Mulliken and Grant)

Read first time 03/08/1999.

1 AN ACT Relating to warm water fish culture; amending RCW 77.44.050
2 and 77.32.440; creating a new section; and declaring an emergency.

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

4 **Sec. 1.** RCW 77.44.050 and 1996 c 222 s 5 are each amended to read
5 as follows:

6 The warm water game fish account is hereby created in the state
7 wildlife fund. Moneys in the account are subject to legislative
8 appropriation and shall be used for the purpose of funding the warm
9 water game fish enhancement program, including the development of warm
10 water pond and lake habitat, culture of warm water game fish,
11 improvement of warm water fish habitat, management of warm water fish
12 populations, and other practical activities that will improve the
13 fishing for warm water fish. Funds (~~from the~~) for warm water game
14 fish (~~surcharge~~) as provided in RCW 77.32.440 shall not serve as
15 replacement funding for department-operated warm water fish projects
16 existing on December 31, 1994(~~(. Funds from the warm water game fish~~
17 ~~account shall not be used for the operation or construction of the warm~~
18 ~~water fish culture project at Ringold unless specifically authorized by~~
19 ~~legislation.~~

1 ~~Funds from the sale of the warm water game fish surcharges shall be~~
2 ~~deposited in the warm water game fish account)), except that an amount~~
3 ~~not to exceed ninety-one thousand dollars may be used for warm water~~
4 ~~fish culture at the Rod Meseberg warm water fish production facility~~
5 ~~during the biennium ending June 30, 2001.~~

6 **Sec. 2.** RCW 77.32.440 and 1998 c 191 s 13 are each amended to read
7 as follows:

8 (1) The commission shall adopt rules to continue funding current
9 enhancement programs at levels equal to the participation of licensees
10 in each of the individual enhancement programs. All enhancement
11 funding will continue to be deposited directly into the individual
12 accounts created for each enhancement.

13 (2) In implementing subsection (1) of this section with regard to
14 warm water game fish, the department shall ~~((initially))~~ deposit in the
15 warm water game fish account ~~((6.512 percent of the funds received from~~
16 ~~the sale of each freshwater license and each freshwater, saltwater, and~~
17 ~~shellfish combination license. The percentage initially))~~ the sum of
18 one million two hundred fifty thousand dollars each fiscal year during
19 the fiscal years 1999 and 2000, based on two hundred fifty thousand
20 warm water anglers. Beginning in fiscal year 2001, and each year
21 thereafter, the deposit to the warm water game fish account established
22 in this subsection shall be adjusted annually to reflect the actual
23 numbers of license holders fishing for warm water game fish based on an
24 annual survey of licensed anglers from the previous year conducted by
25 the department beginning with the April 1, ~~((2000))~~ 1999, to March 31,
26 ~~((2001))~~ 2000, license year survey. ~~((The legislature expects that~~
27 implementing this subsection will result in annual deposits of at least
28 one million two hundred fifty thousand dollars into the warm water game
29 fish account.))

30 NEW SECTION. **Sec. 3.** If specific funding for the purposes of
31 section 1 of this act, referencing this act by bill or chapter number,
32 is not provided by June 30, 1999, in the omnibus appropriations act,
33 section 1 of this act is null and void.

34 NEW SECTION. **Sec. 4.** This act is necessary for the immediate
35 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately.

Passed the House April 20, 1999.

Passed the Senate April 15, 1999.

Approved by the Governor May 10, 1999.

Filed in Office of Secretary of State May 10, 1999.