

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2621

Chapter 248, Laws of 2004

58th Legislature
2004 Regular Session

SHELLFISH LICENSES

EFFECTIVE DATE: 6/10/04

Passed by the House February 13, 2004
Yeas 95 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 5, 2004
Yeas 49 Nays 0

BRAD OWEN

President of the Senate

Approved March 31, 2004.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2621** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

March 31, 2004 - 2:44 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2621

Passed Legislature - 2004 Regular Session

State of Washington 58th Legislature 2004 Regular Session

By House Committee on Fisheries, Ecology & Parks (originally sponsored by Representatives Blake, Orcutt, Hatfield and Flannigan)

READ FIRST TIME 02/05/04.

1 AN ACT Relating to personal use licenses for shellfish harvest; and
2 amending RCW 77.32.520, 77.32.555, 77.32.070, and 77.12.170.

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

4 **Sec. 1.** RCW 77.32.520 and 2000 c 107 s 27 are each amended to read
5 as follows:

6 (1) A personal use shellfish and seaweed license is required for
7 all persons other than residents or nonresidents under fifteen years of
8 age to fish for, take, dig for, or possess seaweed or shellfish,
9 including razor clams, for personal use from state waters or offshore
10 waters including national park beaches.

11 (2) A razor clam license allows a person to harvest only razor
12 clams for personal use from state waters, including national park
13 beaches.

14 (3) The fees for annual personal use shellfish and seaweed licenses
15 are:

16 (a) For a resident fifteen years of age or older, seven dollars;

17 (b) For a nonresident fifteen years of age or older, twenty
18 dollars; and

19 (c) For a senior, five dollars.

1 (~~(3) The license fee for a two day personal use shellfish and~~
2 ~~seaweed license is six dollars for residents or nonresidents fifteen~~
3 ~~years of age or older.~~)

4 (4) The fee for an annual razor clam license is five dollars and
5 fifty cents for residents and eleven dollars for nonresidents.

6 (5) The fee for a three-day razor clam license is three dollars and
7 fifty cents for both residents and nonresidents.

8 (6) A personal use shellfish and seaweed license (~~shall~~) or razor
9 clam license must be visible on the licensee while harvesting shellfish
10 or seaweed.

11 **Sec. 2.** RCW 77.32.555 and 2003 c 263 s 2 are each amended to read
12 as follows:

13 In addition to the fees authorized in this chapter, the department
14 shall include a surcharge to fund biotoxin testing and monitoring by
15 the department of health of beaches used for recreational shellfishing,
16 and to fund monitoring by the Olympic region harmful algal bloom
17 program of the Olympic natural resources center at the University of
18 Washington. A surcharge of three dollars applies to resident and
19 nonresident shellfish and seaweed licenses as authorized by RCW
20 77.32.520(~~(+2)~~) (3) (a) and (b); (~~and~~) a surcharge of two dollars
21 applies to resident and nonresident adult combination licenses as
22 authorized by RCW 77.32.470(2)(a); a surcharge of two dollars applies
23 to annual resident and nonresident razor clam licenses as authorized by
24 RCW 77.32.520(4); and a surcharge of one dollar applies to the three-
25 day razor clam license authorized by RCW 77.32.520(5). Amounts
26 collected from these surcharges must be deposited in the general fund--
27 local account managed by the department of health, except that one
28 hundred fifty thousand dollars per year shall be deposited in the
29 general fund--local account managed by the University of Washington.

30 Amounts in excess of the annual costs of the department of health
31 recreational shellfish testing and monitoring program shall be
32 transferred to the general fund by the department of health.

33 **Sec. 3.** RCW 77.32.070 and 1998 c 191 s 11 are each amended to read
34 as follows:

35 Applicants for a license, permit, tag, or stamp shall furnish the
36 information required by the director. However, the director may not

1 require the purchaser of a razor clam license under RCW 77.32.520 to
2 provide any personal information except for proof of residency. The
3 commission may adopt rules requiring licensees or permittees to keep
4 records and make reports concerning the taking of fish, shellfish, and
5 wildlife.

6 **Sec. 4.** RCW 77.12.170 and 2003 c 317 s 3 are each amended to read
7 as follows:

8 (1) There is established in the state treasury the state wildlife
9 fund which consists of moneys received from:

10 (a) Rentals or concessions of the department;

11 (b) The sale of real or personal property held for department
12 purposes;

13 (c) The sale of licenses, permits, tags, and stamps required by
14 chapter 77.32 RCW and RCW 77.65.490, except annual resident adult
15 saltwater and all annual razor clam and shellfish licenses, which shall
16 be deposited into the state general fund;

17 (d) Fees for informational materials published by the department;

18 (e) Fees for personalized vehicle license plates as provided in
19 chapter 46.16 RCW;

20 (f) Articles or wildlife sold by the director under this title;

21 (g) Compensation for damage to department property or wildlife
22 losses or contributions, gifts, or grants received under RCW 77.12.320;

23 (h) Excise tax on anadromous game fish collected under chapter
24 82.27 RCW;

25 (i) The sale of personal property seized by the department for
26 fish, shellfish, or wildlife violations;

27 (j) The department's share of revenues from auctions and raffles
28 authorized by the commission; and

29 (k) The sale of watchable wildlife decals under RCW 77.32.560.

30 (2) State and county officers receiving any moneys listed in
31 subsection (1) of this section shall deposit them in the state treasury
32 to be credited to the state wildlife fund.

Passed by the House February 13, 2004.

Passed by the Senate March 5, 2004.

Approved by the Governor March 31, 2004.

Filed in Office of Secretary of State March 31, 2004.