CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6613**

Chapter 216, Laws of 2020

66th Legislature

2020 Regular Session

MARINE AQUATIC FARMING--INSPECTIONS--COST RECOVERY

EFFECTIVE DATE: June 11, 2020

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| Passed by the Senate February 17, 2020  Yeas 36 Nays 12  CYRUS HABIB  **President of the Senate**  Passed by the House March 10, 2020  Yeas 73 Nays 24  LAURIE JINKINS  **Speaker of the House of Representatives** | CERTIFICATE  I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6613** as passed by the Senate and the House of Representatives on the dates hereon set forth.  BRAD HENDRICKSON  Secretary |
| Approved March 27, 2020 2:58 PM | March 27, 2020 |
| JAY INSLEE  **Governor of the State of Washington** | **Secretary of State**  **State of Washington** |

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**SUBSTITUTE SENATE BILL 6613**

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Passed Legislature - 2020 Regular Session

**State of Washington 66th Legislature 2020 Regular Session**

**By** Senate Agriculture, Water, Natural Resources & Parks (originally sponsored by Senators Rolfes, Lovelett, and Saldaña)

AN ACT Relating to the inspection of marine aquatic farming locations; and amending RCW 77.125.030.

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

**Sec.**  RCW 77.125.030 and 2018 c 179 s 9 are each amended to read as follows:

(1) The director, in cooperation with the marine finfish aquatic farmers, shall develop proposed rules for the implementation, administration, and enforcement of marine finfish aquaculture programs. In developing such proposed rules, the director must use a negotiated rule-making process pursuant to RCW 34.05.310. ((~~The proposed rules shall be submitted to the appropriate legislative committees by January 1, 2002, to allow for legislative review of the proposed rules.~~)) The proposed rules shall include the following elements:

((~~(1)~~)) (a) Provisions for the prevention of escapes of cultured marine finfish aquaculture products from enclosures, net pens, or other rearing vessels;

((~~(2)~~)) (b) Provisions for the development and implementation of management plans to facilitate the most rapid recapture of live marine finfish aquaculture products that have escaped from enclosures, net pens, or other rearing vessels, and to prevent the spread or permanent escape of these products;

((~~(3)~~)) (c) Provisions for the development of management practices based on the latest available science, to include:

((~~(a)~~)) (i) Procedures for inspections of marine aquatic farming locations on a regular basis to determine conformity with law and the rules of the department relating to the operation of marine aquatic farming locations. The rules must provide for the recovery of actual costs incurred for required inspections, monitoring, and compliance testing by the department; and

((~~(b)~~)) (ii) Operating procedures at marine aquatic farming locations to prevent the escape of marine finfish, to include the use of net antifoulants;

((~~(4)~~)) (d) Provisions for the eradication of those cultured marine finfish aquaculture products that have escaped from enclosures, net pens, or other rearing vessels found spawning in state waters;

((~~(5)~~)) (e) Provisions for the determination of appropriate species, stocks, and races of marine finfish aquaculture products allowed to be cultured at specific locations and sites;

((~~(6)~~)) (f) Provisions for the development of an Atlantic salmon watch program similar to the one in operation in British Columbia, Canada. The program must provide for the monitoring of escapes of Atlantic salmon from marine aquatic farming locations, monitor the occurrence of naturally produced Atlantic salmon, determine the impact of Atlantic salmon on naturally produced and cultured finfish stocks, provide a focal point for consolidation of scientific information, and provide a forum for interaction and education of the public; and

((~~(7)~~)) (g) Provisions for the development of an education program to assist marine aquatic farmers so that they operate in an environmentally sound manner.

((~~(8)~~)) (2) The department must implement this section consistent with RCW 77.125.050.

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Passed by the Senate February 17, 2020.

Passed by the House March 10, 2020.

Approved by the Governor March 27, 2020.

Filed in Office of Secretary of State March 27, 2020.