

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1153

Chapter 45, Laws of 2024

68th Legislature
2024 Regular Session

OCTOPUS AQUACULTURE

EFFECTIVE DATE: June 6, 2024

Passed by the House February 6, 2024
Yeas 70 Nays 27

LAURIE JINKINS

**Speaker of the House of
Representatives**

Passed by the Senate February 27,
2024
Yeas 29 Nays 20

DENNY HECK

President of the Senate

Approved March 13, 2024 1:42 PM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1153** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

March 14, 2024

**Secretary of State
State of Washington**

HOUSE BILL 1153

Passed Legislature - 2024 Regular Session

State of Washington

68th Legislature

2023 Regular Session

By Representatives Peterson, Fitzgibbon, Berry, Walen, Bateman, Goodman, Leavitt, Macri, Gregerson, Stonier, Pollet, and Fosse

Prefiled 01/05/23. Read first time 01/09/23. Referred to Committee on Agriculture and Natural Resources.

1 AN ACT Relating to prohibiting octopus farming; and amending RCW
2 15.85.020.

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

4 **Sec. 1.** RCW 15.85.020 and 2003 c 39 s 7 are each amended to read
5 as follows:

6 (~~Unless the context clearly requires otherwise, the~~) The
7 definitions in this section apply throughout this chapter unless the
8 context clearly requires otherwise.

9 (1) "Aquaculture" means the process of growing, farming, or
10 cultivating private sector cultured aquatic products in marine or
11 fresh waters and includes management by an aquatic farmer.

12 (2) "Aquatic farmer" is a private sector person who commercially
13 farms and manages the cultivating of private sector cultured aquatic
14 products on the person's own land or on land in which the person has
15 a present right of possession.

16 (3) (a) "Private sector cultured aquatic products" are native,
17 nonnative, or hybrids of marine or freshwater plants and animals that
18 are propagated, farmed, or cultivated on aquatic farms under the
19 supervision and management of a private sector aquatic farmer or that
20 are naturally set on aquatic farms which at the time of setting are
21 under the active supervision and management of a private sector

1 aquatic farmer. When produced under such supervision and management,
2 private sector cultured aquatic products include, but are not limited
3 to, the following plants and animals:

| 4 | Scientific Name | Common Name |
|----|------------------------|----------------------------------|
| 5 | Enteromorpha | green nori |
| 6 | Monostroma | awo-nori |
| 7 | Ulva | sea lettuce |
| 8 | Laminaria | konbu |
| 9 | Nereocystis | bull kelp |
| 10 | Porphyra | nori |
| 11 | Iridaea | |
| 12 | Haliotis | abalone |
| 13 | Zhlamys | pink scallop |
| 14 | Hinnites | rock scallop |
| 15 | Tatinopecten | Japanese or weathervane |
| 16 | | scallop |
| 17 | Protothaca | native littleneck clam |
| 18 | Tapes | manila clam |
| 19 | Saxidomus | butter clam |
| 20 | Mytilus | mussels |
| 21 | Crassostrea | Pacific oysters |
| 22 | Ostrea | Olympia and European oysters |
| 23 | Pacifasticus | crayfish |
| 24 | Macrobrachium | freshwater prawn |
| 25 | Salmo and Salvelinus | trout, char, and Atlantic salmon |
| 26 | Oncorhynchus | salmon |
| 27 | Ictalurus | catfish |
| 28 | Cyprinus | carp |
| 29 | Acipenseridae | Sturgeon |

30 (b) Private sector cultured aquatic products do not include
31 herring spawn on kelp and other products harvested under a herring
32 spawn on kelp permit issued in accordance with RCW 77.70.210.

33 (c) Private sector cultured aquatic products do not include
34 octopus and a person may not participate in octopus aquaculture in
35 Washington.

36 (4) "Department" means the department of agriculture.

1 (5) "Director" means the director of agriculture.

Passed by the House February 6, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 13, 2024.

Filed in Office of Secretary of State March 14, 2024.

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