

(3) Section 40, chapter 274, Laws of 1947 and RCW 41.40.390.

Passed the Senate February 9, 1982.

Passed the House February 24, 1982.

Approved by the Governor March 4, 1982.

Filed in Office of Secretary of State March 4, 1982.

CHAPTER 14

[House Bill No. 46]

FOOD FISH AND SHELLFISH—TAKING CAUGHT FISH, STEALING GEAR— SHELLFISH POT PROTECTION

AN ACT Relating to food fish and shellfish; amending section 75.12.090, chapter 12, Laws of 1955 and RCW 75.12.090; adding a new section to chapter 75.12 RCW; and prescribing penalties.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 75.12.090, chapter 12, Laws of 1955 and RCW 75.12.090 are each amended to read as follows:

(1) It ~~((shall be))~~ is unlawful to take food fish or shellfish from ~~((any))~~ a building, vehicle, ~~((sow))~~ vessel, live box, container, trap, seine, line, or net ~~((, any caught or impounded fish or shellfish with the intent of))~~ thereby depriving the rightful owner of ((such)) the food fish or shellfish ((and)).

(2) It ~~((shall be))~~ is unlawful to ~~((wilfully))~~ steal or ~~((otherwise))~~ molest ~~((any of the fishing or shellfishing gear operated under a license from the state))~~ gear used to take food fish or shellfish for either commercial purposes or personal use.

(3) Any person violating this section ~~((shall be))~~ is guilty of a gross misdemeanor and shall be ~~((subject to))~~ punished by a fine of not less than two hundred and fifty dollars.

NEW SECTION. Sec. 2. There is added to chapter 75.12 RCW a new section to read as follows:

It is unlawful to lift or set shellfish pots from the waters of Hood Canal south of a line between the abutments of the Hood Canal bridge from one hour after sunset until one hour before sunrise. This section does not apply to the harvesting of clams.

Passed the House January 13, 1982.

Passed the Senate February 26, 1982.

Approved by the Governor March 8, 1982.

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