AMENDATORY SECTION (Amending WSR 23-17-073, filed 8/14/23, effective 9/14/23)

**WAC 246-282-990** **Fees.** (1) The department shall collect the following fees:

(a) Annual shellfish operation license ((~~fees are~~)):

| ((**~~Type of Operation~~** | **~~Annual Fee~~** |
| --- | --- |
|  | ~~Harvester~~ | ~~$263~~ |
|  | ~~Shellstock Shipper~~ |  |
|  |  | ~~0 - 49 Acres~~ | ~~$297~~ |
|  |  | ~~50 or greater Acres~~ | ~~$476~~ |
|  | ~~Scallop Shellstock Shipper~~ | ~~$297~~ |
|  | ~~Shucker-Packer~~ |
|  |  | ~~Plants with floor space < 2000 sq. ft.~~ | ~~$542~~ |
|  |  | ~~Plants with floor space 2000 sq. ft. to 5000 sq. ft.~~ | ~~$656~~ |
|  |  | ~~Plants with floor space ˃ 5000 sq. ft.~~ |  | ~~$1,210~~ |

~~(2) The fee for each export certificate is $55.00.~~

~~(3)~~))

| **Operation** | **Acres** | **Harvest Sites** | **Fee effective until****June 30, 2026** | **Fee effective starting****July 1, 2026** |
| --- | --- | --- | --- | --- |
| Harvester |  | 2 or less | $876 | $1,489 |
|  | 3 or more | $916 | $1,569 |
| Shellstock Shipper | 0-49 Acres | 2 or less | $1,954 | $3,611 |
| 0-49 Acres | 3 or more | $2,100 | $3,902 |
| 50 or greater Acres |  | $2,188 | $3,900 |
| Wholesale Only | Wholesale Only | $1,955 | $3,613 |
| Wholesale Only DNR Tracts | Wholesale Only DNR Tracts | $1,811 | $3,322 |
| Shucker Packer | Plants < 2,000 sq. ft. | 2 or less | $4,398 | $8,252 |
| Plants < 2,000 sq. ft. | 3 or more | $4,816 | $9,090 |
| Plants 2,000-5,000 sq. ft. | 2 or less | $5,512 | $10,368 |
| Plants 2,000-5,000 sq. ft. | 3 or more | $5,405 | $10,154 |
| Plants ˃ 5,000 sq. ft. | N/A | $5,105 | $9,000 |

(b) $205 for each export certificate.

(c) Annual biotoxin testing ((~~fees~~)) for companies harvesting species other than geoduck intertidally (between the extremes of high and low tide) ((~~are as follows~~)):

| ((**~~Fee Category~~** |  |  |
| --- | --- | --- |
| **~~Type of Operation~~** | **~~Number of~~****~~Harvest Sites~~** | **~~Fee~~**  |
| ~~Harvester~~ | ~~≤ 2~~ |  | ~~$353~~ |
| ~~Harvester~~ | ~~3 or more~~ |  | ~~$535~~ |
| ~~Shellstock Shipper~~ |  |  | ~~$198~~ |
|  | ~~Wholesale~~ |
|  | ~~Company~~ |  |  |  |
| ~~Shellstock Shipper~~ | ~~≤ 2~~ |  | ~~$393~~ |
|  | ~~0 - 49 acres~~ |
| ~~Shellstock Shipper~~ | ~~3 or more~~ |  | ~~$610~~ |
|  | ~~0 - 49 acres~~ |
| ~~Shellstock Shipper~~ | ~~N/A~~ |  | ~~$961~~ |
|  | ~~50 or greater acres~~ |
| ~~Shucker-Packer~~ | ~~≤ 2~~ |  | ~~$752~~ |
|  | ~~(plants < 2000 ft~~~~2~~~~)~~ |
| ~~Shucker-Packer~~ | ~~3 or more~~ |  | ~~$1,076~~ |
|  | ~~(plants < 2000 ft~~~~2~~~~)~~ |
| ~~Shucker-Packer~~ | ~~≤ 2~~ |  | ~~$882~~ |
|  | ~~(plants 2000 - 5000 ft~~~~2~~~~)~~ |
| ~~Shucker-Packer~~ | ~~3 or more~~ |  | ~~$1,297~~ |
|  | ~~(plants 2000 - 5000 ft~~~~2~~~~)~~ |
| ~~Shucker-Packer~~ | ~~N/A~~ |  | ~~$2,412~~ |
|  | ~~(plants ˃ 5000 ft~~~~2~~~~)~~ |

~~(a) The number of harvest sites will be the total number of harvest sites on the licensed company's harvest site certificate:~~

~~(i) At the time of first licensure; or~~

~~(ii) January 1st of each year for companies licensed as harvesters; or~~

~~(iii) July 1st of each year for companies licensed as shellstock shippers and shucker packers.~~

~~(b) Two or more contiguous parcels with a total acreage of one acre or less is considered one harvest site.~~

~~(4)~~))

| **Operation** | **Acres** | **Harvest Sites** | **Fee effective until****June 30, 2026** | **Fee effective starting****July 1, 2026** |
| --- | --- | --- | --- | --- |
| Harvester |  | 2 or less | $353 | $710 |
|  | 3 or more | $535 | $1,076 |
| Shellstock Shipper | Wholesale | Wholesale | $198 | $398 |
| 0-49 Acres | 2 or less | $393 | $790 |
| 0-49 Acres | 3 or more | $610 | $1,226 |
| 50 or greater | N/A | $961 | $1,933 |
| Shucker Packer | Plants < 2,000 sq. ft. | 2 or less | $752 | $1,512 |
| Plants < 2,000 sq. ft. | 3 or more | $1,076 | $2,164 |
| Plants 2,000-5,000 sq. ft. | 2 or less | $882 | $1,773 |
| Plants 2,000-5,000 sq. ft. | 3 or more | $1,297 | $2,607 |
| Plants ˃ 5,000 sq. ft. | N/A | $2,412 | $4,848 |

(d) Annual PSP testing ((~~fees~~)) for companies harvesting geoduck ((~~are as follows~~)):

| ((**~~Harvester~~** | **~~Cert #~~** | **~~Fee~~** |
| --- | --- | --- |
| ~~Chuckanut Shellfish Inc.~~ | ~~WA-1350-HA~~ | ~~$997~~ |
| ~~Department of Natural Resources~~ | ~~NA~~ | ~~$13,354~~ |
| ~~Jamestown S'Klallam Tribe~~ | ~~WA-0588-SS~~ | ~~$4,584~~ |
| ~~Lower Elwha Klallam Tribe~~ | ~~WA-0587-HA~~ | ~~$2,392~~ |
| ~~Lummi Indian Business Council~~ | ~~WA-0098-SS~~ | ~~$399~~ |
| ~~Nisqually Indian Tribe~~ | ~~WA-1268-HA~~ | ~~$199~~ |
| ~~Port Gamble S'Klallam Tribe~~ | ~~WA-0859-HA~~ | ~~$3,388~~ |
| ~~Puyallup Tribe of Indians~~ | ~~WA-1137-HA~~ | ~~$5,381~~ |
| ~~Rising Tide CE, LLC~~ | ~~WA-1951-HA~~ | ~~$199~~ |
| ~~Suquamish Tribe~~ | ~~WA-0694-SS~~ | ~~$7,175~~ |
| ~~Swinomish Indian Tribal Community~~ | ~~WA-1420-SS~~ | ~~$997~~ |
| ~~Taylor Shellfish Company, Inc.~~ | ~~WA-0046-SP~~ | ~~$9,168~~ |
| ~~The Tulalip Tribes~~ | ~~WA-0997-HA~~ | ~~$9,766~~ |

~~(5)~~))

|  |  |
| --- | --- |
| **Fee effective until****June 30, 2026** | **Fee effective starting****July 1, 2026** |
| $188 per test | $297 per test |

(e) $64 for a virtual correction inspection.

(f) $291 for an on-site follow up inspection.

(g) $323 for a preoperation inspection for a new or expired license. This is a nonrefundable fee and is in addition to an annual license fee as outlined in subsection (1)(a) of this section.

(2) The number of harvest sites will be the total listed sites on the licensed company's harvest site certificate:

(a) At the time of first licensure;

(b) January 1st of each year for companies licensed as harvesters; or

(c) April 1st of each year for companies licensed as shellstock shippers and shucker packers.

(3) Fees must be paid in full to the department ((~~of health~~)) before a commercial shellfish license is issued or renewed.

((~~(6)~~)) (4) Refunds for fees will be given only if the applicant withdraws a new or renewal license application prior to the effective date of the new or renewed license.

[Statutory Authority: RCW 43.20.250 and 69.30.050. WSR 23-17-073, § 246-282-990, filed 8/14/23, effective 9/14/23; WSR 22-10-050, § 246-282-990, filed 4/29/22, effective 5/29/22; WSR 21-11-080, § 246-282-990, filed 5/18/21, effective 6/18/21; WSR 20-22-001, § 246-282-990, filed 10/21/20, effective 11/21/20; WSR 19-10-026, § 246-282-990, filed 4/23/19, effective 5/24/19; WSR 18-09-067, § 246-282-990, filed 4/16/18, effective 5/17/18; WSR 17-06-062, § 246-282-990, filed 2/28/17, effective 3/31/17. Statutory Authority: RCW 43.70.250 and 60.30.005. WSR 16-07-094, § 246-282-990, filed 3/18/16, effective 4/18/16. Statutory Authority: RCW 43.70.250 and 77.32.555. WSR 16-01-041, § 246-282-990, filed 12/9/15, effective 1/9/16. Statutory Authority: RCW 43.70.250. WSR 15-11-053, § 246-282-990, filed 5/15/15, effective 6/15/15; WSR 14-12-082, § 246-282-990, filed 6/3/14, effective 7/4/14; WSR 13-11-038, § 246-282-990, filed 5/10/13, effective 6/10/13; WSR 12-14-073, § 246-282-990, filed 7/2/12, effective 8/2/12. Statutory Authority: RCW 69.30.030 and 43.20.030. WSR 11-19-011, § 246-282-990, filed 9/7/11, effective 10/8/11. Statutory Authority: RCW 43.70.250. WSR 10-19-034, § 246-282-990, filed 9/9/10, effective 10/10/10; WSR 09-19-067, § 246-282-990, filed 9/14/09, effective 10/15/09; WSR 08-13-067, § 246-282-990, filed 6/13/08, effective 7/14/08; WSR 07-17-159, § 246-282-990, filed 8/21/07, effective 9/21/07; WSR 06-15-131, § 246-282-990, filed 7/19/06, effective 8/19/06; WSR 05-17-120, § 246-282-990, filed 8/17/05, effective 9/17/05; WSR 04-15-154, § 246-282-990, filed 7/21/04, effective 8/21/04; WSR 03-18-093, § 246-282-990, filed 9/2/03, effective 10/3/03. Statutory Authority: RCW 43.70.250 and 34.70.250 [43.70.250]. WSR 03-14-037, § 246-282-990, filed 6/23/03, effective 7/24/03. Statutory Authority: RCW 43.70.250 and the 2002 supplemental operating budget. WSR 02-15-094, § 246-282-990, filed 7/16/02, effective 8/16/02. Statutory Authority: RCW 43.70.250, 70.90.150, and 43.20B.250. WSR 01-14-047, § 246-282-990, filed 6/29/01, effective 7/30/01. Statutory Authority: RCW 69.30.030 and 43.20.030. WSR 01-04-054, § 246-282-990, filed 2/5/01, effective 3/8/01. Statutory Authority: RCW 43.70.250. WSR 00-02-016, § 246-282-990, filed 12/27/99, effective 1/27/00; WSR 99-12-022, § 246-282-990, filed 5/24/99, effective 6/24/99. Statutory Authority: RCW 43.20B.020 and 69.30.030. WSR 98-12-068, § 246-282-990, filed 6/1/98, effective 7/2/98. Statutory Authority: RCW 43.203.020 [43.20B.020]. WSR 97-12-031, § 246-282-990, filed 5/30/97, effective 6/30/97. Statutory Authority: RCW 43.20B.020 and 69.30.030. WSR 96-16-073, § 246-282-990, filed 8/6/96, effective 10/1/96. Statutory Authority: RCW 43.70.040. WSR 93-17-096 (Order 389), § 246-282-990, filed 8/17/93, effective 9/17/93; WSR 91-02-049 (Order 121), recodified as § 246-282-990, filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.20A.055. WSR 85-12-029 (Order 2236), § 440-44-065, filed 5/31/85; WSR 84-13-006 (Order 2109), § 440-44-065, filed 6/7/84; WSR 83-15-021 (Order 1991), § 440-44-065, filed 7/14/83. Statutory Authority: 1982 c 201. WSR 82-13-011 (Order 1825), § 440-44-065, filed 6/4/82.]