

COMMISSIONERS
Daniel W. Richards, President
Upland
Michael Sutton, Vice President
Monterey
Jim Kellogg, Member
Discovery Bay
Richard Rogers, Member
Santa Barbara
Jack Baylis, Member
Los Angeles

EDMUND G. BROWN, JR.



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STATE OF CALIFORNIA

Fish and Game Commission

Meeting of
April 11, 2012 (Wednesday)
10:00 a.m.²

Red Lion Hotel
Redwood Ballroom¹
1929 4th Street
Eureka

AGENDA³

ALL MEETINGS OPEN TO THE PUBLIC

NOTE: Items may be heard on either day and in any order pursuant to the determination of the Commission President.

1. PUBLIC FORUM— Any member of the public may address the Commission regarding the implementation of its policies or any other matter within the jurisdiction of the Commission. The issue to be discussed should not be related to any item on the current agenda. As a general rule, action cannot be taken on issues not listed on the agenda. At the discretion of the Commission, staff may be requested to follow up on such items. Submittal of written comments is encouraged to ensure that all comments will be included in the record before the Commission. Please be prepared to summarize your comments to the time allocated by the President.
2. (A) [DISCUSSION OF PROPOSED CHANGES TO SECTION 632, TITLE 14, CCR, RE: MARINE PROTECTED AREAS FOR THE NORTH COAST STUDY REGION.](#)
(B) [RECEIPT OF PUBLIC COMMENT ON DRAFT ENVIRONMENTAL DOCUMENT FOR NORTH COAST MARINE PROTECTED AREAS.](#)
3. [DISCUSSION AND POSSIBLE ADOPTION OF PROPOSED CHANGES TO SECTION 27.80, TITLE 14, CCR, RE: OCEAN SALMON – MAY THROUGH NOVEMBER 2012 SEASON.](#)
4. [DISCUSSION AND POSSIBLE ADOPTION OF PROPOSED CHANGES TO SECTION 7.50, TITLE 14, CCR, RE: KLAMATH-TRINITY SALMON SPORT FISHING REGULATIONS.](#)

¹ These facilities are accessible to persons with disabilities. To request reasonable accommodations for a disability, please contact California Relay Service at 1 (800) 735-2929 (TT) or 1 (800) 735-2922 (Voice) and ask them to contact the California Fish and Game Commission at (916) 653-4899.

² The Commission may break for lunch at approximately 12:00 noon.

³ The public is encouraged to comment on any item on the agenda. In order for the Commission to adequately consider public comments, the public is requested to submit written comments no later than **ten** days prior to the meeting. Written comments received fewer than **ten** days preceding the meeting will be submitted to the Commission at the meeting; however, Commission staff is unable to deliver material received one day before and on the day of the meeting to the Commissioners when the meeting is not in Sacramento. Please send your comments to be received no later than two days before the meeting.

If you decide to speak at the Commission meeting, please begin by giving your name and affiliation (if any) and the number of people represented by your organization. Then tell the Commission your concerns. Time allotted for each agenda item depends upon the number of speakers for each item and the length of the agenda. The Commission is interested in your views; don't worry about how to say them. If several people have spoken, try not to be repetitious. If there are several with the same concerns, please try to appoint a spokesperson. The Commission is particularly interested in the specific reasons you are for or against a proposal because the Commission's decision needs to be based on specific reasons.

If you would like to present handouts/written material to the Commission at the meeting, please provide eleven (11) copies.

5. [DISCUSSION AND POSSIBLE ADOPTION OF PROPOSED CHANGES TO SECTION 7.50, TITLE 14, CCR, RE: CENTRAL VALLEY SALMON SPORT FISHING REGULATIONS.](#)
6. [POSSIBLE ADOPTION OF TAG QUOTA CHANGES, CLARIFICATIONS AND URGENCY CHANGES FOR THE 2012-2013 MAMMAL HUNTING REGULATIONS.](#)
7. DISCUSSION AND POSSIBLE ADOPTION OF EMERGENCY REGULATIONS REGARDING BLUE CAVERN STATE MARINE CONSERVATION AREA, SUBSECTION 632(b)(102), TITLE 14, CCR.
8. UPDATE AND POSSIBLE COMMISSION ACTION ON REQUEST OF KNOCEAN SCIENCES, INC. TO LEASE KELP BED NO. 3, SAN DIEGO COUNTY, FOR EXCLUSIVE HARVEST OF KELP.
9. RECEIPT AND POSSIBLE ACTION ON COMMISSION INFORMATIONAL ITEMS.
 - (A) SUBCOMMITTEE REPORTS AND RECOMMENDATIONS.
 - (I) MARINE RESOURCES COMMITTEE.
 - (II) AL TAUCHER COMMITTEE.
 - (III) BUDGET AND LEGISLATIVE COMMITTEE.
 - (IV) OTHER.
 - (B) ITEMS THAT DID NOT MAKE AGENDA AND NEED TO BE RESCHEDULED.
 - I. UPDATE ON KELP REGULATIONS.
 - II. UPDATE AND FEASIBILITY OF ADDING AN UPLAND GAME BIRD SURVEY WITHIN THE AUTOMATED LICENSE DATA SYSTEM.
 - (C) NEW BUSINESS/COMMISSION FOLLOW-UP AND STAFF DIRECTION.
 - (D) ANNOUNCEMENT OF FUTURE MEETINGS.

**2012 FISH AND GAME COMMISSION
MEETING SCHEDULE**
www.fgc.ca.gov

April 18 (Wed.) (Teleconference)	Sacramento (Via Telephone)
May 23 (Wed.) May 24 (Thurs.)	Best Western Plus Beach Resort La Grande Room 2600 Sand Dunes Drive Monterey
June 6 (Wed) (Special Meeting for possible adoption of the NCSR MPAs)	Red Lion Hotel 1929 4 th Street Eureka
June 20 (Wed.) June 21 (Thurs.)	Mountainside Conference Center 1 Minaret Road Rooms 4 and 5 Mammoth Lakes
August 8 (Wed.) August 9 (Thurs.)	Crowne Plaza Ventura Beach Miguel A Room 450 East Harbor Boulevard Ventura
October 3 (Wed.) October 4 (Thurs.)	State of California Resources Building First Floor Auditorium 1416 Ninth Street Sacramento
November 7 (Wed.) November 8 (Thurs.)	Radisson Hotel at Los Angeles Airport 6225 West Century Boulevard Los Angeles
December 12 (Wed.) December 13 (Thurs.)	San Diego

2/29/12

Summer WAFWA Meeting July 20-25, Hawaii
Federal Waterfowl Meeting August 1-2

- (E) RECEIPT OF LEGAL COUNSEL INFORMATIONAL ITEMS.
 - (F) OTHER.
10. DISCUSSION AND POSSIBLE ADOPTION OF CHANGES TO THE COMMISSION'S POLICY: [COMMISSION AGENDA](#).
 11. DISCUSSION AND POSSIBLE ADOPTION OF CHANGES TO THE COMMISSION'S POLICY: [NAMING INSTALLATIONS](#).

CONSENT CALENDAR

12. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO CONSIDER AMENDMENTS TO THE MIGRATORY GAME BIRD (WATERFOWL) REGULATIONS FOR 2012-2013, SECTION 502, TITLE 14, CCR. (Note: The discussion hearing is scheduled for May 23, 2012 in Monterey. The adoption hearing is scheduled for August 8, 2012 in Ventura.)
13. RECEIPT OF [PETITION](#) FROM THE CENTER FOR BIOLOGICAL DIVERSITY, BIG WILDLIFE, ENVIRONMENTAL PROTECTION INFORMATION CENTER, AND KLAMATH SISKIYOU WILDLANDS CENTER TO LIST THE GRAY WOLF (*Canis lupus*) AS AN ENDANGERED SPECIES UNDER THE CALIFORNIA ENDANGERED SPECIES ACT. (Note: The Commission received the petition on March 12, 2012 and forwarded it to the Department for its review on March 13, 2012. Public discussion on the petition and the Department's evaluation report is expected at the Commission's August 2012 meeting.)
14. POSSIBLE APPROVAL OF ANNUAL PRIVATE LANDS WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT PLAN (PLM) AREA LICENSE FOR:
 - (A) GABILAN RANCH, MONTEREY COUNTY

EXECUTIVE SESSION
(NOT OPEN TO PUBLIC)

PURSUANT TO THE AUTHORITY OF GOVERNMENT CODE SECTION 11126(a)(1) AND (e)(1), AND SECTION 309 OF THE FISH AND GAME CODE, THE COMMISSION WILL MEET IN CLOSED EXECUTIVE SESSION. THE PURPOSE OF THIS EXECUTIVE SESSION IS TO CONSIDER:

A. PENDING LITIGATION TO WHICH THE COMMISSION IS A PARTY.

- I. BIG CREEK LUMBER COMPANY AND CENTRAL COAST FOREST ASSOC. vs. CALIFORNIA FISH AND GAME COMMISSION RE: COHO LISTING, SOUTH OF SAN FRANCISCO.
- II. JAMES BUNN AND JOHN GIBBS vs. CALIFORNIA FISH AND GAME COMMISSION RE: SQUID PERMITS.
- III. KERN COUNTY WATER AGENCY vs. CALIFORNIA FISH AND GAME COMMISSION, DEPARTMENT OF FISH AND GAME, DEPARTMENT OF WATER RESOURCES RE: STATE WATER PROJECT AND CALIFORNIA ENDANGERED SPECIES ACT.
- IV. CENTER FOR BIOLOGICAL DIVERSITY vs. CALIFORNIA FISH AND GAME COMMISSION AND DEPARTMENT OF FISH AND GAME RE: PACIFIC FISHER.
- V. UNITED ANGLERS OF SOUTHERN CALIFORNIA; COASTSIDE FISHING CLUB; AND ROBERT C. FLETCHER vs. CALIFORNIA FISH AND GAME COMMISSION RE: SOUTH COAST STUDY REGION AND NORTH CENTRAL COAST STUDY REGION MARINE PROTECTED AREAS UNDER THE MARINE PROTECTION ACT.
- VI. CENTER FOR BIOLOGICAL DIVERSITY AND EARTH ISLAND INSTITUTE vs. FISH AND GAME COMMISSION ADOPTING EMERGENCY REGULATION TO AUTHORIZE INCIDENTAL TAKE OF THE BLACK-BACKED WOODPECKER DURING CANDIDACY PERIOD.

B. POSSIBLE LITIGATION INVOLVING THE COMMISSION.

C. STAFF PERFORMANCE AND COMPENSATION.

D. RECEIPT OF HEARING OFFICER RECOMMENDATIONS ON LICENSE AND PERMIT ITEMS.

- I. JASON DEATON - DENIAL OF REQUEST TO TRANSFER A SOUTHERN ROCK CRAB TRAP PERMIT
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Fish and Game Commission

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8:30 a.m.**

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AGENDA

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NOTE: Items may be heard on either day and in any order pursuant to the determination of the Commission President.

15. CONTINUATION OF PUBLIC FORUM— Any member of the public may address the Commission regarding the implementation of its policies or any other matter within the jurisdiction of the Commission. The issue to be discussed should not be related to any item on the current agenda. As a general rule, action cannot be taken on issues not listed on the agenda. At the discretion of the Commission, staff may be requested to follow up on such items. Submittal of written comments is encouraged to ensure that all comments will be included in the record before the Commission. Please be prepared to summarize your comments to the time allocated by the President.
16. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION.
17. PRESENTATION BY MR. ZACK LARSON ON THE TWO-YEAR DIDSON PILOT PROGRAM ON THE SMITH RIVER.
18. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND SECTION 671.1 AND ADD SECTION 671.8, TITLE 14, CCR, RE: RESTRICTED SPECIES AND INSPECTION OF FACILITIES. (Note: The discussion and adoption hearing is scheduled for June 20, 2012 in Mammoth Lakes.)

INFORMATIONAL ITEMS

19. RECEIPT OF DEPARTMENT OF FISH AND GAME INFORMATIONAL ITEMS.
 - (A) DEPARTMENT OF FISH AND GAME DIRECTOR'S REPORT.
 - (B) WILDLIFE AND FISHERIES/ECOSYSTEM CONSERVATION DIVISION UPDATE.
 - (C) LAW ENFORCEMENT DIVISION UPDATE.
 - (D) COST ESTIMATE FOR A REGULATORY CHANGE PROPOSAL FOR A MARK-SELECT FISHERY OF HATCHERY-REARED COHO SALMON IN THE LOWER TRINITY RIVER, TRINITY COUNTY.
 - (E) UPDATE ON STATE WATER BOTTOM LEASES AND RECEIPT OF 2011 ANNUAL PROOF-OF-USE REPORT FOR STATE WATER BOTTOM LEASES.
 - (F) OTHER.
20. RECEIPT OF FEDERAL AGENCIES INFORMATIONAL ITEMS.
21. RECEIPT OF AND POSSIBLE ACTION ON LEGISLATIVE REPORTS.
 - (A) DEPARTMENT OF FISH AND GAME REPORT.
 - (B) POSSIBLE CONSIDERATION OF COMMISSION POSITIONS ON PROPOSED LEGISLATION.
 - I. SB 1358 COLLECTIVE BARGAINING: STATE EMPLOYEES.
 - II. SB 1367 DEER: ARCHERY SEASON: CONCEALED FIREARMS.
 - III. SB 1166 DEPARTMENT OF FISH AND GAME: WILDLIFE-DEPENDENT RECREATIONAL ACTIVITIES.
 - IV. SB 1107 ENTITLEMENTS: VOLUNTARY DONATIONS.
22. SCOPING OF POSSIBLE 2013 ABALONE REGULATION CHANGES AND IMPLICATIONS FOR IMPROVED MANAGEMENT UNDER THE ABALONE RECOVERY AND MANAGEMENT PLAN.
23. SCOPING OF POSSIBLE 2014 SPORT FISHING REGULATION CHANGES.
 - (A) SMITH RIVER RECOMMENDATIONS.
 - (B) ALL OTHER RECOMMENDATIONS.
24. CONSIDERATION OF A COMMISSION RESOLUTION REGARDING STATE WATER BOTTOM LEASE NO. M-438-01, DRAKES BAY OYSTER COMPANY, DRAKES ESTERO, MARIN COUNTY.