

**Commissioners**  
**Michael Sutton**, President  
Monterey

**Jack Baylis**, Vice President  
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**Richard Rogers**, Member  
Santa Barbara

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McKinleyville

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

## Fish and Game Commission



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[www.fgc.ca.gov](http://www.fgc.ca.gov)

### MEETING AGENDA October 8, 2014, 8:30 a.m.

**Mount Shasta Hatchery Museum  
1 North Old Stage Rd., Mt. Shasta**

The meeting will be live streamed at [www.cal-span.org](http://www.cal-span.org)

**NOTE:** Items may be heard in any order pursuant to the determination of the presiding commissioner. *Please see important information about public comment deadlines and Commission procedures at the end of the agenda.*

**SPECIAL NOTICE:** A quorum of Commissioners is expected to attend a joint workshop with the Oregon Fish and Wildlife Commission on October 9, 2014, in the Mace Building of the Jackson County Fairgrounds & Exposition Park, 1 Penninger Rd., Central Point, OR 97502. For more information, please visit <http://dfw.state.or.us/agency/commission>.

1. RECEIPT, DISCUSSION, AND POSSIBLE ACTION FOR ITEMS PREVIOUSLY REFERRED TO COMMITTEES
  - (A) MARINE RESOURCES COMMITTEE
    - I. MEETING SUMMARY AND RECOMMENDATIONS
      - a. RECEIPT OF RECOMMENDATION TO ADD RED SEA URCHIN FISHERY CAPACITY REDUCTION PROPOSAL TO THE RULEMAKING CALENDAR
      - b. RECEIPT OF RECOMMENDATION REGARDING NEXT STEPS FOR DEVELOPING A RED ABALONE FISHERY MANAGEMENT PLAN FOR THE NORTH COAST
    - II. APPROVAL OF NOVEMBER MEETING AGENDA
  - (B) WILDLIFE RESOURCES COMMITTEE
    - I. MEETING SUMMARY AND RECOMMENDATIONS
      - a. RECEIPT OF RECOMMENDATION TO IMPLEMENT THE BOBCAT PROTECTION ACT (AB1213) MANDATE
      - b. RECEIPT OF RECOMMENDATION TO IMPLEMENT THE NON-LEAD AMMUNITION ACT (AB 711) MANDATE
  - (C) TRIBAL AFFAIRS COMMITTEE
    - I. MEETING SUMMARY
    - II. UPDATE ON DRAFT COMMISSION TRIBAL CONSULTATION POLICY

2. POSSIBLE RATIFICATION OF COMMISSION'S FINDINGS TO LIST THE GRAY WOLF (*Canis lupus*) AS AN ENDANGERED SPECIES UNDER THE CALIFORNIA ENDANGERED SPECIES ACT (PURSUANT TO SECTION 2075.5, FISH AND GAME CODE)
3. AUTHORIZATION TO PUBLISH NOTICE OF INTENT TO ESTABLISH REGULATIONS FOR PETITIONING THE COMMISSION TO CHANGE REGULATIONS (ADD SECTION 662, TITLE 14, CCR)
4. DISCUSSION OF PROPOSED CHANGES TO SPORT FISHING REGULATIONS FOR 2015 (SECTION 1.45 ET AL., TITLE 14, CCR)
5. DISCUSSION OF PROPOSED REGULATIONS TO PROHIBIT INDUCEMENTS FOR NONGAME MAMMAL AND FURBEARER HUNTING CONTESTS (SECTIONS 465 AND 472, TITLE 14, CCR)
6. DISCUSSION OF PROPOSED CHANGES TO RECREATIONAL GROUND FISH REGULATIONS FOR 2015-2016 FOR CONSISTENCY WITH FEDERAL RULES (SECTION 1.91 ET AL., TITLE 14, CCR)

<b><u>CONSENT ITEMS</u></b>	
7.	RECEIPT OF PETITION FROM HEATH BARTOSH TO LIST THE LIVERMORE TARPLANT ( <i>Deinandra bacigalupii</i> ) AS AN ENDANGERED SPECIES UNDER THE CALIFORNIA ENDANGERED SPECIES ACT (PURSUANT TO SECTION 2073.3, FISH AND GAME CODE)
8.	APPROVAL OF THE DEPARTMENT OF FISH AND WILDLIFE'S REQUEST FOR A 30-DAY EXTENTION TO COMPLETE ITS EVALUATION OF THE PETITION TO LIST THE FLAT-TAILED HORNED LIZARD ( <i>Phrynosoma mcallii</i> ) AS ENDANGERED UNDER THE CALIFORNIA ENDANGERED SPECIES ACT (PURSUANT TO SECTION 2073.5, FISH AND GAME CODE)
9.	ADOPTION OF REVISED CENTRAL COAST MARINE PROTECTED AREAS MONITORING PLAN AS AN APPENDIX TO THE DRAFT MASTER PLAN FOR MARINE PROTECTED AREAS
10.	APPROVAL OF 5-YEAR PRIVATE LANDS WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT AREA LICENSES AND 2014-2015 MANAGEMENT PLANS FOR: (A) BELL RANCH, TEHAMA COUNTY (B) CORNING LAND AND CATTLE COMPANY, TEHAMA COUNTY
11.	APPROVAL OF REQUEST BY MR. GARY DOUGLAS TO REINSTATE HIS SEA URCHIN DIVING PERMIT (L55255)



12. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION

13. NEW BUSINESS
  - (A) POSSIBLE SCHEDULING TO DISCUSS 2015 SEASON REQUESTS FOR EXPERIMENTAL MARKET SQUID VESSEL PERMITS ISSUED TO DEVELOP A SQUID FISHERY IN AREAS PREVIOUSLY NOT UTILIZED FOR SQUID PRODUCTION (PURSUANT TO SECTION 149.3, TITLE 14, CCR)
  
14. ITEMS OF INTEREST FROM PREVIOUS MEETINGS
  - (A) POSSIBLE ACTION ON PETITIONS FOR REGULATORY CHANGE RECEIVED AT THE AUGUST 2014 MEETING (summary of requests will be posted on Commission's website on or about October 1, 2014)
  - (B) POSSIBLE ACTION ON NON-REGULATORY REQUESTS RECEIVED AT THE AUGUST 2014 MEETING (summary of requests will be posted on Commission's website on or about October 1, 2014)
  - (C) UPDATE ON LETTER TO MANHATTAN BEACH REGARDING FISHING REGULATIONS
  - (D) UPDATE ON LETTER TO PACIFIC FISHERY MANAGEMENT COUNCIL AND NOAA FISHERIES REGARDING PACIFIC BLUEFIN TUNA
  - (E) UPDATE ON LETTER TO CALIFORNIA STATE LANDS COMMISSION REGARDING BROAD BEACH RESTORATION PROJECT
  
15. DISCUSSION AND POSSIBLE ACTION ON FUTURE MEETING AGENDA ITEMS AND LOGISTICS
  - (A) NEXT MEETING – DECEMBER 3, 2014, IN VAN NUYS
  - (B) APPROVAL OF 2015 MEETING DATES AND LOCATIONS
  - (C) RULEMAKING CALENDAR UPDATES
  
16. DEPARTMENT INFORMATIONAL ITEMS
  - (A) DIRECTOR'S REPORT
  - (B) WILDLIFE AND FISHERIES DIVISION, AND ECOSYSTEM CONSERVATION DIVISION
    - I. UPDATE ON PLAN TO REVIEW THE SCIENCE AND POSSIBLE MANAGEMENT ACTION REGARDING COYOTES
  - (C) LAW ENFORCEMENT DIVISION
  - (D) MARINE
  - (E) OTHER
  
17. OTHER INFORMATIONAL ITEMS
  
18. 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. Submitting 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 in the time allocated by the presiding commissioner.

**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.
- (B) POSSIBLE LITIGATION INVOLVING THE COMMISSION
- (C) STAFF PERFORMANCE AND COMPENSATION
- (D) RECEIPT OF HEARING OFFICER RECOMMENDATIONS ON LICENSE AND PERMIT ITEMS
  - I. MR. DAN WESTFALL – APPEAL THE DENIAL OF APPLICATION TO RENEW A RESTRICTED SPECIES PERMIT

**2014 FISH AND GAME COMMISSION  
MEETING SCHEDULE**

[www.fgc.ca.gov](http://www.fgc.ca.gov)

<b>MEETING DATE</b>	<b>COMMISSION MEETING</b>	<b>COMMITTEE MEETING</b>
Oct. 9	Joint meeting with Oregon Fish & Wildlife Commission Jackson County Fairgrounds & Exposition Park Mace Building 1 Peninger Rd. Central Point, OR 97502	
Nov. 5		<b>Marine Resources</b> West Ed Building Ed Meyers Classroom 4655 Lampson Ave., Suite A Los Alamitos, CA 90720
Dec. 3	Airtel Plaza Hotel 7277 Valjean Ave. Van Nuys, CA 94106	

**OTHER MEETINGS OF INTEREST**

- Pacific Fishery Management Council meeting, November 14-19, Costa Mesa, CA
- Wildlife Conservation Board meeting, November 20, Sacramento, CA

## **IMPORTANT COMMISSION MEETING PROCEDURES INFORMATION**

### **PERSONS WITH DISABILITIES**

These facilities are accessible to persons with disabilities.

1. To request reasonable accommodations for a disability, please contact the California Fish and Game Commission at (916) 653-4899 as soon as possible and no later than five (5) business days prior to the meeting.
2. For persons with a hearing or speech disability, please contact the California Relay Service as soon as possible and no later than five (5) business days prior to the meeting at 1-800-735-2929 (TTY) or 1-800-735-2922 (voice) and request your message be relayed to the California Fish and Game Commission.
3. If a request for an accommodation has been submitted but due to circumstances is no longer needed, please contact the California Fish and Game Commission at (916) 653-4899.

### **SUBMITTING WRITTEN MATERIALS**

The public is encouraged to comment on any item on the agenda. You may submit your written comments by one of the following methods (only one is necessary): **E-mail to [fgc@fgc.ca.gov](mailto:fgc@fgc.ca.gov); fax to (916) 653-5040; deliver to California Fish and Game Commission, 1416 Ninth Street, Room 1320, Sacramento, CA 95814; or hand-deliver to a Commission meeting.**

Written comments received at the Commission office by September 25, 2014, at 5:00 p.m. will be made available to Commissioners prior to the meeting. Written comments received after 5:00 p.m. on September 26, 2014, and before 12 noon on October 3, 2014, will be made available to Commissioners at the meeting. After noon on October 3, 12 copies of written comments must be delivered at the meeting; otherwise they will not be made available to Commissioners until after the meeting.

**NOTE:** Materials provided to the Commission may be made available to the general public.

### **PETITIONS FOR REGULATORY CHANGE AND NON-REGULATORY REQUESTS**

All petitions for regulatory change and non-regulatory requests will follow a two meeting cycle to ensure proper review and thorough consideration of each item. All requests submitted by 12:00 noon on October 3, 2014, will be scheduled for receipt at this meeting and will be scheduled for consideration at the December 3, 2014, Commission meeting. Requests received after 12:00 noon on October 3, 2014, will be scheduled for receipt at the December 3, 2014, Commission meeting.

### **SPEAKING AT THE MEETING**

If you wish to speak on an agenda item, please fill out a "Speaker Card" and give it to the designated staff member before the agenda item is heard. Cards will be available near the entrance of the meeting room.

1. Speakers will be called in groups; please line up when your name is called.
2. Please provide your name and affiliation, if any.
3. Each speaker typically has three minutes to speak to the Commission. However, the time allotted for each agenda item may be adjusted by the Commission, which may decrease the time each speaker receives.
4. If there are several speakers with the same concerns, please try to appoint a spokesperson and avoid repetitive testimony.

5. Ceding time to other speakers - The presiding commissioner may allow attendees to cede time to a spokesperson, but only under the following conditions: A) each individual ceding time is forfeiting his/her right to speak to the agenda item, B) the person speaking must attach to his/her card the speaker cards of each individual ceding time, and C) the presiding commissioner will determine the total amount of time allotted to the person speaking.
6. If speaking about a specific proposal, the Commission is particularly interested in the reasons you are speaking about that proposal and any recommendations you have for how it can be improved.
7. If speaking during public forum, the subject matter you present should not be related to any item on the current agenda (public comment on agenda items will be taken at the time the Commission members discuss that item). As a general rule, the Commission may not take action on issues not listed on the agenda; public forum is an opportunity to bring matters to the attention of the Commission, but you may also do so via email, standard mail, and fax. At the discretion of the Commission, staff may be requested to follow up on the subject you raise.
8. If you are presenting handouts/written material to the Commission at the meeting, please provide 12 copies to the designated staff member just prior to speaking.

#### **WHEN WILL MY AGENDA ITEM BE HEARD?**

The Commission begins each session at the time listed on the agenda and generally considers each agenda item in the sequence listed, except in extraordinary circumstances.

#### **VISUAL PRESENTATIONS/MATERIALS**

PowerPoint presentations must be provided on a USB flash drive, flash memory card, DVD or CD.

1. All electronic formats must be Windows PC compatible.
2. Files created on a Mac are not supported.
3. It is recommended that a hard copy of any electronic presentation be submitted in case of technical difficulties.
4. A data projector, laptop and presentation mouse will be available.

**LASER POINTERS** may only be used by a speaker during a presentation; use at any other time may result in arrest.

#### **CONSENT CALENDAR**

A summary of all Consent Calendar items will be available for review at the meeting. Any item may be removed from the consent calendar by the Commission or upon the request of the Department or someone in the audience who would like to speak to that item.