

**Commissioners**

**Michael Sutton**, President  
Monterey  
**Jack Baylis**, Vice President  
Los Angeles  
**Jim Kellogg**, Member  
Discovery Bay  
**Richard Rogers**, Member  
Santa Barbara  
**Jacque Hostler-Carmesin**, Member  
McKinleyville

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

**Fish and Game Commission**



**Sonke Mastrup, Executive Director**  
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Sacramento, CA 95814  
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**STAFF SUMMARY, MEETING OF OCTOBER 8, 2014**

Following is a summary of the subject meeting as prepared by staff. A recording of the meeting – the official minutes – may be obtained from [www.cal-span.org](http://www.cal-span.org).

Pursuant to the call of the President, the Fish and Game Commission (Commission) met at the Mount Shasta Sisson Museum, 1 Old Stage Road, Mt. Shasta, California on October 8, 2014. The meeting was called to order at 8:28 a.m. by Mike Sutton.

**FISH AND GAME COMMISSION**

Michael Sutton	President	Present
Jack Baylis	Vice President	Absent
Jim Kellogg	Member	Absent
Richard Rogers	Member	Present
Jacque Hostler-Carmesin	Member	Present

**COMMISSION STAFF**

Sonke Mastrup	Executive Director
Susan Ashcraft	Marine Advisor
Mary Brittain	Administrative Assistant
Sherrie Fonbuena	Analyst
Caren Woodson	Analyst

**OFFICE OF THE ATTORNEY GENERAL**

Christopher Ames      Deputy Attorney General (Ret.)

**CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE**

Charlton Bonham	Director
Mike Carion	Deputy Director and Chief, Law Enforcement Division
Dan Yparraguirre	Deputy Director, Wildlife and Fisheries Division
Clark Blanchard	Assistant Deputy Director, Office of Communication, Education and Outreach
Craig Shuman	Regional Manager, Marine Region
Stafford Lehr	Chief, Fisheries Branch
David Bess	Assistant Chief, Law Enforcement Division
Steve MacDonald	Lieutenant, Law Enforcement Division

Jacob Nicholas	Lieutenant, Law Enforcement Division
Daniel Beck	Warden, Law Enforcement Division
Rich Wharton	Warden, Law Enforcement Division

The following persons were present and heard:

<u>Name</u>	<u>Organization</u>	<u>Agenda Item</u>
Tom Trumper	Pacific Rim Seafood	1A
Jim Martin	Sonoma County Abalone Network (SCAN)	1A
Jack Shaw	Concerned citizen	1A
Gene Demachi	Tradewind Seafood	1A
George Osborn	California Sportfishing League	1A, 14C, 18
Stan Neutze	Shasta County Sportsmen	1B, 2
Robert Martin	Concerned citizen	1B
Kevin Ward	Concerned citizen	1B, 2
Kim Delfino	Defenders of Wildlife	1B, 2
Ed Worley	National Rifle Association	1B, 14A&B
Rick Bullock	Agricultural Preservation and Environmental Conservation Sportsmen Foundation	1B
Kathy Lynch	National Shooting Sports Foundation, Sporting Arms and Ammunition Manufacturer's Institute, and Safari Club International	1B, 14A&B
Don Solus	California Trapper's Association	1B
Bill Gaines	California Bowmen Hunters/State Archery Association, California Wild Sheep Foundation, and California Houndsmen for Conservation	1B
Roman Porter	California Deer Association	1B
Tom Pedersen	California Rifle and Pistol Association	1B, 14A&B
Reg Elgin	Dry Creek Rancheria Band of Pomo Indians	1C
Betty Hall	Shasta Indian Nation	1C, 2
Dave Meurer	Representing Senator Ted Gaines	2
Bruce Ross	Representing Assembly Member Brian Dahle	2
Michael Kobseff	Siskiyou County Supervisor	2
Brandon Criss	Siskiyou County Supervisor	2
Patrick Griffin	Siskiyou County Agricultural Commissioner	2
Jon E. Lopey	Siskiyou County Sheriff	2
Kathy DeForest	Fall River-Big Valley Cattlemen's Association	2
Kirk Wilbur	California Cattlemen's Association	2
Noelle Cremers	California Farm Bureau Federation	2, 5
Lesa Eidman	California Wool Growers Association	2
Barbara Coulter	Concerned citizen	2
Kimberly Richard	Angel Protectors of Animals and Wildlife	2
Francis Mangels	Environmental Protection Information Center (EPIC)	2
Amy Atwood	Center for Biological Diversity	2
Michael Murray	Concerned citizen	2
Mark Baird	Jefferson State Committee	2
Dennis Fox	Concerned citizen, California Invasive Plant Council	2, 5, 14A, 18
Damon Nagami	Natural Resources Defense Council	2

Mark Rockwell	Endangered Species Coalition	2
Karin Vardaman	California Wolf Center	2
Fauna Tomlinson	Concerned citizen	2, 5
Camilla Fox	Project Coyote	2, 5, 16B
Keli Hendricks	Petaluma rancher, Project Coyote	2, 5, 16B
Kimberly Boester	Concerned citizen	2, 5
Donna Bacigalupi	Concerned citizen	2
Patricia Smith	Modoc County Fish, Game and Recreation Commission	5
Hilary Pickles	LUSH Fresh Handmade Cosmetics	5
Kelsey Eberly	Animal Legal Defense Fund	5, 14A&B
Chris Howard	Alexandre Family EcoDairy Farms	5, 18
Frank Galea	Del Norte County Fish & Game Advisory Commission	5, 18
Mary Fairbanks	Commercial fisherman, Noyo Harbor Fishing Village	13A
Pamela Hansen	Concerned citizen	14A&B
Laurel Fagan	Purebreds Plus Cat Rescue	14A&B
Lysa Stark	Concerned citizen	14A&B
MaryJo Morrison	Savannah Cat Rescue	14A&B
Tom Raftican	Sportfishing Conservancy	14C

Mike Sutton introduced members of the Commission, its staff, California Department of Fish and Wildlife (Department) directorate and Christopher Ames of the Attorney General's Office. He announced that the Department has offered to provide a tour during a break concerning the redband trout rescue effort. He indicated that the following day, October 9, the commissioners would be attending a joint meeting with the Oregon Fish and Wildlife Commission in Medford, Oregon. Mike Sutton also welcomed elected officials.

**Agenda item 2 was taken out of order but is shown in numerical order in this summary.**

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

**Received update and summary from Susan Ashcraft. Received public testimony.**

***MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION ADOPTS THE NOVEMBER MRC MEETING AGENDA,***

**WITH THE ADDITION OF JETTY PIER FISHING, ACCEPTS THE DEPARTMENT'S RECOMMENDATION FOR DEVELOPING A RED ABALONE FISHERY MANAGEMENT PLAN FOR THE NORTH COAST, AND DIRECTS STAFF TO BEGIN PREPARING AN INITIAL STATEMENT OF REASONS (ISOR) FOR ADDRESSING SEA URCHIN FISHERY CAPACITY AFTER REACHING OUT TO THE INDUSTRY TO BE SURE THERE IS A SINGLE PROPOSED ACTION BEFORE GOING TO NOTICE.**

**AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON**

**ABSENT: J. BAYLIS, J. KELLOGG**

**MOTION PASSED.**

**(B) WILDLIFE RESOURCES COMMITTEE**

**I. MEETING SUMMARY AND RECOMMENDATIONS**

**a. RECEIPT OF RECOMMENDATION TO IMPLEMENT THE BOBCAT PROTECTION ACT (AB 1213) MANDATE**

**b. RECEIPT OF RECOMMENDATION TO IMPLEMENT THE NON-LEAD AMMUNITION ACT (AB 711) MANDATE**

**Received update and summary from Sonke Mastrup. Received public testimony.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION ACCEPTS THE WILDLIFE RESOURCES COMMITTEE RECOMMENDATIONS.**

**AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON**

**ABSENT: J. BAYLIS, J. KELLOGG**

**MOTION PASSED.**

**(C) TRIBAL COMMITTEE**

**I. MEETING SUMMARY**

**II. UPDATE ON DRAFT COMMISSION TRIBAL CONSULTATION POLICY**

**Received meeting summary from Sonke Mastrup. Received update on draft Commission tribal consultation policy from Commissioner Hostler-Carmesin. Received public testimony.**

- 2. POSSIBLE RATIFICATION OF COMMISSION'S FINDINGS ON THE PETITION TO LIST THE GRAY WOLF (*Canis lupus*) AS A THREATENED OR ENDANGERED SPECIES (PURSUANT TO SECTION 2075.5, FISH AND GAME CODE)**

**Sonke Mastrup indicated that there are possibly items that need editing. Received public testimony.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION, PURSUANT TO SECTION 2075.5 OF THE FISH AND GAME CODE, ADOPTS FINDINGS FOR ITS DECISION TO ADD THE GRAY WOLF TO**

**THE LIST OF ANIMALS DECLARED TO BE ENDANGERED UNDER THE CALIFORNIA ENDANGERED SPECIES ACT, STRIKING PARAGRAPH 4 OF PAGE 3 (WHICH STARTS WITH, "THE COMMISSION IS ALSO GUIDED BY....")**

**ROLL CALL VOTE.**

**AYES: R. ROGERS, M. SUTTON**

**NOES: J. HOSTLER-CARMESIN**

**ABSENT: J. BAYLIS, J. KELLOGG**

**MOTION PASSED.**

3. AUTHORIZATION TO PUBLISH NOTICE OF INTENT TO ESTABLISH REGULATIONS FOR PETITIONING THE COMMISSION TO CHANGE REGULATIONS (ADD SECTION 662, TITLE 14, CCR)

**Received summary of issue from Sonke Mastrup. No public testimony.**

**MOVED BY R. ROGERS, SECONDED BY J. HOSTLER-CARMESIN, THAT THE COMMISSION AUTHORIZES PUBLICATION OF A NOTICE OF ITS INTENT TO ADD SECTION 662 (TITLE 14, CCR), RELATED TO PETITIONS FOR REGULATION CHANGE.**

**AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON**

**ABSENT: J. BAYLIS, J. KELLOGG**

**MOTION PASSED.**

4. DISCUSSION OF PROPOSED CHANGES TO SPORT FISHING REGULATIONS FOR 2015 (SECTIONS 1.45, ET AL., TITLE 14, CCR)

**Stafford Lehr provided a presentation concerning the Department's recommended revisions to the proposed fresh water sport fishing regulations.**

**No public testimony received on this item. Received public testimony regarding items 14(A) and 18 during this item.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION AUTHORIZES PUBLISHING A CONTINUATION NOTICE OF ITS INTENT TO AMEND SPORT FISH REGULATIONS FOR 2015 WITH THE ADDITION OF AMENDMENTS AS RECOMMENDED BY THE DEPARTMENT.**

**AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON**

**ABSENT: J. BAYLIS, J. KELLOGG**

**MOTION PASSED.**

5. DISCUSSION OF PROPOSED REGULATIONS TO PROHIBIT INDUCEMENTS FOR NONGAME AND FURBEARER HUNTING CONTESTS (SECTIONS 465 AND 472, TITLE 14, CCR)

**Received public testimony.**

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)

**No public testimony.**

**CONSENT ITEMS**

7. RECEIPT OF PETITION FROM HEATH BARTOSH TO LIST THE LIVERMORE TARPLANT (*Deinandra baccigalupii*) 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 EXTENSION TO COMPLETE ITS EVALUATION OF THE PETITION TO LIST THE FLAT-TAILED HORNED LIZARD (*Phrynosoma mcallii*) 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)

**No public testimony.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION ADOPTS THE CONSENT CALENDAR, ITEMS 7-11.**

**AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON**

**ABSENT: J. BAYLIS, J. KELLOGG**

**MOTION PASSED.**

12. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION

**Christopher Ames reported that the Commission met in closed executive session and adopted the Office of Administrative Hearings' Administrative Law Judge's proposed decision for Mr. Dan Westfall (denied appeal). The Commission took no other action. No public testimony.**

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)

**Received public testimony.**

***MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION FINDS ISSUING EXPERIMENTAL MARKET SQUID VESSEL PERMITS TO DEVELOP A FISHERY IN AREAS PREVIOUSLY NOT UTILIZED FOR SQUID PRODUCTION IS NOT WARRANTED AT THIS TIME AND DIRECTS STAFF TO PREPARE FOR A DISCUSSION ON THE SUBJECT AT THE MARCH 2015 MARINE RESOURCES COMMITTEE MEETING.***

***AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON***

***ABSENT: J. BAYLIS, J. KELLOGG***

***MOTION PASSED.***

- (B) Mike Sutton presented a proposed draft letter to the U.S. Department of the Interior (DOI) requesting that DOI release additional water into the Klamath River to accommodate migratory birds. The letter asks DOI to recognize the new adjudicated water rights allocated to the wildlife refuges, prepare a contract for the transfer of responsibilities to the U.S. Bureau of Reclamation, prepare for fall migration, etc. Charlton Bonham shared that state agencies and DOI have been working well together on how to manage water during this drought, including an agreement on the Trinity to release additional water, and that there is very little water remaining over which the U.S. Bureau of Reclamation has authority to distribute. Direction from the Commission was to redraft the letter based on guidance and discussion at the meeting.
- (C) Sonke Mastrup reported that the Commission has received a number of petitions to establish or clarify Commission and committee procedures. The Commission is addressing these petitions in a stepwise fashion. In the near future staff will present a draft conflict of interest policy/statement and statement of incompatible activities to start those conversations, proposed rules on committee procedures, and some other potential rules and procedures that have been suggested by petitioners.

14. ITEMS OF INTEREST FROM PREVIOUS MEETINGS

- (A) POSSIBLE ACTION ON PETITIONS FOR REGULATORY CHANGE RECEIVED AT THE AUGUST 2014 MEETING

**Received public testimony.**

- (B) POSSIBLE ACTION ON NON-REGULATORY REQUESTS RECEIVED AT THE AUGUST 2014 MEETING

**Received public testimony.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION ACCEPTS STAFF RECOMMENDATIONS FOR ACTIONS ON REGULATORY AND NON-REGULATORY REQUESTS AS DESCRIBED IN THE PUBLISHED TABLES, WITH A CHANGE TO THE JAMES WALSH/TRI-MARINE RECOMMENDATION FROM REFER TO REJECT. [See attached tables for actions taken on requests.]  
AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON  
ABSENT: J. BAYLIS, J. KELLOGG  
MOTION PASSED.**

- (C) UPDATE ON LETTER TO MANHATTAN BEACH REGARDING FISHING REGULATIONS

**Received public testimony.**

- (D) UPDATE ON LETTER TO PACIFIC FISHERY MANAGEMENT COUNCIL AND NOAA FISHERIES REGARDING PACIFIC BLUEFIN TUNA

**No public testimony.**

- (E) UPDATE ON LETTER TO CALIFORNIA STATE LANDS COMMISSION REGARDING BROAD BEACH RESTORATION PROJECT

**No public testimony.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION DIRECTS STAFF TO SEND LETTERS TO PERMITTING AGENCIES CONSIDERING PERMITTING FOR THE BROAD BEACH RESTORATION PROJECT AND DIRECTS STAFF TO CONTINUE WORKING ON THE PIER/JETTY FISHING ISSUE WITH CITIES.  
AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON  
ABSENT: J. BAYLIS, J. KELLOGG  
MOTION PASSED.**

15. DISCUSSION AND POSSIBLE ACTION ON FUTURE MEETING AGENDA ITEMS AND LOGISTICS

- (A) NEXT MEETING – DECEMBER 3, 2014, IN VAN NUYS

**No public testimony.**

- (B) APPROVAL OF 2015 MEETING DATES AND LOCATIONS

**Sonke Mastrup explained the need for adopting a meeting calendar as soon as possible to enable staff to begin securing facilities, which has**

become more difficult over time. No public testimony.

<b>Date</b>	<b>Business Meeting</b>	<b>Committee Meeting</b>	<b>Location</b>
Jan. 14		Wildlife	Sacramento
Feb. 11-12	FGC		Sacramento
Mar. 4		Marine	Monterey
Mar. 16	FGC teleconference		TBD
Apr. 7		Tribal	Santa Rosa
Apr. 8-9	FGC		Santa Rosa
Apr. 17	FGC teleconference		TBD
May 6		Wildlife	Los Angeles
Jun. 9		Tribal	Mammoth Lakes
Jun. 10-11	FGC		Mammoth Lakes
Jul. 8		Marine	North Coast
Aug. 5-6	FGC		Fortuna
Sep. 9		Wildlife	Central CA
Oct. 6		Tribal	Ventura
Oct. 7-8	FGC		Ventura
Nov. 4		Marine	Southern CA
Dec. 9-10	FGC		San Diego

***MOVED BY R. ROGERS, SECONDED BY J. HOSTLER-CARMESIN, THAT THE COMMISSION DIRECTS STAFF TO SECURE MEETING FACILITIES FOR THE IDENTIFIED DATES AND LOCATIONS. AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON ABSENT: J. BAYLIS, J. KELLOGG MOTION PASSED.***

(C) RULEMAKING CALENDAR UPDATES

**Sonke Mastrup explained the regulatory actions timetables and how they change over time relative to the annual rulemaking calendar. No public testimony.**

**MOVED BY R. ROGERS, SECONDED BY M. SUTTON, THAT THE COMMISSION ADOPTS THE UPDATED REGULATORY CALENDAR. AYES: J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON ABSENT: J. BAYLIS, J. KELLOGG MOTION PASSED.**

16. DEPARTMENT INFORMATIONAL ITEMS

(A) DIRECTOR'S REPORT

**Charlton Bonham reported that Mike Carion's last Commission meeting will be in December. Charlton Bonham gave a presentation regarding the combined impacts of drought and unusually high temperatures and provided a perspective on what has been accomplished by the Department and jointly with the Commission over the last ten months. No public testimony.**

(B) WILDLIFE AND FISHERIES DIVISION AND ECOSYSTEM CONSERVATION DIVISION

I. UPDATE ON PLAN TO REVIEW THE SCIENCE AND POSSIBLE MANAGEMENT ACTION REGARDING COYOTES

**Presentation from Dan Yparraguirre. Received public testimony.**

(C) LAW ENFORCEMENT DIVISION

**No report. No public testimony.**

(D) MARINE

**Craig Shuman provided an update on recent Pacific Fishery Management Council actions and upcoming discussions. No public testimony.**

(E) OTHER

**No other information. No public testimony.**

17. OTHER INFORMATIONAL ITEMS

(A) LEGISLATION

**Sonke Mastrup highlighted that there were not any legislative actions that would have a significant impact on the Commission's work in the coming year. No public testimony.**

18. PUBLIC FORUM

**Received public testimony. [See attached tables for all items received before or at the meeting for public forum.]**

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)

MEETING DATE	COMMISSION MEETING	COMMITTEE MEETING
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

<b>MEETING DATE</b>	<b>COMMISSION MEETING</b>	<b>COMMITTEE MEETING</b>
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

There being no further business, the Commission meeting adjourned at 5:23 p.m.

**CALIFORNIA FISH AND GAME COMMISSION**  
**ACTIONS TAKEN OCTOBER 8, 2014 ON REQUESTS FOR REGULATORY ACTION**  
**10-27-2014**

**FGC** - California Fish and Game Commission   **DFW** - California Department of Fish and Wildlife   **WRC** - Wildlife Resources Committee   **MRC** - Marine Resources Committee

Date Received	Name of Petitioner	Subject of Request	Code or Title 14 Section Number	Short Description	FGC Decision	DFW/FGC Staff Response	Final Action, Other Outcomes
6/23/2014	Jeff Seacrist	Big Game Drawing Rules		Establish a max preference point or cap for each big game species. The system is set up to favor those hunters who have applied but not been drawn and disadvantages young hunters and those who got into the sport later in life. Also, remove big horn sheep from the preference point system all together.	<b>Referred to WRC on 10/8/2014.</b>		
1/30/2014	Harold Church	New Hunting Tag or Stamp		Consider a tag or yearly stamp donation under funding codes 1225 or 1226 to fund the program for nongame and small game specific to hunting with dogs and establish a yearly report card.	Rejected 10/8/2014; FGC has no authority.		
6/30/2014	James Cloninger	Deer Tag Application Fee		Consider allowing the deer tag application fee to be refundable for those who do not draw in their preferred zone.	Rejected 10/8/2014; statute does not allow refund of application fees.		
7/19/2014	Chris Miller	Lobster Traps		Request to support a 300 trap limit and oppose creating a stacking option for combining two permits into a 600 trap permit.	Rejected 10/8/2014; under review through fishery management plan process.		
7/2/2014	Jon Selbicky	Removal of Crab Traps		Request for new regulations to amend regulations to allow greater retrieval of lost/damaged crab traps and gear.	Rejected 10/8/2014; requires statutory change.		
7/23/2014	Gerry McChesney, U.S. Fish & Wildlife Service	Special Closures, Central Coast Marine Protected Areas		Request to evaluate the utility of special closures in the MLPA Central Coast Region to protect breeding seabirds and marine mammals	<b>Referred to MRC on 10/8/2014.</b>		
6/25/2014	Roger Cullen	Nearshore Permit Transferability		Request to allow nearshore permit holders that currently have both shallow and deep permits transferability on a 1:1 basis; fishermen that possess only the deeper permit be allowed to transfer that permit on a 1:1 basis to only single shallow permit holders.	<b>Referred to DFW on 10/8/2014 for review and recommendation.</b>		
6/30/2014	Eric Mills	Red-eared Slider		Request to ban red-eared sliders.	Rejected 10/8/2014; previously rejected and no new information submitted.		
6/30/2014	Susan Tellem, American Tortoise Rescue	Red-eared Slider		Request to ban red-eared sliders.	Rejected 10/8/2014; previously rejected and no new information submitted.		

Date Received	Name of Petitioner	Subject of Request	Code or Title 14 Section Number	Short Description	FGC Decision	DFW/FGC Staff Response	Final Action, Other Outcomes
6/6/2014	Kimberley Boester	Gray Wolf Stamp		Requests creating a wolf stamp to increase monetary implications and planning for the wolf management program.	Referred to DFW on 10/8/2014 for review and recommendation.		
7/11/2014	Michel & Associates, representing National Rifle Association	Wildlife Resources Committee		Request that FGC establish WRC procedures and protocols through a regulatory process before the committee makes any recommendations to FGC.	Accepted; referred to FGC staff on 10/8/2014 for evaluation and recommendation.		
7/14/2014	Dennis Anderson, Safari Club International	Wildlife Resources Committee		Request that FGC establish procedural rules for how WRC operates, among several other requests.	Accepted; referred to FGC staff on 10/8/2014 for evaluation and recommendation.		
7/21/2014	Bell, McAndrews & Hiltachk, LLP, representing National Shooting Sports Foundation	Wildlife Resources Committee		Request that FGC adopt rules of order and procedures for WRC and adhere to existing statutory requirements.	Accepted; referred to FGC staff on 10/8/2014 for evaluation and recommendation.		
6/5/2014	Joe Welz	Abalone		Request to reconsider 8 am start time for abalone harvest, open ab harvest in July, cut the yearly limit to 16, and increase the daily limit to 4.	Rejected 10/8/2014; regulations recently changed and abalone management plan under review.		
7/15/2014	Dennis Fox	Ammunition		Request to ban steel bullets at properties under FGC jurisdiction (prior to implementing statewide) because they are a fire hazard.	Rejected 10/8/2014; steel bullets are already illegal.		
7/15/2014	James Walsh, representing TriMarine Group	Squid Fishery		Request to make the harvest capacity more in line with the available quota and the capacity limitation goals set forth in the 2005 fishery management plan.	Rejected 10/8/2014;		
7/1/2014 8/1/2014	Jeffrey Bramson, Animal Legal Defense Fund, et al.	Hybrid Cats		Petition and supplemental materials to amend regulations for breeding and possessing hybrid cats.	Rejected 10/8/2014; no practical enforcement possible.		
7/14/2014 8/6/2014 - meeting	Mike McCorkle, Southern California Trawlers Association	Ridgeback Prawn Incidental Take Allowance	Section 120.12	Request to reinstate incidental take allowance for ridgeback prawn in state trawl fisheries, which was removed in 2008.	Referred to FGC marine advisor on 10/8/2014 for evaluation and recommendation.		
4/2/2014	Lassen County Board of Supervisors	Increase Hunting Opportunities in Lassen County Hunt Zones		Supervisors request an overall tag allocation of 10% archery, 10% muzzleloader, and 80% rifle for hunt zones 3, 4, 5, 6, 7, X1, X3A, X3B, X4, X7A and C4 to increase hunting opportunities (Resolution 14-016).	Referred to mammal hunting rulemaking for 2015-16 season.		
6/10/2014	Janelle Mabey	Ferrets		Request to legalize ferrets in California.	Rejected 10/8/2014; previously rejected and no new information submitted.		

**CALIFORNIA FISH AND GAME COMMISSION**  
**ACTIONS TAKEN OCTOBER 8, 2014 ON REQUESTS FOR NON-REGULATORY ACTION**  
**10-27-2014**

**FGC** - California Fish and Game Commission **DFW** - California Department of Fish and Wildlife **WRC** - Wildlife Resources Committee **MRC** - Marine Resources Committee

Date Received	Name of Petitioner	Subject of Request	Short Description	FGC Decision	DFW/FGC Staff Response	Final Action, Other Outcomes
7/16/2014	Robert Shine	Annual Fishing License	Requests clarification about why fishing licenses are only good for a calendar year instead of 365 days from the purchase date	Rejected 10/8/2014; requires statutory change.		
6/5/2014	Andrew Johnston	Big Game Harvest Statistics	Concerns about the reliability of the harvest statistics published in the annual big game booklet	Referred to DFW 10/8/2014 for review and recommendation.		
6/6/2014	Matt Matthews	Wildlife Populations	Request for help with the collapse of deer, wild turkey and other wildlife on Palomar Mountain in North San Diego County	Referred to DFW 10/8/2014 for review and recommendation.		
6/19/2014	Don Armentrout, Lassen County Fish and Game Commission	Non-lead Ammunition	Five requests, including working with manufacturers to increase the volume and selection of non-lead ammunition, working with ATF to define armor piercing ammunition, and not requiring certification of handloaders	Referred 10/8/2014 to non-lead rulemaking.		
7/15/2014	George Sullivan	Water Resources	Request to validate who uses a well versus natural springs in rural areas to determine who might be affecting riparian habitats	Rejected 10/8/2014; authority of State Water Resources Control Board.		
7/21/2014	John Buettler, Allied Fishing Groups	Striped Bass Recovery	Request to discuss evaluation of recommendation to implement the Striped Bass Recovery and Maintenance Program	Referred to DFW 10/8/2014 for review and recommendation.		
8/6/2014	Kathy Lynch	President Michael Sutton	Request for President Sutton to recuse himself from the Commission due to a perceived conflict of interest	Rejected 10/8/2014; authority of Fair Political Practices Commission or Governor's office.		

**CALIFORNIA FISH AND GAME COMMISSION**  
**RECEIPT LIST FOR REGULATORY REQUESTS: RECEIVED FOR OCTOBER 8, 2014 BUSINESS MEETING**  
**10-13-2014**

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Date Received	Name of Petitioner	Subject of Request	Code or Title 14 Section Number	Short Description	FGC Decision	DFW/FGC Staff Response	Final Action, Other Outcomes
8/28/2014 - LTR 9/17/2014 - Oral	Mercer Lawing Kathy Lynch (CA Trappers Assoc.)	Bobcat Protection Act (AB1213)	FGC 4155	Request that regulation clarify section 4155(d) concerning definition of "any trap" and "any land".	Action scheduled 12/3/2014		
8/11/2014	Guy Kilburn	Squid and salmon fishing in Bodega Bay		Request for regulation to separate squid boats from salmon boats in small areas, like Bodega Bay.	Action scheduled 12/3/2014		
8/10/2014	Elaine Livesey-Fassel	Importation of bullfrogs		Request to ban importation of bullfrogs intended for live meat market.	Action scheduled 12/3/2014		
8/23/2014	Sam Craig	Mammal regulations		Request for changes in B zones for black-tailed deer.	Action scheduled 12/3/2014		
9/1/2014	Dennis Haussler	Freshwater spearfishing		Request that freshwater spearfishing regulations mirror freshwater bow and arrow regulations.	Action scheduled 12/3/2014		
9/11/2014	City of Hermosa Beach	Pier Fishing		Request for changes to pier fishing regulations and schedule for MRC discussion.	Action scheduled 12/3/2014		
9/14/2014	Thomas Bolender, Oceanside Senior Anglers	Rockfish lines and lingcod limits		Request to increase rockfish fishing depths to 60 fathoms, and to increase lingcod limit to three.	Action scheduled 12/3/2014		
9/8/2014	Bill James, representing Port San Luis Commercial Fishermen's Assoc.	Nearshore Fishery Management Plan		Request for changes to the Deeper Nearshore Fishery Permit (DNFP) and for topic to be added to an upcoming meeting agenda.	Action scheduled 12/3/2014		
8/21/2014	William Heinselman	Striped bass		Request to lower the limit and require any striper to be a minimum of 18 inches.	Action scheduled 12/3/2014		
9/11/2014	Holly Gallagher, Colusa County Fish and Game Advisory Commission	Clams		Request to lower clam limits in Humboldt County, which are higher than the rest of the state.	Action scheduled 12/3/2014		
8/5/2014	Jim Lambert	Long leader line snagging		Request to limit leader lines to no more than 72 inches in length from the weight (exceeding 1/2 ounce or more) to the hook.	Action scheduled 12/3/2014		
9/8/2014	Dennis Fox	Ammunition		Request to ban copper clad steel bullets on state forests and wildlife areas.	Action scheduled 12/3/2014		

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9/22/2014	Kevin Miu	Canary rockfish		Request to change the rules concerning canary rockfish to permit take size and possession limits.	Action scheduled 12/3/2014		
6/13/2014	Michel & Associates	Commission procedures and rules	Title 14, Chapter 5	Request two changes regarding transparency and financial disclosure requirements.	Action scheduled 12/3/2014		
10/2/2014	Joe and Joan Becker	Dogs for hunting		Request no more restrictions on the use of dogs for taking wildlife.	Action scheduled 12/3/2014		
10/8/2014	Mack Demachi, Tradewind Seafood	Sea urchin dive permits		Request for a delay in a decision on the CA Sea Urchin Commission's request to decrease the number of permits from 300 to 150 to allow discussion with buyers/processors.	Action scheduled 12/3/2014		
10/1/2014	Colusa County Fish & Game Advisory Commission	Elk hunts		Request to increase elk hunting in Stonyford to control growing size of herd.	Action scheduled 12/3/2014		

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8/30/2014	Eric Hartman	Pier Fishing - Manhattan Beach	Request for assistance to restore pier fishing opportunities at Manhattan Beach	Action scheduled 12/3/2014		
8/4/2014	Lee Rudin	Live Animal Food Markets	Request to place the live animal food markets on an upcoming meeting agenda	Action scheduled 12/3/2014		
8/4/2014	Lee Rudin	Public Forum	Request to move public forum to the first item on the agenda	Action scheduled 12/3/2014		
8/1/2014	Charles Bucaria, Northern CA Council of International Fly Fishers	Salmon Policy	Requests 15 minutes to address FGC on salmon policy at October meeting and work together to develop anadromous fishery management plans	Action scheduled 12/3/2014		
9/19/2014	Katie Alling	Commission Policy	Request FGC make all policy regarding species population management based on peer-reviewed science and data	Action scheduled 12/3/2014		
8/25/2014	Darren Gertler	Shore Fishing (king salmon)	Requests FGC assistance with a recent ban on shore fishing for king salmon in Santa Cruz Harbor	Action scheduled 12/3/2014		
9/23/2014	Beverly Kreuer	Urban Coyote	Request assistance with managing growing problem of aggressive urban coyotes	Action scheduled 12/3/2014		
9/15/2014	Coyote Watch	Urban Coyote	Request assistance with managing growing problem of urban coyote attacks	Action scheduled 12/3/2014		
8/5/2014	Ashlee Titus, representing National Shooting Sports Foundation	President Sutton	Request President Sutton recuse himself from drafting non-lead implementation regulations	Action scheduled 12/3/2014		
8/15/2014	Robert Byington	Harbor Data Monitoring	Request to require harbor data monitoring programs to help minimize fish kills	Action scheduled 12/3/2014		
10/3/2014	Concerned taxpayers (multiple)	Ballona Wetlands	Postcard requesting FGC to go on record opposing the Ballona Wetlands interpretive center	Action scheduled 12/3/2014		
10/3/2014	Dennis Fox	Quagga Mussels	Request that all boats and kayaks be inspected for quagga mussels prior to entrance on refuges	Action scheduled 12/3/2014		
10/3/2014	Dennis Fox	Commission	FGC should have nine members, instead of only five	Action scheduled 12/3/2014		