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Los Angeles
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Discovery Bay
Richard Rogers, Member
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Michael Sutton, Member
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Fish and Game Commission



Wildlife Heritage and Conservation
Since 1870

REVISED MEETING AGENDA April 8-9, 2015

Flamingo Conference Resort and Spa
2777 Fourth Street, Santa Rosa

The meeting will be live streamed at www.cal-span.org

NOTE: See important information about Commission deadlines and procedures at the end of the agenda.

DAY 1 – APRIL 8, 2015, 9:00 A.M

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. 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.
2. Tribal Committee
 - (A) Meeting summary
 - I. Receive recommendations
 - (B) Work plan development
 - I. Update on current work plan and timeline
 - II. Discuss and approve new topics
3. Receive public comment on the Commission's draft tribal consultation policy
4. Marine Resources Committee
 - (A) Meeting summary
 - I. Receive recommendations

- (B) Work plan development
 - I. Update on current work plan and timeline
 - II. Discuss and approve new topics
- 5. Receive update on timeline for Spiny Lobster Fishery Management Plan and rulemaking, and receive California Department of Fish and Wildlife (Department) recommendations for proposed regulations
- 6. Update and action on pending marine-related regulatory and non-regulatory requests from 2014 (a summary of pending petitions and requests will be posted at www.fgc.ca.gov/meetings/2015 about April 2, 2015)
- 7. Adoption of proposed changes to sport fishing fillet requirements for tunas and bag and possession limits for Pacific bluefin tuna for consistency with federal rules in 2015-2016
(Sections 27.65 and 28.38, Title 14, CCR)
- 8. Adoption of proposed changes to Pacific halibut sport fishing regulations for consistency with federal rules in 2015
(Section 28.20, Title 14, CCR)
- 9. Request for authorization to publish notice of intent to amend Dungeness crab and crab trap sport fishing regulations
(Sections 29.80 and 29.85, Title 14, CCR)
- 10. Request for authorization to publish notice of intent to amend commercial market squid light regulations and market squid logbooks
(Section 149, and Appendix A, Title 14, CCR)
- 11. Receive Department summary of proposed changes to marine protected area regulations to be included in proposed rulemaking scheduled for notice in August

CONSENT ITEMS	
12.	Receive Neushul Mariculture, Inc.'s request to renew state water bottom lease M-654-03 for aquaculture
13.	Receive and approve request from Mr. Kenneth L. Bouchard to reinstate Sea Cucumber Diving Permit No. SCD066, pursuant to a settlement agreement with the Department
14.	Receive and approve request from Ross Bailey of Relentless Seafood, LLC, to reinstate Salmon Vessel Permit No. SA1196 for F/V <i>Restless</i> (FG40871), pursuant to a settlement agreement with the Department
15.	Receive and approve request to transfer California halibut bottom trawl vessel permit on the F/V <i>San Giovanni</i> from Giuseppe Pennisi to Ms. Billie E. Pennisi
16.	Receive and approve The Abalone Farm, Inc. revised kelp harvest plan to add mechanical harvest of kelp in administrative kelp beds 17 and 18 (pursuant to Subsection 165(a)(6), Title 14, CCR)

17. Discuss and approve Point Reyes Oyster Company's request to amend state water bottom leases #M-430-13, #M-430-14, and #M-430-17, for aquaculture of various algal species
18. Discussion of proposed changes to Central Valley river salmon sport fishing regulations
(Subsections 7.50(b)(5), (b)(68) and (b)(156.5), Title 14, CCR)
19. Announce results from Executive Session (*see page 6*)
20. Items of interest from previous meetings
 - (A) Action on petitions for regulatory change received at the February meeting (the summary of petitions will be posted at fgc.ca.gov/meetings/2015 about April 2, 2015)
 - (B) Action on non-regulatory requests received at the February meeting (the summary of requests will be posted at fgc.ca.gov/meetings/2015 about April 2, 2015)
 - (C) Other
21. Department informational items
 - (A) Director's report
 - (B) Marine
 - (C) Wildlife and Fisheries Division, and Ecosystem Conservation Division
 - (D) Law Enforcement Division
 - (E) Other
22. Other informational items
 - (A) Staff report
 - (B) Legislative update
 - (C) Federal agencies report
 - (D) Other

DAY 2 – APRIL 9, 2015, 8:00 A.M

23. 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.
24. Wildlife Resources Committee
 - (A) Work plan development
 - I. Update on current work plan and timeline

II. Discuss and approve new topics

25. Update and action on pending non-marine regulatory and non-regulatory requests from 2014 (a summary of pending petitions and requests will be posted at fgc.ca.gov/meetings/2015 about April 2, 2015)
26. Consideration of petition, Department's report, and comments received on whether listing the Livermore tarplant (*Deinandra bacigalupii*) as a threatened or endangered species may be warranted
(Pursuant to Section 2074.2, Fish and Game Code)
Note: If the Commission determines that listing may be warranted, a one year status review will commence before a final decision on listing is made.
27. Adoption of proposed regulations regarding authorized methods of take for wildlife using lead ammunition – phasing out the use of lead ammunition
(Add Section 251.1; amend subdivision heading and Sections 311, 353, 464, 465, 475, 485; repeal Section 355, Title 14, CCR)
 - (A) Certification of Final Environmental Document
 - (B) Proposed changes to Title 14, CCR
28. Adoption of proposed changes to mammal hunting regulations
(Sections 360, 361, 362, 363, 364, 364.1, 702, 708.5, 708.11, and 713, Title 14, CCR)
29. Update regarding proposed changes to bobcat trapping regulations
(Pursuant to Section 4255, Fish and Game Code)
30. Request for authorization to publish notice of intent to amend upland game bird regulations
(Sections 300 and 708.18, Title 14, CCR)
31. Request for authorization to publish notice of intent to amend waterfowl regulations
(Section 502, Title 14, CCR)
32. Discuss Commission's draft native plant policy

CONSENT ITEM

33. Receive the Department's 90-day evaluation report on the petition to list tricolored blackbird as an endangered species
(Pursuant to 2073.5, Fish and Game Code)
34. Receive annual review of management plans for Camp Roberts, Camp Pendleton, and Fort Hunter Liggett for management of Fish and Wildlife on Military Lands
(Pursuant to Section 640, Title 14, CCR)

35. Receive and approve initial Private Lands Wildlife Habitat Enhancement and Management Area plan 2015-2020 and license for:
(Pursuant to Section 601, Title 14, CCR)

(A) Amann Ranch (Mendocino County)

36. Receive and approve annual reports and 2015-2016 Private Lands Wildlife Habitat Enhancement and Management Area plans for:
(Pursuant to Section 601, Title 14, CCR)

- (A) Alexander Ranch (Monterey County)
- (B) Capistran Ranch (Mendocino County)
- (C) De Francesco/Eaton Ranches (Merced County)
- (D) Eden Valley Ranch (Mendocino County)
- (E) Gabilan Ranch (Monterey County)
- (F) Hartnell Ranch (Monterey County)
- (G) Lewis Ranch (San Benito County)
- (H) Lone Ranch (San Benito County)
- (I) Miller-Eriksen Ranch (Mendocino County)
- (J) Peachtree Ranch (Monterey County)
- (K) R-R Ranch (Mendocino County)
- (L) Roostercomb Ranch (Stanislaus County)
- (M) Santa Catalina Island (Los Angeles County)
- (N) Shamrock Ranch (Mendocino County)
- (O) Spring Valley Ranch (Mendocino County)

37. Receipt and approve 5-Year Private Lands Wildlife Habitat Enhancement and Management Area plans 2015-2020 and licenses for:
(Pursuant to Section 601, Title 14, CCR)

- (A) Carley Ranch (Mendocino County)
- (B) Christensen Ranch (Mendocino County)
- (C) Elk Creek Ranch (Mendocino County)
- (D) Potter Valley Wildlife Management Area (Mendocino County)
- (E) Sanhedrin Ranch (Mendocino County)
- (F) Seven Springs Ranch (Mendocino County)
- (G) Summer Camp Ranch (Mendocino County)

38. Discussion and action on future meeting items

- (A) Next meeting – April 17 via teleconference, and June 10-11 in Mammoth Lakes
- (B) Possible field trip for June meeting
- (C) Perpetual timetable for regulatory action updates
- (D) New business

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. v. California Fish and Game Commission (Coho listing, south of San Francisco)
 - II. James Bunn and John Gibbs v. California Fish and Game Commission (squid permits)
 - III. Center for Biological Diversity and Earth Island Institute v. California Fish and Game Commission (black-backed woodpecker)
 - IV. Dennis Sturgell v. California Fish and Game Commission, California Department of Fish and Wildlife, and Office of Administrative Hearings (revocation of Dungeness crab vessel permit No. CT0544-T1)
- (B) Possible litigation involving the Commission
- (C) Staff performance and compensation
- (D) Receipt of hearing officer recommendations on license and permit items

FISH AND GAME COMMISSION

2015 MEETING SCHEDULE

www.fgc.ca.gov

MEETING DATE	COMMISSION MEETING	COMMITTEE MEETING
April 17	Special Meeting — Teleconference Arcata, Sacramento, Monterey, Santa Barbara and Los Alamitos	
May 6		Wildlife Resources California Department of Transportation (CalTrans) Conference Room 01.037 100 South Main Street Los Angeles, CA 90012
June 9		Tribal Committee Mountainside Conference Center 1 Minaret Road Mammoth Lakes, CA 93456
June 10-11	Mountainside Conference Center 1 Minaret Road Mammoth Lakes, CA 93456	
July 8		Marine Resources Trinidad Town Hall 409 Trinity Street Trinidad, CA 95570
August 4-5	River Lodge Conference Center 1800 Riverwalk Drive Fortuna, CA 95540	
September 9		Wildlife Resources Department of Industrial Relations 2550 Mariposa Mall, Room 1036 Fresno, CA 93721
October 6		Tribal Committee Embassy Suites – LAX North 9801 Airport Boulevard Los Angeles, CA 90045
October 7-8	Embassy Suites – LAX North 9801 Airport Boulevard Los Angeles, CA 90045	
November 4		Marine Resources Southern California
December 9-10	Town and Country Resort & Convention Center 500 Hotel Circle North San Diego, CA 92108	

OTHER MEETINGS OF INTEREST

Pacific Fishery Management Council

- April 11-16, Rohnert Park, CA
- June 12-17, Spokane, WA

- September 11-16, Sacramento, CA
- November 14-19, Garden Grove, CA

Wildlife Conservation Board

- May 21, Sacramento, CA
- September 3, Sacramento, CA
- November 19, Sacramento, CA

Western Association of Fish and Wildlife Agencies

- July 16-22, Reno, NV

Pacific Flyway Council

- July 24, Reno, NV

IMPORTANT COMMISSION MEETING PROCEDURES INFORMATION

WELCOME TO A MEETING OF THE CALIFORNIA FISH AND GAME COMMISSION

This is the 145th year of operation of the Commission in partnership with the California Department of Fish and Wildlife. Our goal is the preservation of our heritage and conservation of our natural resources through informed decision making; Commission meetings are vital in achieving that goal. In that spirit, we provide the following information to be as effective and efficient toward that end. Welcome and please let us know if you have any questions.

PERSONS WITH DISABILITIES

Persons with disabilities needing reasonable accommodation to participate in public meetings or other Commission activities are invited to contact the Reasonable Accommodation Coordinator at (916) 651-1214. Requests for facility and/or meeting accessibility should be received at least 10 working days prior to the meeting to ensure the request can be accommodated.

SUBMITTING WRITTEN MATERIALS

As of July 1, 2015, the Commission will no longer be accepting comments or requests for change via facsimile. Please submit written material by email or US Mail.

The public is encouraged to comment on any agenda item. Submit written comments by one of the following methods: **E-mail to fgc@fgc.ca.gov; fax to (916) 653-5040; delivery to 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 **5:00 p.m. on March 26** will be made available to Commissioners prior to the meeting. Comments received by **12 noon on April 3** will be marked late and made available to Commissioners at the meeting. Otherwise, 12 copies of written comments must be brought to the meeting. All 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 noon on April 3** (or heard during public forum at the meeting) will be scheduled for receipt at this meeting, and scheduled for consideration at the next business meeting. Beginning July 1, 2015 all petitions for regulatory change must be submitted in writing using a form that will be made available on the Commission's website; details about this new requirement and the form adopted by the Commission are available at <http://fgc.ca.gov/regulations/2014/index.aspx#662>.

VISUAL PRESENTATIONS/MATERIALS

All visual presentations must be pre-approved by the Executive Director. Visual presentations must be provided by email or delivered to the Commission office on a USB flash drive by **12 noon on April 3**. All electronic formats must be Windows PC compatible. A data projector, laptop and presentation mouse will be available for use at the meeting.

CONSENT CALENDAR

A summary of all 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 member of the public who wishes to speak to that item.

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

SPEAKING AT THE MEETING

To speak on an agenda item, please complete a "Speaker Card" and give it to the designated staff member before the agenda item is announced. Cards will be available near the entrance of the meeting room. Only one speaker card is necessary for speaking to multiple items.

Agenda items may be heard in any order and on either day pursuant to the discretion of the presiding commissioner.

1. Speakers will be called in groups; please line up when your name is called.
2. When addressing the Commission, give your name and the name of any organization you represent, and provide your comments on the item under consideration.
3. Each speaker has three minutes to address the Commission; however, time may be adjusted at the discretion of the presiding commissioner. If there are several speakers with the same concerns, please appoint a spokesperson and avoid repetitive testimony.
4. Speakers may cede their time to an individual spokesperson, but only under the following conditions:
 - a. Individuals ceding time forfeit their right to speak to the agenda item; and
 - b. The minimum number of individuals required to cede time to a spokesperson and the amount of time allocated are *arranged in advance* with the presiding commissioner.
5. 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.