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STATE OF CALIFORNIA

Fish and Game Commission

January 22, 2009

TO ALL AFFECTED AND INTERESTED PARTIES:

During the regulatory process to amend sections 27.20, 27.25, 27.30, 27.35, 27.40, 27.45, 27.50, 27.51, 28.26, 28.27, 28.28, 28.29, 28.48, 28.49, 28.51, 28.52, 28.53, 28.54, 28.55, 28.56, 28.57, and 28.58; and add Section 27.32, Title 14, California Code of Regulations, relating to recreational fishing regulations for federal groundfish and associated species for 2009 and 2010, it was brought to our attention that the language proposed for adoption differs from the language provided to the public with the Initial Statement of Reasons for Regulatory Action (ISOR). Depth constraints changes described in the ISOR as being amended in Emergency Rulemaking file 2008-0815-04E, were actually made in Emergency Rulemaking file 2008-0505-01E and were not properly shown in strikeout-underline format in the regulatory text of the ISOR; and the addition of "or within special closure areas established within a Groundfish Management Area" to subsection 27.20(b) was not described in the ISOR nor was the addition illustrated in the regulatory text of the ISOR.

Attached for your review are copies of the [proposed regulatory language](#), and the [language that was provided to the public with the ISOR](#). Please note that comments will only be accepted on the highlighted text of the proposed regulatory language.

Because these regulations are different from, yet sufficiently related to, the originally proposed regulations the Administrative Procedure Act requires that we make the changes available for written public comment. The Fish and Game Commission is exercising its powers under Section 202 of the Fish and Game Code as these changes will not be available to the public for the full public comment period provided for in Government Code Section 11346.8. Please submit written comments to the Commission office at the above-listed address no later than 5:00 p.m. on February 4, 2009.

Sincerely,

Sherrie Fonbuena
Associate Governmental Program Analyst

Attachments