

Public Proposed Regulatory Changes and Department Recommendations For 2009 Inland Sport Fishing Regulations Triennial Review Cycle

Number, Name, Type(s), Date(s)	Summary of Proposed Public Regulatory Change	Department Recommendation	Basis for Department Recommendation
# 1 Fred Ramirez, Fly Fishers For Conservation L- 9/5/2006	Seeks zero trout bag limit and artificial lures with barbless hooks in San Joaquin from Lost Lake Park to Hwy 41 Bridge.	Do Not Accept	The San Joaquin River Restoration Project will create major changes in the fisheries management strategy for this section of river. This section will become an anadromous salmonid river, making it necessary to change the current stocking regime and sport fish regulations. It is anticipated the changes will be needed for the next triennial cycle. The Central Region believes one set of comprehensive regulation changes at that time, as opposed to implementing possibly conflicting regulations in consecutive cycles, will best serve the public and the resource.
# 2 Frederick Herman E - 9/30/2006	Reduce salmon bag limit to one fish and stop salmon snagging. Increase enforcement.	Do Not Accept Comment Noted	Salmon fishing for salmon in the Central Valley is closed for 2009 and targeting of salmon by catch and release fishing is no longer allowed. Since snagging is illegal and targeting salmon is now illegal, these measures will address the concern raised by this comment. Support for more enforcement is noted, but present budgeting issues and higher priority problems limit warden coverage and availability.
# 3 Pat Kilroy, City of Elsinore L- 10/19/2006	Reduce Lake Elsinore bass bag and size limits to 2 fish of 15 inches. Change to definition of striped bass to cover hybrids.	Do Not Accept Do Not Accept	Recent general fish surveys by the Department indicate the bass fishery in Lake Elsinore is depressed. The most likely cause of the reduced population is periodic low dissolved oxygen events and fish kills that occur in the lake. There is a lack of recruitment most likely due nest predation by the large carp population, but the Department feels the periodic low dissolved oxygen events is the driving factor. The definition of striped bass has already been modified.
# 4 Patrick Marley, Southern CA Bass Council L -10/30/2006	Supports Dept. proposal to change Lake Perris bass size limits	Comment Noted.	The Department appreciates support for an existing regulatory package undergoing Commission review and consideration for the 2009 triennial cycle.
# 5 Gary Hurst E - 10/30/2006	Close Bowman Lake creeks in Fall due to snagging	Do Not Accept	Snagging as a method of take is illegal and all such observations should be reported to CalTip. Department fishery data indicates that the feeder streams for Bowman Lake provide little spawning habitat for lake fish, incidental take by snagging would likely have little impact on the stream and lake populations. The lack of suitable spawning habitat is the reason

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			is basis of the Department's supplements to the lake with annual rainbow trout and kokanee plants.
# 6 Allen Harthorn, Friends of Butte Creek L - 11/15/2006	Extend C&R steelhead season on Deer, Mill & Butte creeks	Do Not Accept	Suggestion is made that extending season by 8 weeks would not impact spring-run salmon as they are all dead by October 15th and early arrivals are almost all below the Oro-Chico Bridge. Current research from the Departments spawning carcass survey shows that spring-run Chinook spawning in some years extends into late October, and arriving adults are seen in the area east of Chico well upstream of the Oro-Chico Bridge as early as February 15th. While the past several years (05-09) have recorded large spring-run salmon populations averaging approximately 9500 adults, the population during the period 1967-1991 averaged less than 400 adults. Until the ESA/CESA recovery plan (in development) is in place, incidental take of spring-run salmon must be avoided.
# 7 Kevin Zeiter, Oroville FERC Recreational Advisory Committee E - 12/4/2006	Request bass slot limit to 13 to 17 for Lake Oroville	Do Not Accept	In April 2006, the Department conducted an electrofishing survey of Lake Oroville to collect length frequency data of the black bass population. The 2006 spring survey revealed that the majority size-class is 12-15 inches with a substantial increase of fish greater than 15 inches. A review of event-type fishing contests held at Lake Oroville between January and May 17, 2006 show that the average size of black bass in Lake Oroville increased approximately 130 percent. In addition, the catch-per-unit-effort has not changed. Based on electrofishing and fishing contest report data, it appears that the average size of black bass has increased under current regulations. Since the management goal has been to increase the average size of black bass in Lake Oroville, changes to current fishing regulations are not recommended.
# 8 Joe Exline E - 1/3/2007	Will the definition of snagging in 2.00(b) make hooking live bait now illegal?	Comment Noted	The use of fish as bait is regulated by the bait regulations in Section 4.00, Title. If those regulations are followed, the angler will be legal.
# 9 Ace Carter E- 3/4/2007 E- 8/10/2008	A. Ban use of treble hooks in all sport fishing B. The people have the right to fish!	Do Not Accept Comment Noted	There is no basis to ban treble hooks statewide as gear restrictions are develop from location specific information to provide needed protection. This comment does not address sport fishing regulations and cannot therefore be addressed in this particular regulatory procedure.

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# 10 Bob Paluccio E - 1/19/2007 E- 3/7/2007	<p>A. No small hooks should be allowed in anadromous waters. The hook size should 1" with no barb.</p> <p>B. Remove all striped bass restrictions.</p> <p>C. Do not adclip hatchery steelhead as they are the same fish as wild steelhead, Use frozen sperm and embryos to raise more steelhead when the runs are low, & Use active removal management to reduce seal numbers in the river.</p> <p>D. Sport fishing booklets should be two pages. One with license information and the other with one regulation: "No fishing allowed in anadromous waters.</p>	<p>Do Not Accept</p> <p>Do Not Accept</p> <p>Comment Noted</p> <p>Do Not Accept</p>	<p>The existing hook regulations in Section 2.01(b) provide sufficient protection.</p> <p>Because the striped bass regulations are presently subject to ongoing litigation, the Department recommends no action be taken on these requests at this time.</p> <p>See Department Recommendation to Comment 9B.</p> <p>California sport fishing regulations must have varied seasons and gear restrictions to balance the needs of fish populations in many different species groupings and locations. The proposed measure does not take into consideration California's wide range of aquatic habitats and issues.</p>
# 11 William Barkhuff L - 3/23/2007	Request to add additional gear restriction of artificial lures to San Luis Opispo Creek.	Do Not Accept	The situation noted by the proponent of this request existing in other waters statewide. The Department is presently reviewing statewide steelhead regulations. The statewide alignment of hatchery trout and steelhead take is the first phase being address as part of this triennial cycle.
# 12 Bill Kendall E - 3/27/2007	Increase CV salmon possession limit to four fish east of I-5.	Do Not Accept	Salmon fishing for salmon in the Central Valley is closed for 2009 and increasing the possession limit when it reopens in following year must be evaluated annually in response to federal measures in ocean waters.
# 13 Sam Craig, Bollibokka Management Company	Requests to extend the zero bag limit area in the McCloud River, from the confluence of Ladybug Creek downstream to the USFS service loop, to use Gilman Road Bridge as	Do Not Accept	Department law enforcement and fisheries staff have not witnessed excessive harvest in the section of the McCloud River between Shasta Lake and the lower boundary of the Bollibokka Fishing Club. We have no other indications that McCloud River trout populations suffer because of harvest in this section. No change in the regulations is warranted.

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E - 4/2/2007	the lower boundary.		
# 14 Jerrold & Marie Kennedy L - 11/19/2007	A. The 2007 Klamath River salmon run happened in late September or early October instead of middle of August due to global warming. B. Request to extend salmon fishing in the Merced and San Joaquin rivers until November.	Comment Noted Do Not Accept	In 2007, the peak of the Klamath River Chinook salmon run occurred about 2 1/2 weeks later than normal. This kind of variation in Klamath Chinook run timing has occurred in past years and is not unusual. Regarding the San Joaquin River and its tributaries like the Merced River, the returning adult Fall-run Chinook are at historic low numbers. The populations should not be subjected to additional stressors, including additional fishing pressure or harvest.
# 15 Chuck Kroger E - 4/25/2007 E - 5/27/2007	Propose to open Mokelumne River in the Lodi Lake area to fishing all year.	Accept	The Department supports this requested change. East Bay Municipal Utilities District studies show juvenile steelhead use the suitable habitat upstream of Highway 99. The proposed change will open Mokelumne River from mouth to Highway 99, including Lodi Lake, all year.
# 16 Bob Broyer L - 5/7/2007	Requests that Lake of the Pines be added to the Special Black Bass Regulations with a 2 fish bass bag limit and 15 inch minimum size and have District bass regulations apply to private lands.	Do Not Accept	Lake of the Pines already has a bag limit of 5 fish per day. No size limit is necessary in a lake that supports natural reproduction and/or is supplemented with private stocking of black bass and fishing pressure is limited to private property owners surrounding the lake. It also the Department's policy to not regulate private waters that are not open to the general public.
# 17 Mike Maier L - 7/6/2007	Increase daily bag to 10 for Sierra District	Do Not Accept	In the 1980's, in response to public demand, Department hatchery practices shifted to the production of catchable trout at approximately two to the pound. This practice has resulted in fewer, but much larger fish being stocked statewide. The general trout regulation for the Sierra District is a bag limit of 5 per day, 10 in possession. Anglers fishing two or more days are able to retain up to 10 fish. There is also a bonus brook trout limit that allows an additional ten fish per day/ten in possession in portions of the Sierra District. The fish must be under eight or ten inches depending upon location within the District. In order to provide for quality angling for the public, we recommend the retention of the current regulations for the Sierra District. The goal of the 5 fish limit was to enable the hatcheries to grow a larger fish, which anglers seem to prefer more than small fish.

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# 18 Timothy Mazzoni L - 7/16/2007	A. Open year round season in the Pit River B. Open year round season in the McCloud River C. Open year round season in Hot Creek and Upper Owens River	Comment Noted Do Not Accept Comment Noted	Recently, the Pit River was opened to winter angling from Pit #3 downstream to Shasta Lake. This recent regulation change is resulting in a quality winter fishery with additional angler opportunities and a negligible effect on fishery resources Nearly all the adjacent land is under private ownership and there would be little additional public angling opportunities. Hot Creek and the upper Owens River were opened to year round fishing in 2006.
# 19 Greg Stumpf, Federation of Fly Fishers Southwest Council L - 7/26/2007 L - 7/31/2007 L- 9/23/2008	Zero bag limit in Rush Creek in Mono County	Do Not Accept	There is no sufficient Department data that supports a catch restriction on Rush Creek in the reach between Grant and Silver Lakes in Mono County which will conflict with other recreational uses.
# 20 Steve November, City of Poway E - 8/16/2007	Increase the Lake Poway bass minimum size to 15 inches.	Do Not Accept	The Department does not have data to support this request for a size limit change at this time.
# 21 Glenn Delisle E - 8/22/2007	Lake of the Pines bass bag and size limits	Do Not Accept	See Department Recommendation to Comment # 16.

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# 22 Bill LaCommare E - 9/28/2007	Reduce Pit River to 2 trout and artificial only or slot limit below Lake Britton	Do Not Accept	The Department's fisheries management program strives to accommodate multiple angling methods in public waters. Currently, bait fishing is allowed from the Pit 3 powerhouse to Shasta Lake during trout season and Pit 7 dam to Shasta Lake during the winter. The Pit River is a productive water and Department staff report that angling effort is low due to limited access and difficult terrain. There are no indications that excessive harvest due to bait fishing is occurring. The Department supports the outstanding fishery that exists under the current set of regulations and recommends no change.
# 23 Cole Curtis E - 9/29/2007	Request artificial lures and flies on Pit River between Lake Britton and Lake Shasta.	Do Not Accept	See Department Recommendation to Comment 22.
# 24 Larry Comstock L - 10/4/2007	Allow fishing in Sutter Bypass and clear up Bear River regulations.	Do Not Accept	Sutter Bypass is closed for zero take of salmon for anadromous waters in the Valley District not mentioned in Special Regulations and for protection of Butte Creek spring-run Chinook salmon. Bear River regulations are consistent with other Placer County small streams. The diversion dam in question is located one and a quarter mile downstream of Camp Far West Reservoir and 15 miles upstream of the confluence of the Feather River.
# 25 Robert Keith E - 10/11/2007	We need more water in the Fresno River	Comment Noted	The Department previously responded to a similar email. Appropriative and riparian rights are held above this point on the river and the matter should be taken up with the State Water Board or contact Madera Irrigation District for additional information regarding water rights upstream.
# 26 Dave & Jan York E - 1/30/2008	In the American River, close steelhead spawning grounds, limit leader length to 4 -6 feet, & don't fish remove from water for pictures.	Do Not Accept	The issue of snagging using a long leader and multiple hooks is an enforcement issue and any fish caught in this manner would require a citation. Removal of salmon and steelhead from waters where there is zero bag limit is already prohibited. A closure of spawning grounds would limit access to anglers for most of the river since steelhead are known to spawn from above Sunrise Blvd to Watt avenue and have a significant economic impact on local guides and businesses. Angler education regarding proper release techniques and a greater presence of enforcement would probably relieve some of the stressors on American River steelhead.

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<p># 27 Roger Miller, Northern CA Council of Federation of Fly Fishers L – 1/12/2008</p>	<p>A. Request closure of American River from Nimbus to mouth to protect steelhead in February and March due to flow flows and low returns of wild steelhead.</p> <p>B. Requests automatic closure of fishing when lower American River flows are at or below 1100 cfs</p>	<p>Do Not Accept</p>	<p>Analysis was done and presented at Fish and Game Commission meeting in February 2008. Steelhead trout have been listed under the ESA since 1999 and bag limits and gear restrictions were imposed to protect them along with a 1 hatchery trout or 1 hatchery steelhead limit and all wild fish released regulation. Using the expanded Steelhead Report Card data, closing the river February and March a few wild fish would be saved, but a larger percentage of hatchery fish would have access to spawning grounds. The report cards showed a 65% hatchery / 35% wild ratio.</p> <p>Action was considered at the Commission meeting in February 2008 and denied. At 1100 cfs, steelhead in the American River can move freely up and down stream. When flows are predicted to be low enough to strand fish, a conference protocol is implemented in which the Department, U. S. Bureau of Reclamation, and other stakeholders hold a conference call to decide what action if any is needed to protect fish populations in the lower American River. Fishing closures, if warranted, can be implemented on an emergency basis under that scenario.</p>
<p># 28 Charles Bucaria, Northern CA Council of Federation of Fly Fishers L - 2/3/2007 L - 1/27/2008 L - 7/6/2009 O - 8/6/2009 Commission meeting</p>	<p>A. Request to not allow stationary lures that are not actively retrieved in Smith River to stop snagging.</p> <p>B. Supports American River steelhead closure to protect spawners.</p> <p>C. Requests automatic closure of fishing when lower American River flows are at or below 1100 cfs</p> <p>D. Request to add Smith River to Salmon Report Card, require barbless hooks for salmonids on the Smith river, and impose a zero bag and</p>	<p>Do Not Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p> <p>Accept</p>	<p>This proposed regulation change is not enforceable. Snagging is an illegal method of take and all observations should be reported to CalTip.</p> <p>See Department Recommendation to Comment 27.</p> <p>See Department Recommendation to Comment 27.</p> <p>The Department supports these proposals and they have been incorporated in an existing regulatory package undergoing Commission review and consideration for the 2009 triennial cycle.</p>

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	<p>season limit for wild steelhead on Smith River.</p> <p>E. Wants to make use of roe for bait illegal on the Smith River.</p> <p>F. Request that when one daily bag limit for any salmonid is reached, all fishing must cease on the Smith River.</p> <p>G. Do not allow the take of female salmon on the Smith River.</p>	<p>Do Not Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p>	<p>A prohibition on the use of natural baits is not necessary to control harvest of salmon and steelhead. Harvest is controlled by gear restrictions, by area, seasonal, and low flow closures, and by daily and annual bag limits. If an angler wishes to practice catch-and-release fishing, the Department encourages the angler to not use bait to prevent deep hooking and facilitate the release of fish. Additionally, artificial lures with barbless hooks are required on the Smith River main stem, Middle, North, and South Fork anadromous fish reaches from the fourth Saturday in May through August 31.</p> <p>The proposed redefinition of daily salmonid bag limit would unnecessarily reduce angling opportunities and is not needed to control the harvest of salmon and steelhead. This measure was tried on the Klamath River and lead to higher hook and release mortality since anglers would continue to release fish to keeping on fishing.</p> <p>This proposal is not enforceable and could lead to excessive hook and release mortality of female salmon.</p>
# 29 Eight letters to the Commission E – 1/16/2008 to 1/31/2008	Supports Northern CA Council of Federation of Fly Fishers proposal (Comment #27) to close American River steelhead to protect wild spawners.	Do Not Accept	These letters were in response to proposal discussed during February 2009. See Department Recommendation to Comment 27A and 27B.
# 30 66 letters to the Commission E – 1/25/2008 to 3/8/2008	Don't support Northern CA Council of Federation of Fly Fishers proposal or any American River steelhead closure to protect spawners.	Comment Noted	Support for existing regulations noted.

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# 31 Me Too E - 4/9/2008	Lift all striped bass restrictions to protect salmon and steelhead	Do Not Accept	See Department Recommendation to Comment 10B.
# 32 Charlie Beck L - 4/20/2008	Eliminate bait in Salmon Creek in Sonoma County	Do Not Accept	We do not have data that support this claim and if we eliminate bait in this anadromous stream then we should probably do this in all anadromous streams with listed salmonids. In general this sounds like the prudent thing to do, but do not know what proportion of anglers are bait versus other types of fishing.
# 33 Ulyssess van der Kamp L - 4/22/2008	Eliminate bait in Salmon Creek in Sonoma County	Do Not Accept	See Department Recommendation to Comment 32.
# 34 William Yearsley E - 4/30/2008	Request Bullrun Creek (off North Fork Kern River) have catch and release fishing (zero bag limit), barbless hooks, and no bait regulations.	Do Not Accept	Bullrun Creek in Kern County is an excellent fishery for both Rainbow and Brown trout. However the proponent admittedly describes the population as "healthy" and a presence of good spawning habitat. This would indicate the current regulations adopted by the commission are working to provide recreation to a diverse group of anglers and while providing adequate resource protection. The proponent does not indicate there is any problem at Bullrun, and there are no new threats to indicate additional protection is necessary.
# 35 Steve Killey L - 5/1/2008	Eliminate bait in Salmon Creek in Sonoma County	Do Not Accept	See Department Recommendation to Comment 32.
# 36 Ted & Sandra Rich L - 5/9/2008	Increase daily bag to 10 for Sierra District	Do Not Accept	See Department Recommendation to Comment 17.
# 37 Gdude E - 6/10/2008	Does a dropshoot weight that is indirectly tied with a 18" leader violate the no weight directly attached below a hook?	Comment Noted	Section 2.10(b)(2) regulations allows the use of a drop shot weight if the leader is 18 inches or longer.
# 38 Serena Dixon E - 7/2/2008	The sport fishing booklet is overly complicated	Comment Noted	The Department is trying to simplify the booklet were possible while still properly covering California's wide range of aquatic habitats and enforcement issues.

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# 39 James Dayberry, City of Escondido E - 7/7/2008	A. Reduce Dixon Lake and Lake Wohlford bass bag limits to one fish per day from January 1 to July 31. B. He feels many of anglers are catching fish for commercial sales.	Do Not Accept Comment Noted	See Department Recommendation to Comment 20. The angler information was forwarded to Enforcement for their review.
# 40 Benjamin Taylor L - 12/22/2006 L - 3/16/2007 L - 4/1/2008 L - 6/1/2009	A. Stop snagging on the Smith River. B. Change regulations to stop the "straight lining" fishing method and use of stationary gear. C. Lures should be restricted to single shank on the Smith River. D. On achieving one daily bag limit for any salmonid, fishing must cease for Smith River. E. Make it unlawful to remove the salmonid from the water during release. F. Increase fines for snagging. G. Only allow catch and release during low flow periods. H. Request establishment of a long term Strategic Plan for the Smith River and fisheries management and monitoring plan	Comment Noted Do Not Accept Do Not Accept Do Not Accept Do Not Accept Comment Noted Do Not Accept Comment Noted	Snagging is an illegal method of take and all observations should be reported to CalTip. Any fish that does not actively take the lure in its mouth must be released. See Department Recommendation to Comment 28A. There is not data to support this recommendation since its purposes is to reduce snagging. See Department Recommendation to Comment 40A See Department Recommendation to Comment 28F. The request is not enforceable since some anglers must occasionally remove the fish from the water to release it. See Department Recommendation to Comment 9B. The Smith River already has low-flow regulations which do not allow any fishing. See Department Recommendation to Comment 9B.

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	<p>I. Request establishment of a private/public partnership to fund monitoring of the Smith River</p> <p>J. Add more wardens in plain clothes to catch snaggers.</p> <p>K. A salmon punch card be extended to the Smith River, with an annual bag limit of five (5) Chinook salmon per angler. Return to the use of barbless hooks only on the Smith River. Establish a bag limit of "zero" for wild steelhead on the Smith River.</p> <p>L. Ban the use of roe-for-bait on the Smith River.</p> <p>M. Clarify the daily bag and possession limit regulations for the Smith River: The regulations should state clearly that once an angler achieves the bag limit for any anadromous species, the angler should be done for the day.</p>	<p>Comment Noted</p> <p>Comment Noted</p> <p>Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p>	<p>The Department has worked hard to develop effective collaborative relationships with public angler groups concerned with the Smith River, and will continue to do so. See Department Recommendation to Comment 9B.</p> <p>See Department Recommendation to Comment 9B and 40A.</p> <p>See Department Recommendation to Comment 28D.</p> <p>See Department Recommendation to Comment 28E.</p> <p>See Department Recommendation to Comment 28F.</p>
# 41 Hunt Conrad L - 10/17/2008 L - 10/22/2007	Reduce Lake Sonoma trout bag limit to 2 fish	Accept	See Department Recommendation to Comment 28D.
# 42 Paul Haller E - 11/13/2008	Remove dam on Walnut Creek and allow salmon fishing	Do Not Accept	The best available information on the watershed and the history of native fishery and existing conditions upstream and downstream of the barriers do not have this stream as a priority for restoration for fish passage due to the impaired watershed conditions. Salmon fishing is not presently

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			allowed in the Central Valley.
# 43 David Renner E - 11/23/2008	How can the Department justify fishing in Sacramento river is 2008?	Comment Noted	The 2008 salmon fishery closures were enacted to protect the Sacramento River fall run Chinook. The limited 2008 river fishery was allowed late in the season after the majority of the Sacramento River fall run Chinook had migrated further upstream. It targeted late-fall run Chinook which have a stable population status.
# 44 Darin Asay E - 11/28/2008	Open American River steelhead season year round	Do Not Accept	The two month closure is to protect spawning fall-run Chinook salmon in the upper basin below the Nimbus dam.
# 45 Don Pearson E - 12/2/2008	Reduce 25 crappie limit in Clear Lake to 10	Do Not Accept	The crappie fisheries are cyclical and good years are often followed by a series of relatively poor ones. This is a natural phenomenon, which often creates the illusion among anglers that excessive crappie harvest during the "good" year is responsible for poor angling in the years that follow. Research on crappie population dynamics suggests that further restriction of the harvest of crappie at Clear Lake would prevent the maximum use of this resource by anglers during times of plentiful stocks of fish without significantly affecting future fish production.
# 46 Debbie and Kevin Clark L - 12/18/2008	Make license effective for 1 year from date purchased	Do Not Accept	The annual renewal license system based on the calendar year is the best manageable system for California given its large geographic size and large population.
# 47 Monica Hiner, Del Norte Fish and Game Commission L - 12/22/2008	Add Smith River to the Salmon Report Card	Accept	See Department Recommendation to Comment 28D.
# 48 Brian Johns E - 1/4/2009	Water regulations are destroying sport fishing opportunities	Comment Noted	See Department Recommendation to Comment 9B.

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# 49 Dr. Edward Bruno E - 2/15/2009 E - 2/24/2009	Emergency action to close waters no longer stocked	Do Not Accept	Several waters that are no longer stocked support large populations of salmonid species. It is not necessary to close or limit these waters to catch and release only due to one year of not being stocked. Several of the waters have already been taken off the non-stock list in response to new data. The Department is developing an Environmental Review of its stocking program which could be used to guide action.
# 50 Bob Baiocchi, CA Salmon & Steelhead Committee E - 3/9/2009	Reduce Middle Fork Feather River trout bag limit to 2 fish	Do Not Accept	The Middle Fork Feather River trout population is enhanced by annual plantings of rainbow trout by the Department. A decrease in bag limit is not necessary to maintain resident populations. See Department Recommendation to Comment 49.
# 51 Carrick Chang, Putah Creek Trout E - 3/26/2009 O - 8/6/2009 Commission meeting	Only allow C&R fishing in Putah Creek since it is no longer stocked	Accept	See Department Recommendation to Comment 28D.
# 52 John Punches E - 3/27/2009	Only allow C&R fishing in waters no longer stocked	Do Not Accept	See Department Recommendation to Comment 49.
# 53 Julian Lifschiz E - 3/28/2009	Drop wearing of sport license	Accept	See Department Recommendation to Comment 28D.
# 54 Kevin Giusti E - 4/4/2009	Stop retention of wild steelhead in Smith River	Comment Noted	See Department Recommendation to Comment 28D.
# 55 Russell Allee L - 4/6/2009	Drop wearing of sport license	Accept	See Department Recommendation to Comment 28D.

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# 56 Andrew Pozzi L - 4/24/2009	Reduce Lake Sonoma trout bag limit to 2 fish	Accept	See Department Recommendation to Comment 28D.
# 57 Sean Archer L - 5/7/2009	Reduce Lake Sonoma trout bag limit to 2 fish	Accept	See Department Recommendation to Comment 28D.
# 58 Taj McKay E - 5/7/2009	Requests to open the Upper Eel River to fishing.	Do Not Accept	The anadromous reach of the Eel River within Lake County, located between Scott and Cape Horn dams, is managed by the Department as a salmon and steelhead "refugia" closed to fishing year round. The Chinook salmon and steelhead in this reach are both listed as "threatened" by under the Federal Endangered Species Act. Above Scott Dam, however, there are significant fishing opportunities for resident trout in both Lake Pillsbury (open to fishing all year with a bag limit of five), and its many miles of tributaries (open to fishing from the last Saturday in April through November 15 with a bag limit of five).
# 59 David Straube E - 5/29/2009	Open all rivers to salmon fishing under a fish tag system similar to Alaskan fisheries.	Do Not Accept	Salmon management must balance ocean and river fishery needs and requests with federal ocean management and listed species measures. The west coast river systems to more complex than the Alaskan system with numerous overlapping issues.
# 60 Richard Kowski E - 6/1/2009	Concerned about the water temperature in the Feather River. Would like to see more water bodies stocked with fish.	Do Not Accept Comment Noted	Temperature issues being addressed through FERC relicensing process. FERC # 2100. The Department is developing an Environmental Review of its stocking program which could be used to guide future action.
# 61 Kathryn Henricksen & David Grove, Lake of the Pines Association L - 6/17/2009	Requests that Lake of the Pines be added to the Special Black Bass Regulations with a 2 fish bass bag limit and 15 inch minimum size.	Do Not Accept	See Department Recommendation to Comment 16.

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# 62 Striped Bass Form Letter L (21) - 4/30/2009 to 5/29/2009	Requests all non-native striped and largemouth bass management plans and fishing regulations be repealed to allow unlimited harvest of these fish to reduce predation on listed and non-listed native species.	Do Not Accept	See Department Recommendation to Comment 10B.
# 63 Dougald Scott, Northern Federation of Fly Fishers L - 7/7/2009 O - 8/6/2009 Commission meeting	Request to change South San Francisco Bay Steelhead regulations to close all streams to fishing all year.	Do Not Accept	There are four streams that allow catch & release and the proposal it to all of the streams to catch and release. The Department does not support completely closing steelhead waters because catch and release angling on adult returning steelhead does not cause significant mortality to these fish. The problem is designating where fishing maybe allowed in these watersheds and still protect steelhead on their spawning habitat. Alameda Creek regulations are already being changed under an existing triennial proposal, but there is limited information on the other streams. The Department is presently reviewing statewide steelhead regulations. The statewide alignment of hatchery trout and steelhead take is the first phase being address as part of this triennial cycle.
# 64 Patt Wardlaw, Pacific Coast Flyrodders L - 2/7/2007 L - 7/9/2009	<p>A. Stop snagging on the Smith River.</p> <p>B. Extend Salmon Report Card to Smith River, Create Smith River Chinook annual bag limit of 5 Chinook, Re-establish barbless hooks only on Smith River, Impose 1 or 0 season bag limit for wild steelhead on Smith River, & Increase Smith River daily bag limit of hatchery steelhead to 3 fish.</p> <p>C. Increase present Smith River low flow closure minimum of 400 cfs to 600 - 1000 cfs.</p> <p>D. On achieving one daily bag limit for</p>	<p>Comment Noted</p> <p>Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p>	<p>See Department Recommendation to Comment 40A.</p> <p>See Department Recommendation to Comment 28D.</p> <p>There is not justification for this change to the low flow closure trigger flow. This will not address illegal fishing activity, and is not necessary to adequately control harvest of salmon and steelhead.</p> <p>See Department Recommendation to Comment 28F.</p>

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Number, Name, Type(s), Date(s)	Summary of Proposed Public Regulatory Change	Department Recommendation	Basis for Department Recommendation
	<p>any salmonid, fishing must cease for Smith River.</p> <p>E. Outlaw use of roe for bait on Smith River.</p> <p>F. Close Smith River to fishing above the forks when fish are migrating.</p>	<p>Do Not Accept</p> <p>Do Not Accept</p>	<p>See Department Recommendation to Comment 28E.</p> <p>This regulation change was not accepted during the 2006 triennial cycle because there was no information that justifies the change. The Department is still not aware of information that indicates that angler harvest of salmon above the forks of the Smith River is causing adverse impacts on salmon stocks.</p>
<p># 65 Thomas Weseloh, California Trout L (2) - 7/16/2009 O - 8/6/2009 Commission meeting</p>	<p>For Smith River, return to barbless hooks only all year, enact zero retention of wild steelhead, increase daily bag limit of hatchery steelhead from present 1 per day to at least 2 per day, extend use of Salmon Report Card to Smith River, and Increase daily bag limit of hatchery steelhead to 2 or 3 statewide except where hatchery goals not met.</p>	<p>Accept</p>	<p>See Department Recommendation to Comment 28D.</p>
<p># 66 Jim Waldvogel Smith River Advisory Council L - 7/17/2009</p>	<p>A. Add Smith River to Salmon Report Card, Eliminate barbed hooks year around in Smith River, Reduce Smith River wild steelhead annual limit of 5 fish to 0 or 1 fish, increase Smith River hatchery steelhead bag limit to 2 fish per day, & Repeal sport fishing license display requirement.</p> <p>B. Change Smith River low flow closure limit</p> <p>C. No possession of adult Chinook</p>	<p>Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p>	<p>See Department Recommendation to Comment 28D.</p> <p>See Department Recommendation to Comment 64C.</p> <p>See Department Recommendation to Comment 64F.</p>

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	Oct 15 to Dec 15 upstream of confluence of SF and MF Smith River.		
# 67 Zachary S. Larson, County of Del Norte Fish and Game Advisory Commission L - 6/10/2009	<p>A. Add Smith River to Salmon Report Card, Prohibit use of barbed hooks on Smith River, Reduce annual Smith River wild steelhead bag limit from current 5 fish to 1 fish per year, & Increase Smith River hatchery steelhead bag limit to 3 fish per day</p> <p>B. Set annual Smith River Chinook bag limit of 5 fish per year</p> <p>C. Set annual Smith River Chinook to 24" minimum size</p> <p>D. Increase Smith River low flow closure level from current 400 cfs to 800 cfs.</p>	<p>Accept</p> <p>Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p>	<p>See Department Recommendation to Comment 28D.</p> <p>See Department Recommendation to Comment 28D.</p> <p>There is no data to support enacting a size limit restriction at this time.</p> <p>See Department Recommendation to Comment 64C.</p>
# 68 Wayne St Charles E - 7/4/2009	Open Calaveras Reservoir in Santa Clara County to fishing one or two days per year	Do Not Accept	Calaveras Reservoir is owned by the San Francisco Public Utilities District and not open to fishing.
# 69 Justin Coupe L - 7/14/2009	<p>A. Add Smith River to Salmon Report Card, Eliminate barbed hooks year around in Smith River, Reduce Smith River wild steelhead annual limit of 5 fish to 0 or 1 fish, increase Smith River hatchery steelhead bag limit to 3 fish per day, & Repeal sport fishing license display requirement.</p> <p>B. Create Smith River Chinook annual bag limit of 5 Chinook with a daily bag of one fish.</p>	<p>Accept</p> <p>Accept</p>	<p>See Department Recommendation to Comment 28D.</p> <p>See Department Recommendation to Comment 28D.</p>

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	<p>C. Increase Smith River low flow closure level from current 400 cfs to 800 cfs.</p> <p>D. Outlaw use of roe for bait on Smith River.</p> <p>E. On achieving one daily bag limit for any salmonid, fishing must cease for Smith River</p> <p>F. Establish no-kill for wild Chinook for Smith River.</p>	<p>Do Not Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p> <p>Do Not Accept</p>	<p>See Department Recommendation to Comment 64C.</p> <p>See Department Recommendation to Comment 28E.</p> <p>See Department Recommendation to Comment 28F.</p> <p>There is no data available to support reducing the fishing opportunities for wild Chinook at this time.</p>
# 70 Leslie Chapin L - 7/20/2009	Change Owens River, Section 7.50(143)(A) to list the downstream boundary as Highway 120 instead of the Benton Bridge road crossing as it is confusing for out of town anglers	Do Not Accept	Highway 120 is located approximately 20 miles northeast in the Benton Valley and does not cross the Owen River at the Benton Bridge road crossing indicated in the regulations.
# 71 Lowel Ashbaugh, Northern CA Council of Federation of Fly Fishers L - 8/3/2009	They support the proposed changes for Putah Creek.	Accept	See Department Recommendation to Comment 28D.
# 72 April Wakeman, Sport Fishing Coalition, O – 8/6/2009 Commission Meeting	They support the repealing the requirement to wear sport fishing license on an angler's outer clothing.	Accept	See Department Recommendation to Comment 28D.

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# 73 Dave Ford O – 8/6/2009 Commission Meeting	Requests low-flow closures of the rivers in the Central Valley similar to north coast low-flow regulations. The program costs would be the same.	Do Not Accept	There is no information justifying the need for this change. Flows in Central Valley rivers are a result of dam releases, daily tidal influences, water export operations, and annual rain fall where as the north coast low-flow closure are primarily due to annual rain fall. The Central Valley river flows can be highly varied depending on the location were the flows are determined and the time of day. It would be very expensive to enact a program similar to the present low-flow regulations with minimal to no benefits.