

ADDENDUM TO ITEM 11

Agenda and Minutes of November 7, 2012, Commission meeting, Item No. 2

Corrects comments made by George Osborne to read:

“George Osborn supported the proposed sturgeon recommendations with regard to barbless single hooks, although he had concerns about fees, but would expect to have concerns anytime a fisherman gets his fees increased. Overall, he said he appreciated the work the department did to reach out to the sturgeon fishers in his area while working on these amendments. He asked for the same sort of preliminary outreach regarding next year’s salmon bag and possession changes.”

ADDENDUM TO ITEM 13

Final Statements of Reasons

Re: SF1 – SF6

Amends alternatives statement to the Final Statements of Reasons as follows:

“No alternative considered by the agency would be more effective in carrying out the purpose for which the regulation is proposed, would be as effective and less burdensome to affected private persons than the adopted regulation, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.”

Re: SF 7: Spearfishing for Striped Bass in Ocean Waters

Amends Description of Reasonable Alternatives to Regulatory Action as follows:

“VIII. Description of Reasonable Alternatives to Regulatory Action:

(a) Alternatives to Regulatory Action:

No alternatives were identified.

(b) No change Alternative:

The no change alternative would leave existing regulations in place with inconsistent regulations, ongoing enforcement issues, and no allowance for use of spear for taking of striped bass.

(c) Consideration of Alternatives:

No alternative considered by the agency would be more effective in carrying out the purpose for which the regulation is proposed, would be as effective and less burdensome to affected private persons than the adopted regulation, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.”

ADDENDUM TO ITEM 13A
Public Comments on Proposed Regulatory Changes

Joe Exline's comments are amended as follows:

<p>Joe Exline, O 8/8/2012</p>	<p>New regulations would make it impossible to catch white sturgeon in a San Diego lake. 1. Barbless hooks – sturgeon caught are mostly by- catch. Most people are fishing for trout and catfish and therefore are not using barbless hooks. 2. Not removing fish from the water – fishing is done primarily from the shoreline, so to remove the hook you have to remove the fish from the water. 3. Report Card fee - not the predominate place for sturgeon fishing.</p>	<p>Comment noted</p>	<p>Concern: 1. Barbless hooks – sturgeon caught are mostly by-catch. Most people are fishing for trout and catfish and therefore are not using barbless hooks. Response: The new proposed regulation would prohibit take and possession of sturgeon caught with a barbed hook, not the accidental bycatch by legal fishing activities including the handling of sturgeon to remove a hook. Concern: 2. No removing fish from the water – fishing is done primarily from the shoreline, so to remove the hook you have to remove the fish from the water. Response: An angler may manipulate the sturgeon in the water (e.g., roll over) for successful hook removal. Removal of the hook while the fish is in the water has been demonstrated numerous times in California and elsewhere. Concern: 3. Report Card fee - not the predominate place for sturgeon fishing. Response: The Sturgeon Fishing Report Card is only required for anglers targeting sturgeon. To properly manage the sturgeon fishery it is necessary to gather information to assess existing regulations and enforce bag limits. This information comes from the Sturgeon Fishing Report Card.</p>
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