

**State of California
FISH AND GAME COMMISSION**

Staff Summary, Teleconference Meeting of March 14, 2011

Following is a summary of the subject meeting. The official record of the meeting may be obtained from the Commission's website or Cal-span.

Pursuant to the call of the President, the Commission met by teleconference on March 14, 2011. The teleconference meeting originated at the Resources Building, 1416 Ninth Street, Room 1320, Sacramento, California. The meeting was audible to the public at the following additional locations: Department of Fish and Game, Santa Barbara Field Office and Laboratory, 1933 Cliff Dr., Suite 9, Santa Barbara, CA 93109; Department of Fish and Game, Inland Deserts Region, 3602 Inland Empire Boulevard, Suite C-220, Ontario, CA 91764; and Center for the Future of the Oceans Monterey Bay Aquarium, 99 Pacific Street, Suite 100A, Monterey, CA 93940. The teleconference meeting was called to order at 10:00 a.m. by President Kellogg.

FISH AND GAME COMMISSION

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| Jim Kellogg | President | Present at Sacramento location |
| Richard Rogers | Vice-President | Via telephone from Utah |
| Michael Sutton | Member | Via telephone from Monterey |
| Daniel Richards | Member | Via telephone from Ontario |
| Jack Baylis | Member | Via telephone from Washington, DC |

Persons present:

COMMISSION STAFF

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| Jon K. Fischer | Acting Executive Director |
| Adrianna Shea | Deputy Executive Director (Via telephone from Carlsbad) |
| Craig Shuman | Marine Advisor (Via telephone from Santa Barbara) |
| Sherrie Fonbuena | Associate Governmental Program Analyst |
| Anita Biedermann | Associate Governmental Program Analyst |

OFFICE OF THE ATTORNEY GENERAL

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| Rick Thalhammer | Deputy Attorney General |
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DEPARTMENT OF FISH AND GAME

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| John McCamman | Director |
| Sonke Mastrup | Deputy Director, Resources Management & Policy Division |
| Scott Barrow | Fisheries Branch |
| Marija Vojkovich | Marine Regional Manager (Via telephone from Santa Barbara) |
| Marci Yaremko | Marine Region (Via telephone from Santa Barbara) |

The following persons were present and heard:

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| George Osborn | Coastside Fishing Club |
| Paul Weakland | Commercial Fisherman (Monterey location) |

President Kellogg introduced members of the Commission, its staff, Directorate and Rick Thalhammer of the Attorney General's Office.

1. CONSIDERATION AND POSSIBLE EMERGENCY ACTION TO AMEND SECTION 27.80, TITLE 14, CCR, RE: OCEAN SALMON SPORT FISHING. Received the Department's summary from Marija Vojkovich. Received public testimony.

MOVED BY J. KELLOGG, SECONDED BY D. RICHARDS, TO APPROVE EMERGENCY ACTION TO AMEND SECTION 27.80 REGARDING OCEAN SALMON SPORT FISHING.

ROLL CALL VOTE:

AYES: J. KELLOGG, D. RICHARDS, M. SUTTON.

ABSTAIN*: J. BAYLIS, R. ROGERS.

MOTION PASSED.

2. CONSIDERATION AND POSSIBLE ACTION ON PROPOSED CHANGES TO SECTION 27.20 ET AL, TITLE 14, CCR, RE: 2011-12 RECREATIONAL GROUND FISH FISHING.

Acting Executive Director Fischer provided a review of the issue. Received the Department's summary from Marija Vojkovich. Received public testimony. Commission took no action and will receive an update at its April 6-7, 2011, meeting in Folsom.

3. PURSUANT TO FISH AND GAME CODE SECTION 2084, CONSIDERATION AND POSSIBLE EMERGENCY ACTION TO RE-ADOPT SECTION 749.6, TITLE 14, CCR, FOR AN ADDITIONAL 90 DAY PERIOD, RE: SPECIAL ORDER RELATING TO INCIDENTAL TAKE OF MOUNTAIN YELLOW-LEGGED FROG DURING CANDIDACY PERIOD.

Received a summary from Acting Executive Director Fischer. Received public testimony.

MOVED BY D. RICHARDS, SECONDED BY J. KELLOGG, TO APPROVE EMERGENCY ACTION TO RE-ADOPT SECTION 749.6 REGARDING THE SPECIAL ORDER RELATING TO INCIDENTAL TAKE OF MOUNTAIN YELLOW-LEGGED FROG DURING CANDIDACY PERIOD FOR AN ADDITIONAL 90 DAY PERIOD.

ROLL CALL VOTE:

AYES: J. KELLOGG, D. RICHARDS, M. SUTTON.

ABSTAIN*: J. BAYLIS, R. ROGERS.

MOTION PASSED.

Director McCamman indicated that he will report on the March 10, 2011, tsunami in Japan and the fishery impacts at the April 6-7, 2011, Commission meeting.

There being no further business, the Fish and Game Commission Teleconference meeting adjourned at 10:39 a.m.

* Government Code section 11123(b) allows a state body to conduct a meeting by teleconference, provided certain procedures are followed. Because neither Commissioner Rogers nor Commissioner Baylis was able to participate from teleconference locations that were publicly noticed in advance and otherwise available for members of the public to attend, as required by Section 11123(b), their participation necessarily was without power to affect the outcome of any action taken by the Commission. Because a quorum of the Commission otherwise was legally present in qualified locations, and each action taken in this meeting was supported unanimously by that quorum, the non-participation of Commissioners Rogers and Baylis had no impact on the validity of the outcome of any Commission vote at this teleconference meeting.