

Commissioners
Michael Sutton, President
Monterey
Richard Rogers, Vice President
Santa Barbara
Jim Kellogg, Member
Discovery Bay
Jack Baylis, Member
Los Angeles
Vacant, Member

Fish and Game Commission



May 22-23, 2013

University of California Los Angeles, De Neve Plaza 2nd Floor
351 Charles E. Young Drive West, Los Angeles¹

The meeting may be viewed live streamed via our website at www.fgc.ca.gov

AGENDA

Wednesday, May 22, 10:00 a.m.

NOTE: Items may be heard on either day and in any order pursuant to the determination of the Commission President. Also see important information about Commission procedures at the end of the agenda.

1. REQUEST FROM MR. JOSEPH MAYNARD FOR ZOOLOGICAL ASSOCIATION OF AMERICA (ZAA) FACILITIES TO RECEIVE AN EXEMPTION FROM INSPECTION REQUIREMENTS
2. [DISCUSSION OF PROPOSED CHANGES TO DEPREDATION PERMIT APPLICATION REGULATIONS \(SECTIONS 401 AND 480, TITLE 14, CCR\)](#)
Note: The adoption hearing is scheduled for the June meeting.
3. (A) [CONSIDERATION AND POSSIBLE ACTION ON WHETHER TO LIST THE AMERICAN PIKA \(*Ochotona princeps*\) AS A THREATENED SPECIES \(SECTIONS 2075 AND 2075.5 TITLE 14, CCR\)](#)
(Findings will be adopted at a future meeting.)

(B) REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND SECTION 670.5, TITLE 14, CCR, RE: ADDITION OF AMERICAN PIKA (*Ochotona princeps*) TO THE LIST OF ANIMALS OF CALIFORNIA DECLARED TO BE ENDANGERED OR THREATENED
(Note: This item will only be considered if the Commission decides to list the American Pika as a threatened species.)

¹ Parking charge is \$10.00. Please see maps at the end of the agenda.

4. DISCUSSION OF PROPOSED CHANGES TO ABALONE REGULATIONS PURSUANT TO THE ABALONE RECOVERY AND MANAGEMENT PLAN (SECTION 29.15, TITLE 14, CCR)
Note: The adoption hearing is scheduled for the June meeting.
5. DISCUSSION OF PROPOSED CHANGES TO FISHING ACTIVITY RECORDS AND COMMERCIAL PASSENGER FISHING VESSEL LOGBOOK REGULATIONS (SECTIONS 190 AND 195, TITLE 14, CCR)
6. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND UPLAND GAME BIRD/STAMP REGULATIONS (SECTIONS 300 AND 313, TITLE 14, CCR)
Note: Discussion and adoption hearings are scheduled for the June and August meeting respectively.
7. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND WATERFOWL/STAMP REGULATIONS (SECTIONS 502 AND 510, TITLE 14, CCR)
Note: Discussion and adoption hearings are scheduled for June and August meeting respectively.
8. RECEIPT OF DEPARTMENT OF FISH AND WILDLIFE STATUS OF THE FISHERIES REPORT – AN UPDATE THROUGH 2011
9. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND HERRING REGULATIONS (SECTIONS 163 AND 164, TITLE 14, CCR)
Note: The discussion and adoption hearing is scheduled for August meeting.

CONSENT ITEMS

10. APPROVAL OF MR. CRAIG THOMSSON'S REQUEST FOR AN EXPERIMENTAL GEAR PERMIT FOR HAGFISH
11. RECEIPT OF DEPARTMENT'S 90-DAY EVALUATION REPORT ON THE PETITION TO LIST THE TOWNSEND'S BIG-EARED BAT (*Corynorhinus townsendii*) AS A THREATENED OR ENDANGERED SPECIES (FISH AND GAME CODE SECTION 2073.5)
Note: The Commission's decision on whether listing may be warranted will be considered at the June meeting.
12. RECEIPT OF THE DEPARTMENT'S ONE YEAR STATUS REPORT/RECOMMENDATION ON THE PETITION TO LIST THE BLACK-BACKED WOODPECKER (*Picoides arcticus*) AS A THREATENED OR ENDANGERED SPECIES (FISH AND GAME CODE SECTION 2074.6)
Note: This agenda item is for public notification purposes only. Commission action will be scheduled for the June meeting.
13. POSSIBLE APPROVAL OF ANNUAL REPORT AND 2013 PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE AREA PLANS FOR:
 - (A) AVENALES RANCH, SAN LUIS OBISPO
 - (B) CARLEY RANCH, MENDOCINO COUNTY
 - (C) CARNAZA WILDLIFE MANAGEMENT AREA, SAN LUIS OBISPO COUNTY
 - (D) CHRISTENSEN RANCH, MENDOCINO COUNTY
 - (E) CLARKS VALLEY RANCH, LASSEN COUNTY
 - (F) DEFRANCESCO AND EATON RANCH, MERCED COUNTY
 - (G) EAGLE ROCK RANCH, MENDOCINO COUNTY
 - (H) ELK CREEK PLM, MENDOCINO COUNTY
 - (I) ELK CREEK RANCH, MENDOCINO COUNTY
 - (J) FIVE DOT RANCH – AVILA UNIT, LASSEN COUNTY
 - (K) FIVE DOT RANCH – HORSE LAKE UNIT, LASSEN COUNTY
 - (L) FIVE DOT RANCH – SCHOOL SECTION UNIT, LASSEN COUNTY
 - (M) FIVE DOT RANCH – TUNNEL SPRINGS UNIT, LASSEN COUNTY
 - (N) FIVE DOT RANCH – WILLOW CREEK UNIT, LASSEN COUNTY
 - (O) FOUR PINES RANCH, MENDOCINO COUNTY
 - (P) GABILAN RANCH, MONTEREY COUNTY
 - (Q) INDIAN VALLEY CATTLE COMPANY (LOMBARDO RANCH, MONTEREY COUNTY
 - (R) POTTER VALLEY WILDLIFE MANAGEMENT AREA, MENDOCINO COUNTY
 - (S) RED ROCK RANCH, LASSEN COUNTY
 - (T) REDWOOD HOUSE RANCH, HUMBOLDT COUNTY

- (U) ROOSTER COMB RANCH, STANISLAUS COUNTY
- (V) SANHEDRIN PLM, MENDOCINO COUNTY
- (W) SCHNEIDER RANCH, MENDOCINO COUNTY
- (X) SEVEN SPRINGS RANCH, MENDOCINO COUNTY
- (Y) SHAMROCK RANCH, MENDOCINO COUNTY
- (Z) SUMMER CAMP, MENDOCINO COUNTY
- (AA) TRINCHERO RANCH, SAN BENITO COUNTY
- (BB) WORK RANCH, MONTEREY COUNTY

14. POSSIBLE APPROVAL OF PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE AREA LICENSE (2013-2018) AND 2013-2014 MANAGEMENT PLAN FOR:

- (A) CEDAR RANCH, KERN COUNTY
- (B) COTTRELL RANCH, HUMBOLDT COUNTY
- (C) DIAMOND C OUTFITTERS, HUMBOLDT COUNTY
- (D) EDEN VALLEY RANCH, MENDOCINO COUNTY
- (E) SANTA CATALINA ISLAND, LOS ANGELES COUNTY
- (F) SPRING VALLEY RANCH, MENDOCINO COUNTY
- (G) TEJON RANCH, KERN AND LOS ANGELES COUNTIES
- (H) TEMBLOR WILDLIFE MANAGEMENT AREA, SAN LUIS OBISPO AND KERN COUNTIES

15. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION

16. 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. Submittal of 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 to the time allocated by the President.)

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. vs. CALIFORNIA FISH AND GAME COMMISSION RE: COHO LISTING, SOUTH OF SAN FRANCISCO.
 - II. JAMES BUNN AND JOHN GIBBS vs. CALIFORNIA FISH AND GAME COMMISSION RE: SQUID PERMITS.
 - III. KERN COUNTY WATER AGENCY vs. CALIFORNIA FISH AND GAME COMMISSION, DEPARTMENT OF FISH AND GAME, DEPARTMENT OF WATER RESOURCES RE: STATE WATER PROJECT AND CALIFORNIA ENDANGERED SPECIES ACT.
 - IV. CENTER FOR BIOLOGICAL DIVERSITY vs. CALIFORNIA FISH AND GAME COMMISSION AND DEPARTMENT OF FISH AND GAME RE: PACIFIC FISHER.
 - V. UNITED ANGLERS OF SOUTHERN CALIFORNIA; COASTSIDE FISHING CLUB; AND ROBERT C. FLETCHER vs. CALIFORNIA FISH AND GAME COMMISSION RE: SOUTH COAST STUDY REGION AND NORTH CENTRAL COAST STUDY REGION MARINE PROTECTED AREAS UNDER THE MARINE PROTECTION ACT.
 - VI. CENTER FOR BIOLOGICAL DIVERSITY AND EARTH ISLAND INSTITUTE vs. FISH AND GAME COMMISSION ADOPTING EMERGENCY REGULATION TO AUTHORIZE INCIDENTAL TAKE OF THE BLACK-BACKED WOODPECKER DURING CANDIDACY PERIOD.
- B. POSSIBLE LITIGATION INVOLVING THE COMMISSION.
- C. STAFF PERFORMANCE AND COMPENSATION.
- D. RECEIPT OF HEARING OFFICER RECOMMENDATIONS ON LICENSE AND PERMIT ITEMS.
- 1. MARY CUMMINS – DENIAL OF THE 2011 APPLICATION FOR EXHIBITING PERMIT.
-

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STATE OF CALIFORNIA
Edmund G. Brown Jr., Governor

Sonke Mastrup, Executive Director
1416 Ninth Street, Room 1320
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(916) 653-5040 Fax
www.fgc.ca.gov

Fish and Game Commission



May 22-23, 2013

**University of California Los Angeles, De Neve Plaza 2nd Floor
351 Charles E. Young Drive West, Los Angeles¹**

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AGENDA

Thursday, May 23, 09:00 a.m.

NOTE: Items may be heard on either day and in any order pursuant to the determination of the Commission President. Also see important information about Commission procedures at the end of the agenda.

17. PRESENTATION FROM DR. MARK GOLD, UCLA INSTITUTE OF THE ENVIRONMENT AND SUSTAINABILITY ON CONSERVATION GENOMICS AND WILDLIFE MANAGEMENT
18. REQUEST BY CA FORESTRY ASSOCIATION FOR INCIDENTAL TAKE REGULATIONS FOR NORTHERN SPOTTED OWL (SECTION 670.1, TITLE 14, CCR)
19. COMMISSION STAFF REPORT FOR CONSIDERATION AND POSSIBLE ACTION
 - (A) RECOMMENDATIONS ON ITEMS OF INTEREST FROM PRIOR MEETINGS
 - (B) PREVIEW OF FUTURE AGENDA ITEMS
 - (C) MARINE RESOURCES COMMITTEE
 - I. **POSSIBLE ADOPTION OF MRC RULES OF ORDER AND PROCEDURES**
 - (D) WILDLIFE RESOURCE COMMITTEE
 - (E) ARIZONA – CALIFORNIA RECIPROCAL HUNTING AND FISHING LICENSES

¹ Parking charge is \$10.00. Please see maps at the end of the agenda.

20. RECEIPT OF REPORTS ON HOW LONG-TERM MONITORING CAN SUPPORT ADAPTIVE MANAGEMENT
 - (A) ADAPTIVE MANAGEMENT: THE CALIFORNIA WATERFOWL EXAMPLE
 - (B) LONG-TERM MONITORING; ADAPTIVE MANAGEMENT AND MORE
21. SUMMARY OF THE [STATE OF THE CENTRAL COAST SYMPOSIUM](#) – REFLECTING ON THE FIRST FIVE YEARS OF MONITORING AND MANAGEMENT
22. DEPARTMENT OF FISH AND WILDLIFE INFORMATIONAL ITEMS
 - (A) DIRECTOR'S REPORT
 - (B) UPDATE OF [CA LAW REVISION PROCESS](#)
 - (C) WILDLIFE AND FISHERIES DIVISION AND ECOSYSTEM CONSERVATION DIVISION
 - (D) LAW ENFORCEMENT DIVISION
 - (E) MARINE
 - (F) OTHER
23. OTHER INFORMATIONAL ITEMS
 - (A) LEGAL COUNSEL
 - (B) FEDERAL AGENCIES
24. RECEIPT OF AND POSSIBLE ACTION ON LEGISLATIVE MATTERS
 - (A) DEPARTMENT OF FISH AND WILDLIFE REPORT
25. POSSIBLE REPEAL OF COMMISSION POLICIES
 - (A) [COMMISSION AGENDA](#)
 - (B) [COMMISSION OFFICE STAFFING NEEDS](#)
 - (C) [CRITERIA FOR CONSIDERING APPEALS OF PERMANENT REVOCATIONS OF A SPORT AND COMMERCIAL LICENSE OR PERMIT](#)
26. POSSIBLE ACTION ON NEW BUSINESS, COMMISSION FOLLOW-UP AND STAFF DIRECTION
27. ANNOUNCEMENT OF FUTURE MEETINGS

**2013 FISH AND GAME COMMISSION
MEETING SCHEDULE**

www.fgc.ca.gov

June 26 (Wed) June 27 (Thurs.)	Department of Consumer Affairs 1625 North Market Blvd. Sacramento
August 7 (Wed.) August 8 (Thurs.)	San Luis Obispo
September 5 (Thurs.)	Central Point, OR. Joint meeting with Oregon Fish and Wildlife Commission
October 2 (Wed.) October 3 (Thurs.)	Crowne Plaza Ventura Beach Hotel 450 E Harbor Blvd. Ventura, CA
November 6 (Wed.) November 7 (Thurs.)	Palm Desert
December 11 (Wed.) December 12 (Thurs.)	San Diego

Summer WAFWA Meeting, July 19-24, Omaha, NE

IMPORTANT COMMISSION MEETING INFORMATION

PERSONS WITH DISABILITIES

These facilities are accessible to persons with disabilities.

1. To request reasonable accommodations for a disability, please contact the California Fish and Game Commission at (916) 653-4899 as soon as possible and no later than five (5) business days prior to the meeting.
2. For persons with a hearing or speech disability, please contact the California Relay Service as soon as possible and no later than five (5) business days prior to the meeting at 1-800-735-2929 (TTY) or 1-800-735-2922 (voice) and request they contact the California Fish and Game Commission.
3. If a request for an accommodation has been submitted but due to circumstances is no longer needed, please contact the California Fish and Game Commission at (916) 653-4899.

SUBMISSION OF WRITTEN MATERIALS

The public is encouraged to comment on any item on the agenda. You may submit your comments by one of the following methods (only one is necessary): **E-mail to fgc@fgc.ca.gov; Fax to (916) 653-5040; or deliver to California Fish and Game Commission, 1416 Ninth Street, Room 1320, Sacramento, CA 95814 by postal mail.**

Written comments received at the Commission office by May 13, 2013 will be submitted to the Commission prior to the meeting for its consideration.

Written comments received at the Commission office between May 14 and May 20, 2013 at 12:00 p.m. will be submitted to the Commission at the meeting for its consideration.

SPEAKING AT THE MEETING

If you wish to speak on an agenda item, please fill out a "Speaker Card" and give it to the designated staff member before the agenda item is heard. Cards will be available near the entrance of the meeting room.

1. Speakers will be called in groups, so please line up behind the podium when your name is called.
2. Please begin by giving your name and affiliation (if any) and the number of people you represent.
3. Each speaker typically has three minutes to speak to the Commission. However, the time allotted for each agenda item may be adjusted by the Commission, which may decrease the time each speaker receives.
4. If there are several speakers with the same concerns, please try to appoint a spokesperson and avoid repetitive testimony.

5. Ceding time to other speakers - The President of the Commission may allow attendees to cede time to a spokesperson, but only under the following conditions: A) each individual ceding time is forfeiting their right to speak to the agenda item; B) the person speaking must attach the speaker cards of each individual ceding time to their card; and C) The President will determine the total amount of time allotted to the person speaking.
6. If speaking about a specific proposal, the Commission is particularly interested in the reasons you are speaking about that proposal and any recommendations you have for how it can be improved.
7. If you would like to present handouts/written material to the Commission at the meeting, please provide eight (8) copies to the designated staff member just prior to speaking.

WHEN WILL MY AGENDA ITEM BE HEARD?

The Commission begins each session at the time listed on the Meeting Notice and generally considers each agenda item in the sequence listed, except in extraordinary circumstances.

VISUAL PRESENTATIONS/MATERIALS

PowerPoint presentations must be provided on a USB flash drive, flash memory card, DVD or CD.

1. All electronic formats must be Windows PC compatible.
2. Files created on a Mac are not supported.
3. It is recommended that a hard copy of any electronic presentation be submitted in case of technical difficulties.
4. A data projector, laptop and presentation mouse will be available.

CONSENT CALENDAR

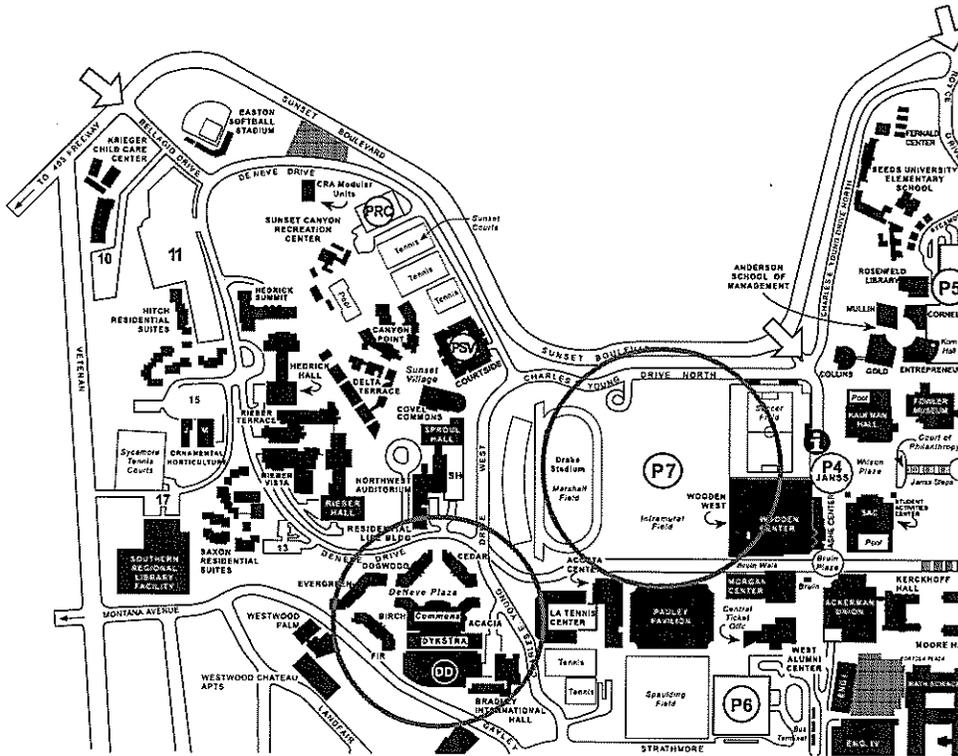
Any item may be removed from the consent calendar by the Commission or upon the request of the Department or someone in the audience who would like to speak to that item.

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

\$1000 Daily Parking

Directions to Tom Bradley International Hall and De Neve Plaza at UCLA

(Purchase Parking Permit in Lot 4. Park in Lot 7.)



1. From the **405 Freeway**, exit on **Sunset Blvd.** Proceed **EAST** on Sunset Blvd. and enter the campus by turning **RIGHT** onto **Westwood Plaza**.
2. Proceed straight ahead and down the driveway to underground **Parking Lot 4**. Purchase a parking permit for **Lot 7** from the attendant at the kiosk.
3. Make a **LEFT** as you exit Parking Lot 4 driveway and proceed **WEST** on **Charles E. Young Drive North**.
4. Proceed uphill to **Parking Structure 7** and turn left to enter. Insert your gate pass as indicated on the scanner. Park in any unrestricted space.
5. Affix your parking permit to the inside lower left front windshield. Be sure your permit is dated and the location (PS7) is filled in. Parking permits are good for only one lot per day (i.e., you may not move your car to another lot without paying an additional charge.)
6. Walk to the southern end of the complex and continue up the stairs to Bruin Walk. Turn right and walk up the hill to the crosswalk.
7. Continue across the street. If your event is in **De Neve Plaza** walk to the entrance to your slight left. If your event is in **Tom Bradley International Hall** turn left and proceed to the building at the end of the street.

UCLA Catering

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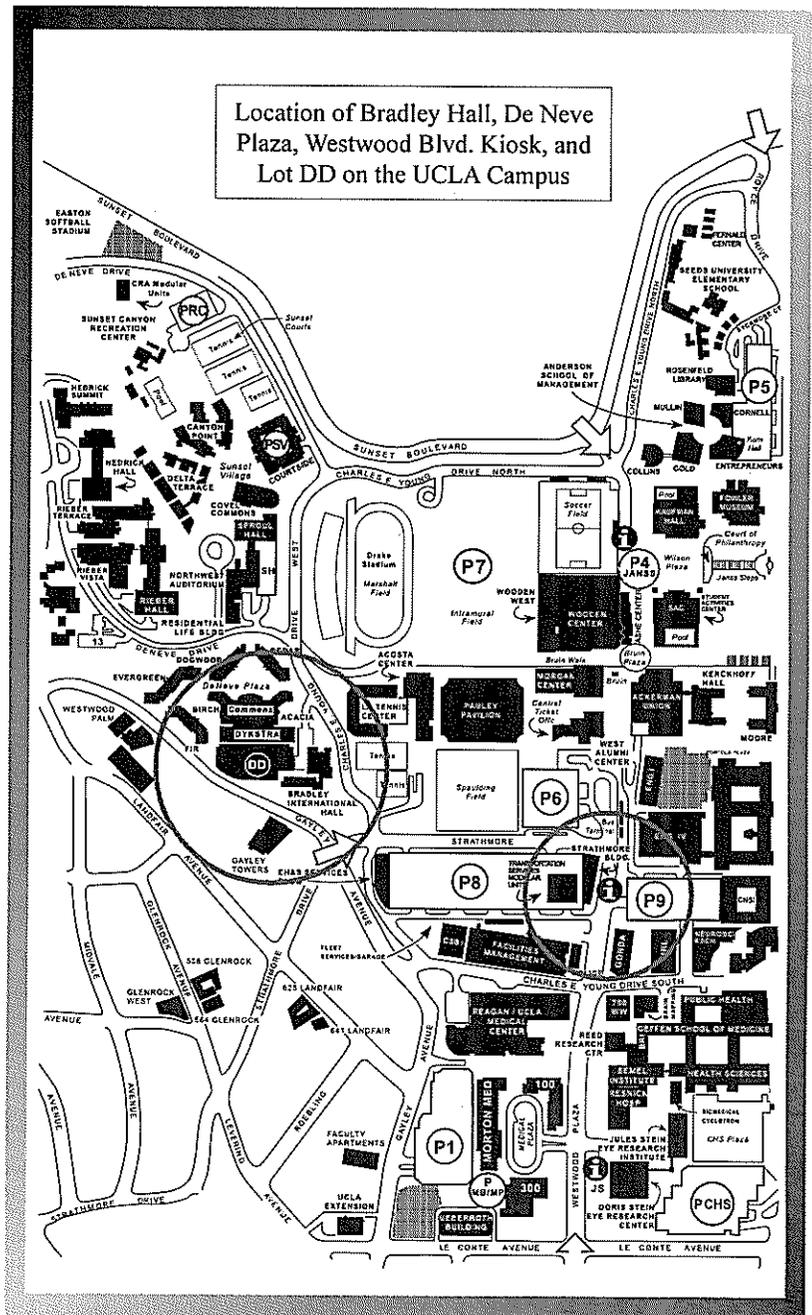
Directions to Tom Bradley International Hall and De Neve Plaza at UCLA

(Purchase Parking Permit at the Westwood Blvd. Kiosk. Park in Lot DD.)

1. From the 405 Freeway, exit on **Wilshire Blvd. EAST**. Proceed on Wilshire Blvd. to **Westwood Blvd.** and make a **LEFT**.
2. Continue **NORTH** on Westwood Blvd., cross **Le Conte Ave.** and continue into the campus. Proceed to the **UCLA Parking & Information kiosk**.
3. Purchase a parking permit for the **Dykstra/De Neve Lot (Lot DD)** from the attendant at the kiosk. Affix your parking permit to the inside lower left front windshield.

Parking permits are good for only one lot per day (i.e., you may not move your car to another lot without paying an additional charge.)

4. Turn **LEFT** onto **Strathmore Drive**. Continue on Strathmore Drive to **Charles E. Young Drive West** and make a **RIGHT**.
5. Continue on Charles E. Young Drive West and turn **LEFT** at the traffic signal. Lot DD is at the top of the drive.
6. After parking in Lot DD, exit the parking structure and continue walking forward to reach **Tom Bradley International Hall**. To reach De Neve Plaza, turn **LEFT**.



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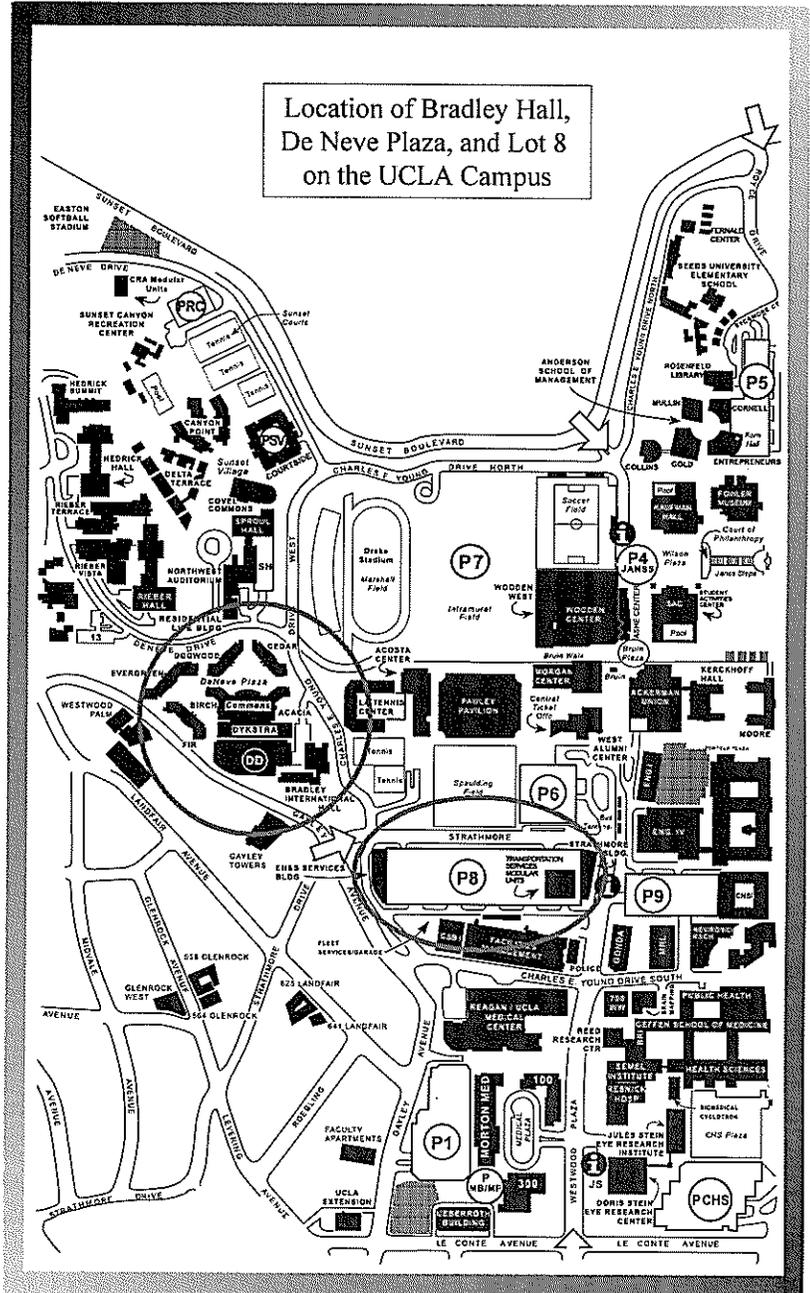
Directions to Tom Bradley International Hall and De Neve Plaza at UCLA

(Purchase Parking Permit at the Westwood Blvd. Kiosk. Park in Lot 8.)

1. From the 405 Freeway, exit on **Wilshire Blvd. EAST**. Proceed on Wilshire Blvd. to **Westwood Blvd.** and make a **LEFT**.
2. Continue **NORTH** on Westwood Blvd., cross Le Conte Avenue and into the campus. Proceed to the **UCLA Parking & Information kiosk**.
3. Purchase a parking permit for **Lot 8** from the attendant at the kiosk. The paper gate pass is needed to enter Lot 8. Affix your parking permit to the inside lower left front windshield.

Parking permits are good for only one lot per day (i.e., you may not move your car to another lot without paying an additional charge.)

4. Turn into Lot 8. Proceed up the ramp to the **roof level**.
5. Park on the **NORTH** side of the lot and use the **pedestrian overpass** to cross **Strathmore Drive**.
6. Cross **Charles E. Young Drive West** at the crosswalk, which leads you directly to **Tom Bradley International Hall**. To reach **De Neve Plaza**, walk up the hill past Tom Bradley International Hall.



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