

Commissioners
Michael Sutton, President
 Monterey
Jack Baylis, Vice President
 Los Angeles
Jim Kellogg, Member
 Discovery Bay
Richard Rogers, Member
 Santa Barbara
Jacque Hostler-Carmesin, Member
 McKinleyville

STATE OF CALIFORNIA
 Edmund G. Brown Jr., Governor

Sonke Mastrup, Executive Director
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 www.fgc.ca.gov

Fish and Game Commission



Staff Summary, Meeting of June 4, 2014

Following is a summary of the subject meeting as prepared by staff. A record of the meeting may be obtained from www.cal-span.org.

Pursuant to the call of the President, the Fish and Game Commission met at the River Lodge Conference Center, 1800 Riverwalk Drive, Fortuna, California on June 4, 2014. The meeting was called to order at 8:30 a.m. by President Sutton.

FISH AND GAME COMMISSION

Michael Sutton	President	Present
Jack Baylis	Vice President	Present
Jim Kellogg	Member	Absent
Richard Rogers	Member	Present
Jacque Hostler-Carmesin	Member	Present

Persons present:

COMMISSION STAFF

Sonke Mastrup	Executive Director
Mary Brittain	Administrative Assistant
Susan Ashcraft	Marine Advisor
Sherrie Fonbuena	Analyst
Caren Woodson	Analyst

OFFICE OF THE ATTORNEY GENERAL

Christopher Ames	Senior Assistant Attorney General
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DEPARTMENT OF FISH AND WILDLIFE

Chuck Bonham	Director
Dan Yparraguirre	Deputy Director, Wildlife and Fisheries Division

Mike Carion	Deputy Director, Law Enforcement Division
Thomas Gibson	General Counsel
Andrew Hughan	Public Information Officer
Craig Shuman	Regional Manager, Marine Region
Stafford Lehr	Chief, Fisheries Branch
Eric Loft	Chief, Wildlife Branch
Karen Kovacs	Region 1
Mandy Lewis	Marine Region
Craig Martz	Native Plant Program
Ryan Bartling	Marine Region
Kathryn Crane	Marine Region
Bob Farrell	Law Enforcement Division
David Bess	Law Enforcement Division
Rob Mengel	Law Enforcement Division
AJ Bolton	Law Enforcement Division
Matt Wells	Law Enforcement Division
Ron VanBenthuisen	Law Enforcement Division
Gavin Woelfel	Law Enforcement Division

The following persons were present and heard:

<u>Name</u>	<u>Organization</u>	<u>Agenda Item(s)</u>
Amaroq Weiss	Center for Biological Diversity	1B
Dave Meurer	Senator Ted Gaines	1B
Mark Lovelace	Humboldt County Supervisor	1B
Rob DiPerna	Environmental Protection Information Center (EPIC)	1B
Rick Weiche	Shadowland Foundation	1B
Paul Molder	Modoc County Fish and Game Commission	1B, 6
Kim Richard	Angel Protectors	1B, 2, 6
John Livingston	Sierra Club	1B
Fauna Tomlinson	Concerned Citizen	1B, 2, 6
Robert Shearer	Society for Conservation Biology, HSU	1B
Amber Shelton	Concerned Citizen	1B
Ella Shelton	Concerned Citizen	1B
Tina Colafranceschi	Concerned Citizen	1B, 2
Pamela Flick	Defenders of Wildlife	1B, 2
David Carrasco	Environmental Protection Information Center	1B
Natalyne Delapp	Environmental Protection Information Center	1B, 6
Camilla Fox	Project Coyote	1B, 2, 6
Karin Vardaman	California Wolf Center	1B
Kimberly Baker	Klamath Forest Alliance/EPIC	1B
Elissa Blair	Bird Ally X	1B
Anna Alicia Perry	Humboldt Wildlife Care Center	1B
Diane Beck	Redwood Chapter, Sierra Club	1B
Buck Parks	Pit River Rod and Gun Club	1B, 6
Stan Neutze	Shasta County Sportsmen	1B
Kimberly Boester	Concerned Citizen	1B, 2, 6
Cesar Velasquez	Concerned Citizen/Student at HSU	1B
Todd Phelps	Ca. Cattlemen's Association	1B

Ann Meyer	Concerned Citizen	1B
Kathryn Gruenthal	National Wolfwatcher Coalition	1B
Lou More	Humboldt/Del Norte Cattlemen's	1B
Nathaniel Pennington	Klamath Riverkeeper	1B
Halle Pennington	Arcata High School	1B
Rosebud Ireland	Concerned Citizen	1B
Jennifer Fearing	The Humane Society of U.S.	1B, 2, 6
Bonnie MacRaith	Center for Biological Diversity/EPIC	1B
Laura Corsiglia	Bird Ally X/Humboldt Wildlife Care Center	1B, 6
Keli Hendricks	Project Coyote	1B, 2, 6
Andrew Moore	Concerned Citizen	1B
Carol Arnold	Concerned Citizen	1B, 2, 6
Sheryl Frank	Volunteer, California Wolf Center	1B
Sheila Conner	Concerned Citizen	1B, 6
John Rice	Concerned Citizen	1B
Monte Merrick	Ca. Council of Wildlife Rehabilitation	1B, 6
January Bill	National Wildlife Rehabilitators Association	1B, 6
Lucinda Adamson	Humboldt Wildlife Care Center	1B
Bill Chamberlain	U.S. Wolf Refuge	1B
Emily Aarsvold	Humboldt State University Student	1B
Jay Russ	Humboldt County Livestock Producer	1B
Ben Cohoon	Sheep Farmers Forever/Humboldt Co. Woolgrowers	1B
Jeff Stackhouse	U.C. Cooperative Extension	1B
Mike Ford	Rocky Mountain Elk Foundation	1B
Richard Taylor	Concerned Citizen	1B, 6
Debby Bacigalupi	Concerned Citizen	1B
Rex Bohn	Humboldt County Supervisor	1B
Kirk Wilbur	Ca. Cattlemen's Association	1B
Roman Porter	Ca. Deer Association	1B, 2, 6
Noelle Cremers	Ca. Farm Bureau	1B, 3, 6
Gordon Long	Multiple Use Managers	1B
Johanna Rodoni	Concerned Citizen	1B
Bill Gaines	Ca. Bowmens Association, Ca. Wild Sheep Foundation and Ca. Hounndsmen for Conservation	1B, 6, 10
Geoff Shester	Oceana	2, 4
Alexis Andiman	Center for Biological Diversity/Heal the Bay	2
Paul Weakland	Commercial Fisherman	2
Mike McCorkle	Commercial Fishermen of Santa Barbara	2
Ken Bates	Commercial Fisherman	4
Steve Gagnon	Adin Supply Company	6
April Wakeman	San Diego County Wildlife Federation	6
Tom Pedersen	Ca. Rifle and Pistol Association	6
Ed Worley	Ca. Rifle and Pistol Association	6
Mark Hennelly	Ca. Waterfowl Association	7, 8
Ted Romo	Humboldt County Fish and Game Commissioner	8
Jim Martin	Recreational Fishing Alliance	9B
Patrick Higgins	Humboldt Bay Harbor District	9B
Tom Marking	Ca. Sports Rep, PFMC	9B

Jim Yarnell	Humboldt Area Saltwater Anglers	9B
Tim Klassen	Reel Steel Sportfishing	9B
Lonnie Dollarhide	Concerned Citizen	9B
Mark Pine	Pine Ranch PLM	10
George Osborn	Coastside Fishing Club	20A

President Sutton introduced members of the Commission, its staff, Department of Fish and Wildlife Directorate and Christopher Ames of the Attorney General's Office.

AGENDA ITEMS WERE TAKEN OUT OF ORDER BUT ARE SHOWN IN NUMERICAL ORDER IN THIS SUMMARY. THE FOLLOWING ITEMS WERE UNABLE TO BE COMPLETED DUE TO THE LOSS OF A QUORUM AND WILL BE RESCHEDULED TO THE NEXT APPROPRIATE FISH AND GAME COMMISSION MEETING: 11, 19, 20B-H, 21A-E, 22A-B AND 23.

1. DISCUSSION AND POSSIBLE ACTION CONCERNING GRAY WOLF

(A) PRESENTATION BY THE DEPARTMENT OF FISH AND WILDLIFE CONCERNING THE WOLF MANAGEMENT PLAN

Received the Department's PowerPoint from Karen Kovacs. The Department plans to complete the California Wolf Management Plan by the end of 2014.

(B) POSSIBLE DECISION ON WHETHER OR NOT TO LIST GRAY WOLF (*Canis lupus*) AS A THREATENED OR ENDANGERED SPECIES (FISH AND GAME CODE SECTIONS 2075 and 2075.5)

Note: Findings will be adopted at a future meeting.

Received the Department's PowerPoint presentation of the petition from Eric Loft. Received PowerPoint presentation from the petitioner, Amaroq Weiss. Received public testimony.

MOVED BY R. ROGERS, SECONDED BY J. BAYLIS, THAT THE FISH AND GAME COMMISSION HEREBY CLOSES THE ADMINISTRATIVE RECORD REGARDING LISTING THE GRAY WOLF.

ROLL CALL VOTE:

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

AND

MOVED BY M. SUTTON, SECONDED BY J. BAYLIS, THAT THE FISH AND GAME COMMISSION HEREBY FINDS THAT THE INFORMATION CONTAINED IN THE PETITION TO LIST THE GRAY WOLF WARRANTS LISTING AS AN ENDANGERED SPECIES. (Note: Findings will be ratified at the August meeting.)

ROLL CALL VOTE:

AYES: J. BAYLIS, R. ROGERS, M. SUTTON.

NOES: J. HOSTLER-CARMESIN.

ABSENT: J. KELLOGG.

MOTION PASSED.

AND

MOVED BY M. SUTTON, SECONDED BY R. ROGERS, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTION 670.5, TITLE 14, CCR, TO ADD THE GRAY WOLF TO THE LIST OF ANIMALS OF CALIFORNIA DECLARED TO BE ENDANGERED.

ROLL CALL VOTE:

AYES: J. BAYLIS, R. ROGERS, M. SUTTON.

NOES: J. HOSTLER-CARMESIN.

ABSENT: J. KELLOGG.

MOTION PASSED.

2. POSSIBLE DECISION ON WHETHER OR NOT TO LIST WHITE SHARK (*Carcharodon carcharias*) AS A THREATENED OR ENDANGERED SPECIES (FISH AND GAME CODE SECTIONS 2075 and 2075.5)

Note: Findings will be adopted at a future meeting.

Received the Department's PowerPoint presentation from Mandy Lewis.

Received a PowerPoint presentation from the petitioner, Geoff Shester.

Received public testimony.

MOVED BY R. ROGERS, SECONDED BY J. BAYLIS, THAT THE FISH AND GAME COMMISSION HEREBY CLOSES THE ADMINISTRATIVE RECORD REGARDING LISTING THE WHITE SHARK.

ROLL CALL VOTE:

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

AND

MOVED BY R. ROGERS, SECONDED BY J. HOSTLER-CARMESIN, THAT THE FISH AND GAME COMMISSION HEREBY FINDS THAT THE INFORMATION CONTAINED IN THE PETITION DOES NOT WARRANT LISTING AS AN ENDANGERED OR THREATENED SPECIES. (Note: Findings will be ratified at a future meeting.)

ROLL CALL VOTE:

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

3. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO REGULATE THE TAKE OF RARE PLANTS. (ADD SECTION 786.9, TITLE 14, CCR)

Received the Department's PowerPoint presentation from Craig Martz.

Received public testimony.

MOVED BY R. ROGERS, SECONDED BY J. BAYLIS, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES STAFF TO PUBLISH NOTICE

**OF ITS INTENT TO ADD SECTION 786.9, TITLE 14, CCR.
AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG.
MOTION PASSED.**

4. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND COMMERCIAL HERRING REGULATIONS (SECTIONS 163 AND 164, TITLE 14, CCR)
Received the Department's PowerPoint presentation from Ryan Bartling.
Received public testimony.

**MOVED BY R. ROGERS, SECONDED BY J. BAYLIS, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTIONS 163 AND 164, TITLE 14, CCR.
AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG.
MOTION PASSED.**

5. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO ADOPT COMMERCIAL HAGFISH REGULATIONS (ADD SECTION 180.6, TITLE 14, CCR)
Received the Department's PowerPoint presentation from Kathryn Crane.
No public testimony.

**MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES STAFF TO PUBLISH NOTICE OF ITS INTENT TO ADD SECTION 180.6, TITLE 14, CCR.
AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG.
MOTION PASSED.**

6. PRESENTATION AND DISCUSSION OF WORKING DRAFT OF PROPOSED REGULATIONS FOR PREDATORY MAMMAL HUNTING CONTESTS (ADD SECTION 250.1, TITLE 14, CCR)
Received an update from Executive Director Mastrup. Received public testimony. Received an overview from Director Bonham.

7. DISCUSSION OF PROPOSED CHANGES TO UPLAND GAME BIRD REGULATIONS (SECTION 300, TITLE 14, CCR)
Received the Department's update from Deputy Director Yparraquirre.
Received public testimony.

8. DISCUSSION OF PROPOSED CHANGES TO WATERFOWL REGULATIONS (SECTION 502, TITLE 14, CCR)
Received the Department's update from Deputy Director Yparraquirre.
Received public testimony.

9. DISCUSSION AND POSSIBLE ACTION REGARDING CHANGES TO PACIFIC HALIBUT SPORT FISHING REGULATIONS

- (A) POSSIBLE ADOPTION OF PROPOSED REGULATIONS TO ESTABLISH PACIFIC HALIBUT AUTO-CONFORMANCE REGULATIONS (SECTION 28.20, TITLE 14, CCR)

Received update from Executive Director Mastrup recommending to not adopt the process to auto-conform regulations. Received public testimony.

MOVED BY J. BAYLIS, SECONDED BY R. ROGERS, THAT THE FISH AND GAME COMMISSION HEREBY DECIDES NOT TO PROCEED WITH THE PROPOSED REGULATIONS REGARDING A PROCESS TO AUTO-CONFORM STATE REGULATIONS TO FEDERAL REGULATIONS.

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON. ABSENT: J. KELLOGG.

MOTION PASSED.

- (B) DISCUSSION AND POSSIBLE ADOPTION OF EMERGENCY REGULATIONS TO CONFORM PACIFIC HALIBUT SPORT FISHING REGULATIONS TO FEDERAL REGULATIONS (SECTION 28.20, TITLE 14, CCR)

Received public testimony.

MOVED BY R. ROGERS, SECONDED BY J. BAYLIS, THAT THE FISH AND GAME COMMISSION HEREBY FINDS THAT THE ADOPTION OF THE PROPOSED EMERGENCY REGULATION IS NECESSARY FOR THE IMMEDIATE CONSERVATION OF PACIFIC HALIBUT AND ADOPTS THE EMERGENCY CHANGES TO SECTION 28.20, TITLE 14, CCR, AS RECOMMENDED BY STAFF.

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON. ABSENT: J. KELLOGG.

MOTION PASSED.

10. POSSIBLE RECONSIDERATION OF THE COMMISSION'S REVOCATION OF THE PRIVATE LANDS WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT (PLM) AREA LICENSE FOR PINE RANCH, YOLO COUNTY (SECTION 601, TITLE 14, CCR)

Received a summary from Executive Director Mastrup. Received testimony from Mark Pine. Chief Carion reviewed the case history. Received public testimony.

MOVED BY M. SUTTON THAT THE FISH AND GAME COMMISSION HEREBY REAFFIRMS ITS FEBRUARY 5, 2014, DECISION TO PERMANENTLY REVOKE THE PLM LICENSE FOR PINE RANCH, YOLO COUNTY. MOTION DIED DUE TO LACK OF SECOND.

MOVED BY J. BAYLIS, SECONDED BY R. ROGERS, THAT THE FISH AND

GAME COMMISSION HEREBY SETS ASIDE ITS FEBRUARY 5, 2014, DECISION TO PERMANENTLY REVOKE THE PLM LICENSE FOR PINE RANCH, YOLO COUNTY.

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

MOVED BY J. BAYLIS, SECONDED BY R. ROGERS, THAT THE FISH AND GAME COMMISSION HEREBY SUSPENDS FOR A ONE YEAR TERM THE PLM LICENSE FOR PINE RANCH, YOLO COUNTY.

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

11. DISCUSSION OF COMMISSION'S POLICY ON SALMON
This item was not heard due to a loss of a quorum and will be rescheduled at the next appropriate Commission meeting.

CONSENT ITEMS

12. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND REGULATIONS CONCERNING THE USE OF TIGER SALAMANDER AS BAIT
(SECTIONS 200.12, 200.29, AND 200.31, TITLE 14, CCR)
13. RECEIPT OF WHITE SEABASS FISHERY MANAGEMENT PLAN ANNUAL REVIEW REPORT FOR 2012-2013
14. RECEIPT OF THE DEPARTMENT'S ONE YEAR STATUS REPORT ON THE PETITION TO LIST CLEAR LAKE HITCH (*Lavinia exilicauda chi*) AS A THREATENED OR ENDANGERED SPECIES (FISH AND GAME CODE 2074.6)
15. APPROVAL OF DEPARTMENT'S CALIFORNIA DUCK STAMP PROPOSALS, FY 2014-2015
(FISH AND GAME CODE SECTIONS 3702-3705)

CONSENT ITEMS CONT.

16. APPROVAL OF ANNUAL REPORTS AND 2014-15 PRIVATE LANDS WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT (PLM) AREA PLANS FOR:

- (A) ALEXANDER RANCH, MONTEREY COUNTY
- (B) ASH VALLEY RANCH, LASSEN COUNTY
- (C) AVENALES RANCH, SAN LUIS OBISPO COUNTY
- (D) BIG BLUFF RANCH, TEHAMA COUNTY
- (E) BIG MORONGO SPRINGS RANCH, SAN BERNARDINO COUNTY
- (F) BLACK RANCH, SHASTA COUNTY
- (G) BORELLO RANCH, MARIN COUNTY
- (H) BUCKEYE RANCH, SOLANO COUNTY
- (I) CARLEY RANCH, MENDOCINO COUNTY
- (J) CARNAZA WILDLIFE MANAGEMENT AREA, SAN LUIS OBISPO COUNTY
- (K) CARRIZO RANCH, SAN LUIS OBISPO COUNTY
- (L) CHIMNEY ROCK RANCH, SAN LUIS OBISPO COUNTY
- (M) CLARK & WHITE RANCH, SAN LUIS OBISPO COUNTY
- (N) CONNOLLY AND CORRAL HOLLOW RANCH, SAN JOAQUIN COUNTY
- (O) COON CAMP SPRINGS RANCH, LASSEN COUNTY
- (P) COON CREEK RANCH, SANTA CLARA COUNTY
- (Q) COTTRELL RANCH, HUMBOLDT COUNTY
- (R) DE FRANCESCO/EATON RANCHES, MERCED COUNTY
- (S) DIAMOND C OUTFITTERS, HUMBOLDT COUNTY
- (T) DIXIE VALLEY RANCH, LASSEN COUNTY
- (U) EAGLE ROCK RANCH, MENDOCINO COUNTY
- (V) EDEN VALLEY RANCH, MENDOCINO COUNTY
- (W) EL RANCHO RIO FRIO, TEHAMA COUNTY
- (X) ELK CREEK RANCH, MENDOCINO COUNTY
- (Y) FIVE DOT RANCH – HORSE LAKE, LASSEN COUNTY
- (Z) FIVE DOT RANCH – SCHOOL SECTION, LASSEN COUNTY
- (AA) FIVE DOT RANCH – TUNNEL SPRINGS, LASSEN COUNTY
- (BB) FIVE DOT RANCH – WILLOW CREEK, LASSEN COUNTY
- (CC) HARTNELL RANCH, MONTEREY COUNTY
- (DD) INDIAN VALLEY CATTLE COMPANY, MONTEREY
- (EE) ISABEL VALLEY RANCH, SANTA CLARA COUNTY
- (FF) JERUSALEM CREEK RANCH, SHASTA COUNTY
- (GG) JS RANCH, SHASTA COUNTY
- (HH) LLANO SECO RANCHO, BUTTE COUNTY
- (II) LOOKOUT RANCH, MODOC COUNTY
- (JJ) PEPPERWOOD SPRINGS RANCH, HUMBOLDT COUNTY

CONSENT ITEMS CONT.

- (KK) POTTER VALLEY RANCH, MENDOCINO COUNTY
- (LL) ROCK CREEK, BUTTE AND TEHAMA COUNTIES
- (MM) ROSEBURG RESOURCES – PONDEROSA, SISKIYOU COUNTY
- (NN) SANHEDRIN RANCH, MENDOCINO COUNTY
- (OO) SEVEN SPRINGS RANCH, MENDOCINO COUNTY
- (PP) SHAMROCK RANCH, MENDOCINO COUNTY
- (QQ) SL RANCH, MODOC COUNTY
- (RR) SLICK ROCK RANCH, SANTA CLARA COUNTY
- (SS) SPRING VALLEY RANCH, MENDOCINO COUNTY
- (TT) STEWART RANCH, TRINITY COUNTY
- (UU) SUMMER CAMP RANCH, MENDOCINO COUNTY
- (VV) SWEETWATER RANCH, SANTA CLARA COUNTY
- (WW) TEJON RANCH, KERN AND LOS ANGELES COUNTIES
- (XX) TEMPLOR RANCH, SAN LUIS OBISPO AND KERN COUNTIES
- (YY) TRINCHERO RANCH, SAN BENITO COUNTY
- (ZZ) TRIPLE B RANCH, SHASTA COUNTY

17. APPROVAL OF FIVE-YEAR RENEWAL FOR PRIVATE LANDS WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT (PLM) AREA PLANS FOR:

- (A) CAPISTRAN RANCH, MENDOCINO COUNTY
- (B) FOUR PINES RANCH, MENDOCINO COUNTY
- (C) GABILAN RANCH, MONTEREY COUNTY
- (D) REDWOOD HOUSE RANCH, HUMBOLDT COUNTY
- (E) ROOSTER COMB RANCH, STANISLAUS COUNTY
- (F) SCHNEIDER RANCH, MENDOCINO COUNTY
- (G) WORK RANCH, MONTEREY COUNTY

18. APPROVAL OF INITIAL PRIVATE LANDS WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT (PLM) AREA PLANS FOR SMITH RIVER, HUMBOLDT COUNTY

No public testimony.

MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, THAT THE FISH AND GAME COMMISSION HEREBY ADOPTS THE CONSENT CALENDAR, ITEMS 12-18.

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED

19. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION
This item was not heard due to a loss of a quorum and will be rescheduled at the next appropriate Commission meeting.

20. COMMISSION STAFF REPORT FOR CONSIDERATION AND POSSIBLE ACTION

- (A) RECOMMENDATIONS ON ITEMS OF INTEREST FROM PRIOR MEETINGS
 - I. POSSIBLE ACTION ON SPORT DUNGENESS CRAB PETITION FOR REGULATION CHANGE
 - II. POSSIBLE ACTION ON PETITIONS FOR REGULATION CHANGE
 - III. POSSIBLE ACTION ON PETITIONS ON NON-REGULATORY REQUESTS

Received a summary from Executive Director Mastrup.

MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, THAT THE FISH AND GAME COMMISSION HEREBY ADOPTS THE STAFF RECOMMENDATIONS AS IDENTIFIED IN THE TABLES FOR PETITIONS FOR REGULATORY CHANGE AND NON-REGULATORY REQUESTS (SEE ATTACHED TABLES).

AYES: J. BAYLIS, J. HOSTLER-CARMESIN, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED

Received public testimony.

- (B) NEXT MEETING AGENDA ITEMS AND MEETING LOGISTICS
- (C) RULEMAKING CALENDAR UPDATES
- (D) LEGISLATIVE UPDATE
- (E) TRIBAL COMMITTEE
- (F) WILDLIFE RESOURCES COMMITTEE
 - I. RESCHEDULE MAY 2014 MEETING
 - II. POSSIBLE DESIGNATION OF COMMITTEE ALTERNATES
- (G) MARINE RESOURCES COMMITTEE
 - I. APPROVAL OF JULY MEETING AGENDA
 - II. POSSIBLE DESIGNATION OF COMMITTEE ALTERNATES
- (H) NEW BUSINESS

Items 20(b) through 20(H) were not heard due to a loss of a quorum and will be rescheduled at the next appropriate Commission meeting.

21. DEPARTMENT INFORMATIONAL ITEMS

- (A) DIRECTOR'S REPORT

- (B) WILDLIFE AND FISHERIES DIVISION AND ECOSYSTEM CONSERVATION DIVISION
- (C) LAW ENFORCEMENT DIVISION
- (D) MARINE
 - I. 2014 CALIFORNIA LEGISLATIVE FISHERIES FORUM ANNUAL MARINE FISHERIES REPORT
- (E) OTHER

This item was not heard due to a loss of a quorum and will be rescheduled at the next appropriate Commission meeting.

22. OTHER INFORMATIONAL ITEMS

- (A) LEGAL COUNSEL
- (B) FEDERAL AGENCIES

This item was not heard due to a loss of a quorum and will be rescheduled at the next appropriate Commission meeting.

23. PUBLIC FORUM

This item was not heard due to a loss of a quorum and will be rescheduled at the next appropriate Commission meeting.

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. CENTER FOR BIOLOGICAL DIVERSITY vs. CALIFORNIA FISH AND GAME COMMISSION AND DEPARTMENT OF FISH AND GAME RE: PACIFIC FISHER.
 - IV. 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 LIFE PROTECTION ACT.

V. 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

**2014 FISH AND GAME COMMISSION
MEETING SCHEDULE**

www.fgc.ca.gov

MEETING DATE	COMMISSION MEETING	COMMITTEE MEETING
June 5		Tribal Committee River Lodge Conference Center 1800 Riverwalk Drive Fortuna, CA 95540
July 16		Marine Resources Moss Landing Marine Laboratories 8272 Moss Landing Rd. Moss Landing, CA 95039
August 6	Hilton San Diego Mission Valley 901 Camino Del Rio South San Diego, CA 92108	
September 17		Wildlife Resources Department of Consumer Affairs Hearing Room 1747 Market Blvd Sacramento, CA 95834
September 17		Tribal Committee Department of Consumer Affairs Hearing Room 1747 Market Blvd Sacramento, CA 95834
October 8	Mount Shasta Hatchery Museum 1 North Old Stage Road Mount Shasta, CA 96067	
October 9	Joint meeting with Oregon DFW Jackson County Fairgrounds & Exposition Park Mace Building 1 Peninger Road Central Point, OR 97502	

MEETING DATE	COMMISSION MEETING	COMMITTEE MEETING
November 5		Marine Resources West Ed Building Ed Meyers Classroom 4655 Lampson Ave., Suite A Los Alamitos, CA 90720
December 3	Airtel Plaza Hotel 7277 Valjean Avenue Van Nuys, CA 94106	

OTHER MEETINGS OF INTEREST

- Pacific Fishery Management Council meeting, June 20-25, Garden Grove, CA
- Pacific Fishery Management Council meeting, September 12-17, Spokane, WA
- Pacific Fishery Management Council meeting, November 14-19, Costa Mesa, CA
- Pacific Flyway Council meeting, July 25, Provo, UT
- Western Association of Fish & Wildlife Agencies (WAFWA) meeting, July 17-23, San Antonio, TX
- Wildlife Conservation Board meeting, August 28, Sacramento, CA
- Wildlife Conservation Board meeting, November 20, Sacramento, CA

Due to the loss of a quorum, the Fish and Game Commission meeting adjourned at 4:30 p.m.

**FISH AND GAME COMMISSION
REQUESTS FOR REGULATORY ACTION 2014 - JUNE ACTIONS**

Meeting Month or Date Received	Name of Petitioner	Subject of Request	Code or Title 14 Section Number	Short Description	Initial Action (Accept, Reject, Refer)	Final Decision - Outcome -Action	Notes
4/4/2014	Chris Miller	Lobster Harvest		Request for lobster harvest control through management strategy	Referred to DFW by FGC 6/4/14		
4/11/2014	Bob Boucke	Salmon Season		Request for early salmon season on Feather River	Referred to DFW by FGC 6/4/14		
3/14/2014	Nor Cal Council of Federation of Fly Fishers	Anadromous fisheries		Request to adopt policies to protect anadromous fisheries	Referred to Staff by FGC 6/4/14		
3/16/2014	George Cinquini	Low Flow Regulation		Request for low flow regulations for Gualala and Russian rivers	Referred to DFW by FGC 6/4/14		
2/17/2014	CA Sea Urchin Commission	Sea Urchin		Request to reduce permit capacity with goal of reaching transferability	Referred to DFW by FGC 6/4/14		
4/8/2014	Dan Yaokum	HEOK Permit		Proposal to renew HEOK Experimental Seal Exclusion Net permit for the 2014-15 HEOK season	Rejected by FGC 6/4/14		
2/10/2014	Richard Hoyer	Kern County rubber boa		Reverse protection status of the Kern County rubber boa	Rejected by FGC 6/4/14		
2/21/2014	CA Sportfishing Protection Alliance	Delta smelt and longfin smelt		Request to take action to conserve the delta and longfin smelt during drought crisis	Rejected by FGC 6/4/14		
3/17/2014	Rowetta Miller	Hunter Ranch		Request to amend hunting season due to fire danger	Rejected by FGC 6/4/14		
2/24/2014	Mikko Moscheti	Spot prawn		Request to change/clarify spot prawn trapping requirements	Referred to DFW by FGC 6/4/14		
2/24/2014	Tom Paulek	Non-lead ammo		Request to move faster on implementation of AB 711, non-lead ammunition	Rejected by FGC 6/4/14		

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Meeting Month or Date Received	Name of Petitioner	Subject of Request	Code or Title 14 Section Number	Short Description	Initial Action (Accept, Reject, Refer)	Final Decision - Outcome -Action	Notes
3/27/2014	Howard Strohn	Tule Elk in Priest Valley		Request for better herd management of Tule Elk in Priest Valley	Referred to DFW by FGC 6/4/14		
3/14/2014	Scott Creps	Crab trap allocation appeal		Request for changes in the commercial dungeness crab trap allocation appeal process to make it less expensive and easier to navigate	Rejected by FGC 6/4/14		
2/20/2014	Scott Cyr	Experimental fishing gear		Proposal for commercial experimental fishing gear for <i>Octopus vulgaris</i>	Referred to DFW by FGC 6/4/14		
2/4/2014	James Inglis	Steelhead on Smith River		Request to eliminate new rules for fishing steelhead on Smith River	Rejected by FGC 6/4/14		
2/24/2014	Donald Kudrna	Abalone start time		Request to change 8:00am start time for abalone fishing	Rejected by FGC 6/4/14		
April FGC	Mammy Gorhita	Commercial Lobster Permit		Request to make all lobster permits transferrable to increase fairness	Referred to DFW by FGC 6/4/14		
April FGC		Feral pigs		Recommendations for change of regulations concerning feral pigs: game status, remove evidentiary requirement for depredation, distribution of pig carcass should be considered good use for Condor scavaging, get better with feral pig management.	Rogers, Sutton recommended referral to WRC, no formal motion made. Rejected by FGC 6/4/14		

FISH AND GAME COMMISSION

REQUESTS FOR NON-REGULATORY ACTION 2014 - JUNE ACTIONS

Meeting Month or Date Received	Name of Petitioner	Subject of Request	Short Description	Initial Action (Accept, Reject, Refer)	Final Decision - Outcome -Action	Notes
Feb-Mar	Various	President Sutton	Requests to clarify comments regarding sustainability of hunting	Rejected by FGC 6/4/14		
3/14/2014	William Breaw	A-25 Closure	Request to reinstate 4 point loss due to government shutdown and cancellation of a-25 hunt at Lake Sonoma.	Referred to DFW by FGC 6/4/14		
3/6/2014	Dennis Byrne	Field Trip/Visit	Request to visit East Walker River to provide information about need to protect the fishery	Referred to Staff by FGC 6/4/14		
4/2/2014	CA Trappers Assoc	WRC - Predator Policy	Request to host meetings/workshops in towns of Redding and Bishop before final predator policy proposals are sent to FGC	Referred to Staff by FGC 6/4/14		
2/20/2014	Cat McAdams	Driving on Rivers	Request for sufficient regulation of driving on rivers	Rejected by FGC 6/4/14		
4/8/2014	Walter Lamb	Ballona Ecological Reserve	Request to reinstate access to Area C of the Ballona Wetlands Ecological Reserve	Referred to DFW by FGC 6/4/14		

FISH AND GAME COMMISSION REQUESTS FOR NON-REGULATORY ACTION 2014 - JUNE ACTIONS

Meeting Month or Date Received	Name of Petitioner	Subject of Request	Short Description	Initial Action (Accept, Reject, Refer)	Final Decision - Outcome -Action	Notes
April FGC	Leslie Purcell	Ballona Ecological Reserve	Request for more transparency and accountability by CDFW on this project, and status of 2012 EIR/EIS request	Referred to DFW by FGC 6/414		
April FGC	Dennis Fox	CDFW Marijuana Video	Request for these videos to become part of the hunters safety class.	Referred to DFW by FGC 6/414		