

## Regulatory Language

Section 27.80, Title 14, CCR, is amended to read:

### Option 1 No Fishing in All Areas

#### 27.80. Salmon.

(a) Methods of take:

(1) General Provisions. Only by angling as defined in Section 1.05. No sinkers or weights exceeding four pounds may be used, except that a fishing line may be attached to a sinker or weight of any size if such sinker or weight is suspended by a separate line and the fishing line is released automatically by a mechanical device from the sinker or weight when any fish is hooked. See sections 28.65 and 28.70.

(2) Barbless Hooks. No more than two (2) single point, single shank barbless hooks shall be used in the ocean north of Point Conception (34° 27' 00" N. lat.) when salmon fishing or fishing from any boat or floating device with salmon on board.

(3) Other Hook Restrictions. When fishing with bait in the ocean between Horse Mountain (40° 05' 00" N. lat.) and Point Conception, if angling by any means other than trolling, then no more than two (2) single point, single shank, barbless circle hooks shall be used. The distance between the two hooks must not exceed five inches when measured from the top of the eye of the top hook to the inner base of the curve of the lower hook, and both hooks must be permanently tied in place (hard tied). A circle hook is defined as a hook with a generally circular shape, and a point which turns inwards, pointing directly to the shank at a 90 degree angle. Trolling is defined as angling from a boat or floating device that is making way by means of a source of power, other than drifting by means of the prevailing water current or weather conditions. See Section 28.65(g).

(4) One Rod Restriction north of Point Conception. Salmon may be taken by angling with no more than one rod in ocean waters north of Point Conception. See Section 28.65(e).

(b) Season:

(1) North of Horse Mountain (40°05'00" N. lat.) and in Humboldt Bay. All waters of the ocean north of Horse Mountain and in Humboldt Bay ~~are open to salmon fishing from August 29, 2009 to September 7, 2009~~ are closed to salmon fishing. (Note: In 2011, the season will open on [(a date within the range of) May 21 - September 30].)

Exception: The ocean area surrounding the Klamath River mouth bounded on the north by 41°38'48" N lat. (approximately 6 nautical miles north of the Klamath River mouth), on the south by 41°26'48" N. lat. (approximately 6 nautical miles south of the Klamath River mouth), and extending 3 nautical miles offshore is closed to salmon fishing during August. No salmon may be taken at any time in ocean waters at the mouths of the Smith and Klamath rivers and during August and September at the mouth of the Eel River. See Section 27.75.

(2) Between Horse Mountain and Point Arena (38°57'30" N. lat.). All waters of the ocean between Horse Mountain and Point Arena are closed to salmon fishing. ~~(Note: In 2010, the season will open on April 3.)~~(Note: In 2011, the season will open on [(a date within the range of) February 12 - April 30].)

(3) Between Point Arena and Pigeon Point (37°11'00" N. lat.). All waters of the ocean between Point Arena and Pigeon Point are closed to salmon fishing. ~~(Note: In 2010, the season will open on April 3.)~~(Note: In 2011, the season will open on [(a date within the range of) April 2 - April 30].)

(4) Between Pigeon Point and Point Sur (36°18'00" N. lat.). All waters of the ocean between Pigeon Point and Point Sur are closed to salmon fishing. ~~(Note: In 2010, the season will open on April 3.)~~(Note: In 2011, the season will open on [(a date within the range of) April 2 - April 30].)

(5) South of Point Sur. All waters of the ocean south of Point Sur are closed to salmon fishing. ~~(Note: In 2010, the season will open on April 3.)~~(Note: In 2011, the season will open on [(a date within the range of) April 2 - April 30].)

(c) Limit:

(1) Two salmon per day. See subsection (c)(2) below and Section 1.17.

(2) Statewide Silver (coho) Salmon Restrictions: No silver (coho) salmon may be retained.

(d) Minimum size:

(1) North of Horse Mountain: Twenty-four inches total length.

(2) South of Horse Mountain: Twenty inches total length.

NOTE:

Authority cited: Sections 200, 202, 205, 220, 240, 316.5 and 2084, Fish and Game Code. Reference: Sections 200, 202, 205, 316.5 and 2084, Fish and Game Code.

## **Option 2**

### **Limited Salmon Fishing, if Salmon Allocations Are Made Available**

#### **27.80. Salmon.**

(a) Methods of take:

(1) General Provisions. Only by angling as defined in Section 1.05. No sinkers or weights exceeding four pounds may be used, except that a fishing line may be attached to a sinker or weight of any size if such sinker or weight is suspended by a separate line and the fishing line is released automatically by a mechanical device from the sinker or weight when any fish is hooked. See sections 28.65 and 28.70.

(2) Barbless Hooks. No more than two (2) single point, single shank barbless hooks shall be used in the ocean north of Point Conception (34° 27' 00" N. lat.) when salmon fishing or fishing from any boat or floating device with salmon on board.

(3) Other Hook Restrictions. When fishing with bait in the ocean between Horse Mountain (40° 05' 00" N. lat.) and Point Conception, if angling by any means other than trolling, then no more than two (2) single point, single shank, barbless circle hooks shall be used. The distance between the two hooks must not exceed five inches when

measured from the top of the eye of the top hook to the inner base of the curve of the lower hook, and both hooks must be permanently tied in place (hard tied). A circle hook is defined as a hook with a generally circular shape, and a point which turns inwards, pointing directly to the shank at a 90 degree angle. Trolling is defined as angling from a boat or floating device that is making way by means of a source of power, other than drifting by means of the prevailing water current or weather conditions. See Section 28.65(g).

(4) One Rod Restriction north of Point Conception. Salmon may be taken by angling with no more than one rod in ocean waters north of Point Conception. See Section 28.65(e).

(b) Season:

(1) North of Horse Mountain (40°05'00" N. lat.) and Humboldt Bay. All waters of the ocean north of Horse Mountain and in Humboldt Bay are open to salmon fishing ~~from August 29, 2009 to September 7, 2009.~~ [(for varied dates within the range of) May 15 - September 30]. (Note: In 2011, the season will open on [(a date within the range of) May 21 - September 30].)

Exception: The ocean area surrounding the Klamath River mouth bounded on the north by 41°38'48" N lat. (approximately 6 nautical miles north of the Klamath River mouth), on the south by 41°26'48" N. lat. (approximately 6 nautical miles south of the Klamath River mouth), and extending 3 nautical miles offshore is closed to salmon fishing during August. No salmon may be taken at any time in ocean waters at the mouths of the Smith and Klamath rivers and during August and September at the mouth of the Eel River. See Section 27.75.

(2) Between Horse Mountain and Point Arena (38°57'30" N. lat.). All waters of the ocean between Horse Mountain and Point Arena are ~~closed to salmon fishing~~ open to salmon fishing [(for varied dates within the range of) April 3 - November 14]. (Note: In 2010, the season will open on April 3.) (Note: In 2011, the season will open [(on a date within the range of) February 12 - April 30].)

(3) Between Point Arena and Pigeon Point (37°11'00" N. lat.). All waters of the ocean between Point Arena and Pigeon Point are ~~closed to salmon fishing~~ open to salmon fishing [(for varied dates within the range of) April 3 - November 14]. (Note: In 2010, the season will open on April 3.) (Note: In 2011, the season will open on [(a date within the range of) April 2 - April 30].)

(4) Between Pigeon Point and Point Sur (36°18'00" N. lat.). All waters of the ocean between Pigeon Point and Point Sur are ~~closed to salmon fishing~~ open to salmon fishing [(for varied dates within the range of) April 3 - October 3]. (Note: In 2010, the season will open on April 3.) (Note: In 2011, the season will open on [(a date within the range of) April 2 - April 30].)

(5) South of Point Sur. All waters of the ocean south of Point Sur are ~~closed to salmon fishing~~ open to salmon fishing [(for varied dates within the range of) April 3 - October 3]. (Note: In 2010, the season will open on April 3.) (Note: In 2011, the season will open on [(a date within the range of) April 2 - April 30].)

(c) Limit:

(1) Two salmon per day. See subsection (c)(2) below and Section 1.17.

(2) Statewide Silver (coho) Salmon Restrictions: No silver (coho) salmon may be retained.

(d) Minimum size:

(1) North of Horse Mountain: Twenty-four inches total length.

(2) South of Horse Mountain: Twenty inches total length.

NOTE:

Authority cited: Sections 200, 202, 205, 220, 240, 316.5 and 2084, Fish and Game Code. Reference: Sections 200, 202, 205, 316.5 and 2084, Fish and Game Code.