

Regulatory Language  
(This regulation becomes operative April 1, 2011)

Section 29.80, Title 14, CCR, is amended to read:

**§29.80. Gear Restrictions.**

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(a) General Provisions.

(1) Saltwater crustaceans may be taken by hand.

(2) Nets, traps or other appliances may be not used except as provided in this Section.

(3) It is unlawful to disturb, move, or damage any trap; or remove any saltwater crustacean from a trap, that belongs to another person without written permission in possession from the owner of the trap.

(b) ~~Baited~~ Hoop nets may be used to take spiny lobsters and all species of crabs. Between Point Arguello, Santa Barbara County, and the United States-Mexico border, not more than five ~~baited~~ hoop nets, as defined in (b)(1)(A) or (b)(1)(B), may be fished used or possessed by a person to take when taking spiny lobster and or crab, not to exceed a total of 10 baited hoop nets fished from any vessel. used or possessed when taking spiny lobster or crab, per vessel. The owner of the hoop net and/or person who placed the hoop net into the water shall raise the hoop net to the surface and inspect the contents of the hoop net at intervals not to exceed 2 hours.

(1) Hoop Net Defined: There are two types of hoop nets. They shall be defined as:

(A) Type A: Fishing gear that is comprised of a rigid ring or rings, not to exceed three rings, with each ring measuring no greater than 36 inches in inside diameter nor less than 10 inches in inside diameter, which is/are connected to soft mesh thereby forming a circular-shaped net whose enclosed bottom portion is even with or which hangs down from the top ring. Lift lines may be attached to the top ring. A second and third, rigid ring, which is connected by soft mesh to the top ring, may be used, however, each ring must be equal in size or smaller than the ring above it. No lift lines may be attached to the second or third ring. When the net is being raised the top ring is above and parallel to all other rings, with the enclosed bottom portion of the soft mesh even with or hanging below all other rings. All parts of the hoop net and attached lift lines will collapse and lie flat when resting on the ocean floor in such a manner that the gear does not entrap or restrict the free movement of crustaceans until lifted. When suspended from lift lines, the entire hoop net shall measure no taller than 36 inches. The ring material may not be thicker than one inch in any dimension. While in the water, there shall be nothing attached to the hoop net that prevents lobsters from freely escaping.

(B) Type B: Fishing gear that is comprised of a rigid ring or rings, not to exceed three rings, with each ring measuring no greater than 36 inches in inside diameter, which is connected to soft mesh. The top ring cannot measure less than 15 inches in inside diameter. When the hoop net is being raised the lift lines are connected to the top ring. All parts of the hoop net including the lift lines and bait ring must collapse and lie flat when resting on the ocean floor, except for the top ring which is supported and sits no

more than 10 inches off the ocean floor when in the water. The ring material may not be thicker than one inch in any dimension. While in the water, there shall be nothing attached to the hoop net that prevents lobsters from freely escaping. When suspended from lift lines, the entire hoop net shall measure no taller than 30 inches. A bait ring may be attached to the bottom portion of the hoop net as long as the ring is not part of the net support.

2. Any hoop net abandoned or left unchecked for more than 2 hours may be considered abandoned and may be seized by any person authorized to enforce these regulations.

(c) Crab traps shall have at least two rigid circular openings of not less than four and one-quarter inches inside diameter so constructed that the lowest portion of each opening is no lower than five inches from the top of the trap.

(d) Crab loop traps may have up to six loops.

(e) Crab trap areas: Crab traps, including crab loop traps, may be used north of Point Arguello to take all species of crabs (see regulations for take of Dungeness crabs in traps from commercial passenger fishing vessels in Section 29.85, Title 14, CCR).

(f) Shrimp and prawn traps may be used to take shrimp and prawns only. Trap openings may not exceed 1/2 inch in any dimension on traps used south of Point Conception nor five inches in any dimension on traps used north of Point Conception.

(g) Diving for crustaceans: In all ocean waters, except as provided in Section 29.05, skin and SCUBA divers may take crustaceans by the use of the hands only. Divers may not possess any hooked device while diving or attempting to dive.

(h) Hand operated appliances: Spades, shovels, hoes, rakes or other appliances operated by hand may be used to take sand crabs and shrimp.

(i) Dip nets and Hawaiian type throw nets: Shrimp may be taken with dip nets and Hawaiian type throw nets north of Point Conception.

(j) Shrimp trawls: Shrimp beam trawls may be used to take shrimp only in San Francisco Bay waters east of the Golden Gate Bridge, and in San Pablo Bay. The beam trawl frame from which the net is hung may not exceed 24 inches by 18 inches. The trawl may be towed by motorized vessels but may not be retrieved by mechanical devices. Any fish, other than shrimp, caught in the trawl must be returned immediately to the water.

Note: Authority cited: Sections 200, 202, 205, 215 and 220, Fish and Game Code.

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