

STATE OF CALIFORNIA  
FISH AND GAME COMMISSION  
INITIAL STATEMENT OF REASONS FOR REGULATORY ACTION  
(Pre-publication of Notice Statement)

Add Section 665  
Title 14, California Code of Regulations  
Re: Meeting Procedures

- I. Date of Initial Statement of Reasons: March 14, 2013
- II. Dates and Locations of Scheduled Hearings:
- (a) Notice Hearing: Date: April 17, 2013  
Location: Santa Rosa
- (b) Discussion/Adoption Hearing: Date: June 26, 2013  
Location: Sacramento
- III. Description of Regulatory Action:

- (a) Statement of Specific Purpose of Regulation Change and Factual Basis for Determining that Regulation Change is Reasonably Necessary:

AB 2609, signed into law in September 2012, added Section 108 to the Fish and Game Code. This new statute requires the California Fish and Game Commission (Commission) to adopt rules to govern business practices and processes by July 1, 2013.

Currently, there are no Commission regulations on its meeting procedures.

**Proposed Regulations**

This regulatory proposal will add Section 665, Title 14, California Code of Regulations (CCR), Meeting Procedures.

The proposed regulations address the methods used to achieve Commission goals and objectives, in addition to those procedures and processes already outlined in statute (i.e., Administrative Procedure Act, Bagley-Keene Open Meeting Act).

To ensure all speakers are given an equitable share of the speaking time for a Commission meeting agenda item, Section 665 will specify that the Commission president shall set the time available for each speaker.

- (b) Authority and Reference Sections from Fish and Game Code for Regulation:

Authority: Section 108, Fish and Game Code.

Reference: Section 108, Fish and Game Code.

- (c) Specific Technology or Equipment Required by Regulatory Change:

None.

- (d) Identification of Reports or Documents Supporting Regulation Change:

Economic Impact Analysis.

- (e) Public Discussions of Proposed Regulations Prior to Notice Publication:

No public meetings are being held prior to the notice publication. The 45-day comment period provides adequate time for review of the proposed regulation.

#### IV. Description of Reasonable Alternatives to Regulatory Action:

- (a) Alternatives to Regulation Change:

No other alternatives were identified.

- (b) No Change Alternative:

The Commission would be out of compliance with the Fish and Game Code Section 108.

- (c) Consideration of Alternatives:

In view of information currently possessed, no reasonable alternative considered would be more effective in carrying out the purpose for which the regulation is proposed, would be as effective and less burdensome to the affected private persons than the proposed regulation, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

#### V. Mitigation Measures Required by Regulatory Action:

The proposed regulatory action will have no negative impact on the environment; therefore, no mitigation measures are needed.

VI. Impact of Regulatory Action:

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States:

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. This change will only affect Commission meeting procedures.

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:

The Commission does not anticipate any impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses or the expansion of businesses in California.

The Commission does not anticipate any benefits to the health and welfare of California residents, worker safety, or the environment.

- (c) Cost Impacts on a Representative Private Person or Business:

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

None.

(e) Nondiscretionary Costs/Savings to Local Agencies:

None.

(f) Programs Mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.

## Informative Digest/Policy Statement Overview

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Currently, there are no Commission regulations on its meeting procedures.

### **Proposed Regulations**

This regulatory proposal will add Section 665, Title 14, CCR, Meeting Procedures.

To ensure all speakers are given an equitable share of the speaking time for a Commission meeting agenda item, Section 665 will specify that the Commission president shall set the time available for each speaker during an agenda item.

The proposed regulation is neither inconsistent nor incompatible with existing state regulations. No other state agency has the authority to adopt regulations related to Commission business practices and processes.