

# NOTICE PUBLICATION/REGULATORY SUBMISSION See instructions on reverse

For use by Secretary of State only 3

STD. 400 (REV. 01-2013)

<b>OAL FILE NUMBERS</b>	NOTICE FILE NUMBER <b>Z-</b>	REGULATORY ACTION NUMBER <b>2015-0723-07SR</b>	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only		<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <b>2015 JUL 23 P 2:21</b>                  OFFICE OF ADMINISTRATIVE LAW             </div>	
NOTICE		REGULATIONS	

**ENDORSED - FILED**  
In the office of the Secretary of State  
of the State of California

**JUL 29 2015**  
2:01 PM

**AGENCY WITH RULEMAKING AUTHORITY**  
Fish and Game Commission

AGENCY FILE NUMBER (If any)

**A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)**

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
<b>OAL USE ONLY</b>	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

**B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)**

1a. SUBJECT OF REGULATION(S) Tuna sport fishing	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2015-0424-03s
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
<b>SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)</b>	ADOPT
	AMEND 27.65, 28.38
TITLE(S) 14	REPEAL

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input checked="" type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify) _____	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) <b>7/30/15 -202 FGC; 11343.4(b)(4)Govt Code</b>
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify) _____		

7. CONTACT PERSON Sherrie Fonbuena	TELEPHONE NUMBER (916) 654-9866	FAX NUMBER (Optional) (916) 653-5040	E-MAIL ADDRESS (Optional) Sherrie.Fonbuena@fgc.ca.gov
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8. **I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.**

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Melissa Miller-Henson</i>	DATE 7/23/15
TYPED NAME AND TITLE OF SIGNATORY Melissa Miller-Henson, Staff Services Manager I	

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**ENDORSED APPROVED**

**JUL 29 2015**

Office of Administrative Law

## Regulatory Language

**Amend Section 27.65, Title 14, CCR to read:**

### **§ 27.65. Filleting of Fish on Vessels.**

(a) ... *No change to subsection (a)....*

(b) Fish That May be Filleted: No person shall fillet on any boat or bring ashore as fillets any fish, except in accordance with the following requirements:

... *No change to subsections (b)(1) to (b)(10)....*

(11) For all species of tuna filleted on any boat or brought ashore as fillets south of a line running due west true from Point Conception, Santa Barbara County (34° 27' N. lat.) each fish must be individually bagged as follows:

(A) The bag must be marked with the species' common name.

(B) The fish must be cut into six pieces with all skin attached. These pieces are the four loins, the collar removed as one piece with both pectoral fins attached and intact, and the belly fillet cut to include the vent and with both pelvic fins attached and intact.

~~(14)~~(12) All other species except those listed in subsection (c) of this section: Each fillet shall bear intact a one-inch square patch of skin. The fillets may be of any size.

(c)... *No change to subsection (c)....*

Note: Authority cited: Sections 200, 202, 313, 5508 and 5509, Fish and Game Code.  
Reference: Sections 200, 202, 205, 220, 240, 313, 5508 and 5509, Fish and Game Code.

**Amend subsection (b) of Section 28.38, Title 14, CCR, to read:**

### **§ 28.38. Tunas.**

The following daily bag limits apply:

(a) ... *No change to subsection (a)....*

(b) Bluefin tuna - The special limit for bluefin tuna is 402, which may be taken or possessed in addition to the overall general daily bag limit of 20 finfish specified in subsection 27.60(a). This limit applies to all bluefin tuna possessed, regardless of where taken.

(c) ... *No change to subsection (c)....*

(d) ... *No change to subsection (d)....*

Note: Authority cited: Sections 200, ~~202 and 205~~202, 205 and 313, Fish and Game Code. Reference: Sections 200, ~~202 and 205~~202, 205 and 313, Fish and Game Code.