

Commission adopted the no change alternative for subsection 163.1(d) and Subsection 164(d)(1).

Subsection 163.1(d) is corrected based on feedback from commercial industry members.

[Noticed alternative from 163.1(d)]

(d) Net Tending. Permitted vessels shall be in the immediate proximity, not exceeding one nautical mile, of any single gill net being fished.

[No change alternative – original text moved from 163(f)(2)(A)]

(d) Net Tending. Permitted vessels shall be in the immediate proximity, not exceeding three nautical miles, of any single gill net being fished.

Subsection 164(d)(1) fixes an inadvertent error in the proposed regulatory text in the Initial Statement of Reasons.

[Noticed alternative from 164(d)(1)]

(1) Not more than two (2) rafts; or two (2) lines; or one (1) raft and one (1) line may be used per permit.

[No change alternative – original text moved from 164(j)(1)]

(1) Not more than two (2) rafts and/or two (2) lines may be used per permit.

Note: The approved regulatory text has been redrafted to reflect the current regulatory language that exists in Title 14, with renumbering of sections 163, 163.1, 163.5 and 164 and addition of regulatory language to reflect the requirements set forth in the California Pacific Herring Fishery Management Plan that this approved regulatory text will implement.