

## APPROVED REGULATORY TEXT

Section 107, Title 14, CCR, is amended as follows:

### § 107. Broadbill Swordfish.

. . . [No changes to subsections (a) through (b)]

~~(c) Records.~~ Pursuant to ~~Section 190~~ of these regulations, each permittee shall complete and submit an accurate record of all swordfishing activities on a form (Swordfish Harpoon Log, DFG 107 (10/89) see Appendix A) provided by the department.

~~(d)~~ (c) Conditions of Permit. Provisions of the Fish and Game Code relating to commercial fish except as modified by the provisions of these regulations, shall be a condition of all permits to be fully performed by the holders thereof, their agents, servants, employees, or those acting under their direction or control.

~~(e)~~ (d) Cost of Permit. See ~~section~~ Section 8394.5 of the Fish and Game Code.

~~(f)~~ (e) Methods of Take.

(1) Swordfish may be taken only with hand-held hook and line or handthrusted harpoon.

(2) Aircraft may be used to directly assist a permittee or any person in the taking of any species of fish while operating under a swordfish permit.

Only aircraft with current FAA registration which are registered with the department pursuant to Section 7892, Fish and Game Code, and aircraft pilots licensed pursuant to Section 7850, Fish and Game Code, may conduct flights for permittees. Such aircraft shall display the letters "SW" on the underside of each wing in block Roman alphabet at least 24 inches high x 3 inches wide, black in color and on a white background.

~~(g)~~ (f) Notification Procedure. The department shall notify permittees if the director, pursuant to ~~section~~ Section 8577 of the Fish and Game Code, closes the swordfish harpoon fishery or any area where the fishery is conducted. The department shall notify permittees by mail and by public announcement on VHF/Channel 16 between 0800 hours and 1000 hours during normal business days. Radio transmissions shall commence 48 hours prior to the effective date of a closure and shall continue for 24 hours after the effective date of such action. It shall be the responsibility of the permittee to daily monitor the named radio channel during the specified hours.

~~(h)~~ (g) Revocation of Permits. Any permit may be revoked and canceled by the commission upon breach or violation of any fish and game law or regulation or violation of the terms or conditions of the permit by the holders thereof, their agents, servants, employees or those acting under their direction and control.

Note: Authority cited: Sections 1050, 7857, 7892, 8026 and 8394, Fish and Game Code. Reference: Sections: 1050, 7857, 7892, 8026, 8394, 8394.5, and 8577, Fish and Game Code.

Appendix A Fishing Activity Records

SWORDFISH HARPOON LOG

No. 58552

Name of Skipper \_\_\_\_\_ SW Permit \_\_\_\_\_  
 Name of Boat \_\_\_\_\_ Boat F&G No. \_\_\_\_\_

64 89826

DATE Month/Day	BLOCK No.	Aircraft Used Yes or No	CHECK ONE			FISH Harpooned	FISH Landed	Estimated Dressed Weight
			FISH Underwater	FISH Flinng	FISH Jumping			

Delete

Remarks \_\_\_\_\_  
 \_\_\_\_\_  
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DFG 107 (10/90)