



15 Day Continuation Notice of California Notice Register 2019, No. z2019-0325-01
Re: Drift Gill Net Transition Program

June 7, 2019

The California Department of Fish and Wildlife (Department) has published the Notice of Proposed Action to amend sections 106 and 107, and add Section 106.5 to Title 14, California Code of Regulations (CCR). The Office of Administrative Law (OAL) published the draft proposed regulations in the California Regulatory Notice Register on April 5, 2019, Register 2019, No. 14-Z: OAL Notice File No. z2019-0325-01, and were available for a 45-day public comment period through May 20, 2019 (the “Original Proposed Package”). A public hearing was held on May 23, 2019. This letter provides notice of a 15-day comment period on changes to the Original Proposed Package.

This 15-day comment period allows for public comments only on the Amended Initial Statement of Reasons (ISOR), as indicated by bolded double strikeout and bolded double underline to the Original Proposed Package, not on the aspects of the package that were already noticed during the initial 45-day period. The comments and respective responses from the 45-day period, and comments with responses from the 15-day period, will be published with the Final Statement of Reasons (FSOR), around the time the Department would adopt the revised regulations, and before the planned effective date of October 1, 2019.

The following changes to the Original Proposed Package address public comments and concern related to how the Transition Program would be implemented. The changes are described as follows:

- Add a new subsection (e) to Section 106.5, Title 14, CCR that details the process by a permittee may withdraw their intent from participation in the Transition Program. This new subsection (e) explains the means by which to withdraw (submit written notice to the Department’s License and Revenue Branch), as well as the timing (postmarked on or before January 1, 2021).
 - Add to page 2, “Steps for Surrender of Drift Gill Net Shark and Swordfish Permit,” on form DFW 1083 (Declaration of Intent to Participate in Drift Gill Net Transition Program) the language from the new subsection (e) detailing the process for a permittee to withdraw their intent from participation in the Transition Program.
- Re-assign the previous subsection (e) as new subsection (f) of Section 106.5, and expand on the interpretation that destroying a drift gill net means that it can no longer be used for drift gill net fishing.
- Insert the words “and approximate length” into the phrase “Indicate number of nets here” on form DFW 1083 under Section 3, Statement E. This changes the

language to read "Indicate number and approximate length of nets" so that net destroying entities can assess the weight, or overall amount of net they will be processing for destruction.

Any interested person, or his or her authorized representative, may submit written comments on the changes to the Original Proposed Package to the Department. All written comments must be received by the Department via mail, or e-mail, no later than **5:00 p.m. on Sunday, June 23, 2019**, to the contact as follows:

California Department of Fish and Wildlife
Regulations Unit – Drift Gill Net Transition Program
Attn: Ona Alminas, Sr. Environmental Scientist
1416 Ninth Street, Room 1342-A
Sacramento, CA 95814
Phone: 916-653-1902
Email: Regulations@wildlife.ca.gov

Please direct all questions on the substance of the proposed changes to the Original Proposed Package to the contact person listed above.

Additional information and all associated documents may be found on the Department of Fish and Wildlife website at: <https://www.wildlife.ca.gov/Notices/Regulations/DGN>.

Sincerely,

A handwritten signature in blue ink that reads "Michelle Selmon". The signature is written in a cursive, flowing style.

Michelle Selmon
Environmental Program Manager, Regulations Unit