

**APPENDIX A**

California Department of Fish and Wildlife

**STATE OF CALIFORNIA  
DEPARTMENT OF FISH AND WILDLIFE  
MINUTES OF THE PUBLIC HEARING**

**Date:** May 23, 2019

**Location:** California Department of Fish and Wildlife  
Los Alamitos Office Conference Room  
4665 Lampson Avenue, Suite C  
Los Alamitos, CA 90720

Hearing was also made available by webinar for remote participants

**Subject:** Amend Sections 106 and 107, Add Section 106.5, Title 14, California Code of Regulations (CCR), Drift Gill Net Transition Program

**CDFW staff attending:** John Ugoretz (Marine Region), Michelle Horeczko (Marine Region), Travis Buck (Marine Region), Kelly Kloos (Marine Region), Kristen Ondrejko (Marine Region), Ona Alminas (Regulations Unit)

**Members of the public attending:** In person: 16; Remote webinar: 17  
Mike Conroy (West Coast Fisheries Consultants), Damien Schiff (Pacific Legal Foundation), Scott Fosmark (Drift Gill Net (DGN) Permittee), Kathleen Fosmark, Dania Williams (Ventura County Commercial Fishermen's Association), Gary Burke (DGN Permittee), John Ford (DGN Permittee), Misty Dunmore, Fred Hepp (DGN Permittee), Tim Mulcahy (DGN permittee), Austen Brown, Pietro Buompensiero (DGN Permittee), Bob Kurz (CCA/ IGFA), Andrew Rasmussen (DGN Permittee), Terry Wilmarth (DGN Permittee), Kip Whited (DGN Permittee), Malcolm Lee (DGN Permittee), Tom Wraith (DGN Permittee), Arthur Lorton (DGN permittee), Jon Gonzales (Pacific Seafood), Tara Brock (Oceana), Jaclyn Johnson (Bureo), Rebekah Staub (Turtle Island Restoration Network), Gilly Lyons (Pew), Wayne Kotow (Coastal Conservation Association California), Ashley Blacow (Oceana), Taylor Debevec (National Oceanic Atmospheric Administration; NOAA), Chris Fanning (NOAA), Micayla Kiepert (NOAA), Lyle Enriquez (NOAA), Amber Rhodes (NOAA), Tina Fahy (NOAA), Jessica Short (NOAA)

**11:00 A.M. Hearing Opening by John Ugoretz**

Mr. Ugoretz, Environmental Program Manager for the Department of Fish and Wildlife (Department) welcomed everyone to the meeting and allowed Department staff, as well as other attendees to introduce themselves. He asked people to sign in and, if they were planning to speak, to submit a speaker card in order to be called upon later in the meeting.

Mr. Ugoretz described the purpose of the hearing under the Administrative Procedure Act (APA), and reminded everyone that oral comments voiced would become part of the rulemaking record. Mr. Ugoretz also reminded the audience that the hearings' proceedings were being recorded to ensure accurate characterization of comments received for Department response, and minutes would also be included in the record.

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### **11:15 A.M. Brief presentation on the proposed regulations**

Mr. Ugoretz explained that the purpose of the meeting was to receive supplemental comments on the proposed regulations. He also explained that the formal comment period closed on May 20, 2019, and that additional comments would only be accepted during this hearing. Mr. Ugoretz explained the ground rules for the hearing.

Mr. Ugoretz then provided an overview of the proposed regulatory package, explaining that Senate Bill No. 1017 requires the Department to establish a voluntary drift gill net shark and swordfish permit transition program by March 31, 2020. Mr. Ugoretz explained the Department is proposing to amend Sections 106 and 107, and to add Section 106.5, Title 14, CCR. In Section 106, references to State logbook requirements are proposed to be removed for consistency. Section 106.5 is proposed to be added, which establishes the form required to participate in the Transition Program, details the program process and requirements, and defines “approved net destruction entities”. Section 107 is proposed to be amended to remove references to a State logbook, and to update allowed fishing gear for consistency.

**11:30 A.M – 1:00 P.M. Public Comments.** Individual comments received at the public hearing. These comments, as well as the Department’s responses are summarized in **Appendix B**.