

## STAFF SUMMARY FOR FEBRUARY 21, 2020

**21. NON-REGULATORY REQUESTS****Today's Item**Information Action 

This is a standing agenda item for FGC to act on non-regulatory requests from the public.

**Summary of Previous/Future Actions**

- FGC received requests Dec 11-12, 2019; Sacramento
- **Today's potential action on requests Feb 21, 2020; Sacramento**

**Background**

FGC provides direction regarding requests from the public received by mail and email and during general public comment at the previous FGC meeting. Public requests for non-regulatory action follow a two-meeting cycle to ensure proper review and consideration.

- (A) **Non-regulatory requests.** Non-regulatory requests scheduled for consideration today were received at the Dec 2019 meeting in one of three ways: (1) submitted by the comment deadline and published as tables in the meeting binder, (2) submitted by the supplemental comment deadline and delivered at the meeting, or (3) received during public comment at the meeting.

Today, five non-regulatory requests received at the Dec 2019 meeting are scheduled for action. Exhibit A1 summarizes and contains staff recommendations for each request.

- (B) **Pending non-regulatory requests.** This item is an opportunity for staff to provide a recommendation on non-regulatory requests that were schedule for action at a previous meeting and referred by FGC to staff or DFW for further review.

There are no pending non-regulatory requests for today.

**Significant Public Comments (N/A)****Recommendation**

**FGC staff:** Adopt the staff recommendations as reflected in Exhibit A1.

**Exhibits**

1. [List of non-regulatory requests and staff recommendations for requests received through Dec 12, dated Jan 24, 2020](#)

**Motion/Direction**

- (A) Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the Commission adopts the staff recommendations for action on the December 2019 non-regulatory requests.

**OR**

Moved by and by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the Commission adopts the staff recommendations for action on the December 2019 non-regulatory requests, except for the item(s) \_\_\_\_\_ for which the action is \_\_\_\_\_.

## CALIFORNIA FISH AND GAME COMMISSION - NONREGULATORY REQUESTS

*Revised 1/24/2020*

FGC: California Fish and Game Commission | DFW: California Department of Fish and Wildlife | WRC: Wildlife Resources Committee | MRC: Marine

Date Received	Name/ Organization of Requestor	Subject	Short Description	Category	Current Status	FGC Receipt meeting	Action Scheduled	Recommendation
11/19/19	Heidi Gregory, Tomales Bay Oyster Company	Amendment to state water bottom lease	Request for an amendment to State Water Bottom Lease No. M-430-05 for purposes of aquaculture to add approved species and amend approved culture methods.	Marine	Active	12/11-12/2019	2/20-21/2020	<b>REFER</b> to DFW and schedule for action once DFW has completed its review and recommendation. Requestor will be notified when scheduled.
11/20/19	Ken Bates	Experimental gear permit	Request for issuance of an experimental gear permit to take Pacific Herring in Humboldt Bay by lampara net.	Marine	Active	12/11-12/2019	2/20-21/2020	FGC's authority to approve experimental gear permits was repealed through statute (Jan 2019), but replaced with authorization for an experimental fishing permit (EFP) program upon adopting regulations. The EFP program is currently under development. Requestor has been notified; requestor may resubmit request once authorizing regulations are in place. <b>No further action recommended.</b>
11/29/19	Paul Eisenhardt for Sheryl Keller	Bear behavior management	Request for assistance and/or guidance on how to address problematic bear behavior (i.e., repeated house break-ins) in Chamberlands at Lake Tahoe.	Wildlife	Active	12/11-12/2019	2/20-21/2020	<b>REFER</b> to DFW
12/6/19	Tom Schiff	Recreational take of swordfish	Request for FGC to track increases in recreational swordfish take occurring along southern California waters; a reported 150 have been taken this year (prior years in single digits) using "Deep Drop" squid bait with big reels, electric assisted gear, at 800-1,000+ feet.	Marine	Active	12/11-12/2019	2/20-21/2020	<b>REFER</b> to MRC to discuss swordfish management and request that DFW review and provide recommendations.
12/2/19	Brandon Scott Barney, Primary Ocean, for Sustainable Ocean Harvest	Kelp harvest plan	Submits a mechanical harvest plan as required in regulation before commercial kelp harvest using mechanical harvester.	Marine	Active	12/11-12/2019	2/20-21/2020	<b>REFER</b> to DFW and direct staff to work with DFW to return with recommendation.