



Tracking Number: (2021-013_)

To request a change to regulations under the authority of the California Fish and Game Commission (Commission), you are required to submit this completed form to: California Fish and Game Commission, (physical address) 1416 Ninth Street, Suite 1320, Sacramento, CA 95814, (mailing address) P.O. Box 944209, Sacramento, CA 94244-2090 or via email to FGC@fgc.ca.gov. Note: This form is not intended for listing petitions for threatened or endangered species (see Section 670.1 of Title 14).

Incomplete forms will not be accepted. A petition is incomplete if it is not submitted on this form or fails to contain necessary information in each of the required categories listed on this form (Section I). A petition will be rejected if it does not pertain to issues under the Commission’s authority. A petition may be denied if any petition requesting a functionally equivalent regulation change was considered within the previous 12 months and no information or data is being submitted beyond what was previously submitted. If you need help with this form, please contact Commission staff at (916) 653-4899 or FGC@fgc.ca.gov.

SECTION I: Required Information.

Please be succinct. Responses for Section I should not exceed five pages

1. Person or organization requesting the change (Required)

Name of primary contact person: Tom Noto
Address: [REDACTED]
Telephone number: ([REDACTED])
Email address: [REDACTED]

2) Rulemaking Authority (Required) - Reference to the statutory or constitutional authority of the Commission to take the action requested Sections 7078, 7701, 7708, 8026, 8425 and 8429.5, Fish and Game Code: |

3) Overview (Required) - Summarize the proposed changes to regulations: |

This petition will be to change regulations in Section 149 of Title 14, California Code of Regulations. Return the fishing times in the Monterey Bay region back to the way they were historically: Fishing to be allowed starting Monday morning at 12:00am to 11:59am every day through Friday at noon. Additionally, there shall be no squid commercial fishing from noon Friday through 11:59pm Sunday night. The area for which the proposed additional time restrictions would apply is within a line that starts at Cypress Point and then goes north-east to the Moss Landing Harbor entrance, and all waters therein shoreward. Additionally, no vessel participating in this fishery shall display any lights prior to the opening time other than navigation lights.

4) Rationale (Required) - Describe the problem and the reason for the proposed change. |
It is our deep concern that increased in fishing pressure in this area is not allowing enough time for squid to spawn.



As the Commission knows, the sustainability of market squid is addressed using three tools: 1) the California coastwide cap on harvest of 118,000 short tons, 2) a number of state MPA’s are in regions of known frequent squid spawning, thereby guaranteeing safe spawning areas, and 3) time closures to allow for spawning, which are the subject of this petition to modify.

Over the past approximately ten years, Districts 16 and part of 17 in or near Monterey Bay have seen an increasingly large fleet of permitted purse sein vessels and light boats fishing squid very hard. These vessels will set on small schools of squid of only a ton or two, and fish in any weather. It is the observation of Monterey’s historic squid fishermen, who represent three generations of current, active fishing, that the existing time closure rule (open noon Sunday through noon Friday) does not offer enough time for squid to adequately spawn in these conditions of high-pressure fishing. This conclusion has developed over several years of observations.

In offering this petition to the Commission, we want to be very clear that we are only addressing conditions in the Monterey Bay region; we make no assertion that concerns about inadequate spawning time exists in any other California region.

The area for which the proposed additional time restriction would include is all waters shoreward of a line drawn from Cypress Point north-east to the Moss Landing Harbor entrance.

To equitably regulate the start time, we propose that no vessel participating in this fishery shall display any lights prior to the opening time other than navigation lights.

Monterey’s Historic Squid Boat Owners are also aware of the national and state discussions of concepts of regional management. This is in part due to anticipated effects of changing ocean conditions, and also from the body of socioeconomic work that concludes that those who live in communities that have a direct interest in the condition of the natural resources that those communities rely on can/should contribute to the management of those resources.

Last, the time closure proposed by this petition is requested for a five year period, with the expectation that a report will be provided to the Commission with a recommendation to either renew, or end, the additional harvest time restrictions.

SECTION II: Optional Information

5) **Date of Petition:** [06/18/2021.]

6) **Category of Proposed Change**

- Sport Fishing
- Commercial Fishing
- Hunting
- Other, please specify: [Click here to enter text.]



7) **The proposal is to:** (To determine section number(s), see current year regulation booklet or <https://govt.westlaw.com/calregs>)

1. Amend Title 14 Section(s) 14 CCR § 149

§ 149. Commercial Taking of Market Squid.

c) Time Closures. North of a westerly extension of the United States - Republic of Mexico boundary line:

(1) Fishing Days: Market squid may not be taken for commercial purposes between 1200 hours (noon) on Friday and 1200 hours (noon) on Sunday of each week, except as provided below: The allowed fishing times in the area seaward of a line drawn from Cypress Point north-east to the Moss Landing Harbor entrance in the Monterey Bay region will start Monday night at 12:00am through 11:59am every day through Friday at noon. No squid commercial fishing in this area from noon Friday through 11:59pm Sunday night. Additionally, no vessel participating in this fishery shall display any lights prior to the opening time other than navigation lights.

Add New Title 14 Section(s): [Click here to enter text.](#)

Repeal Title 14 Section(s): [Click here to enter text.](#)

Amend this section as shown above.

2. **If the proposal is related to a previously submitted petition that was rejected, specify the tracking number of the previously submitted petition** [Click here to enter text.](#)

Or Not applicable.

3. **Effective date:** If applicable, identify the desired effective date of the regulation. If the proposed change requires immediate implementation, explain the nature of the emergency:

September 1, 2021 or immediately

Supporting documentation: Identify and attach to the petition any information supporting the proposal including data, reports and other documents: [Reports from Sunday & Monday fish caught.](#)

4. **Economic or Fiscal Impacts:** Identify any known impacts of the proposed regulation change on revenues to the California Department of Fish and Wildlife, individuals, businesses, jobs, other state agencies, local agencies, schools, or housing: [Click here to enter text.](#)

5. **Forms:** If applicable, list any forms to be created, amended or repealed:

[N/A](#)

SECTION 3: FGC Staff Only

Date received: [6/18/2021](#)

FGC staff action:
X Accept - complete

PETITION TO THE CALIFORNIA FISH AND GAME COMMISSION FOR REGULATION CHANGE



- Reject - incomplete
- Reject - outside scope of FGC authority

Tracking Number

Date petitioner was notified of receipt of petition and pending action: 6/18/21, 7/14/21

Meeting date for FGC consideration: Oct 13-14, 2021

FGC action:6/18/21,

- Denied by FGC
- Denied - same as petition _____

Tracking Number

- Granted for consideration of regulation change