



## **SOUTHERN ROCK CRAB TRAP PERMIT TRANSFER PROVISIONS**

### **IMPORTANT DATE TO ACCEPT APPLICATIONS FOR 2018-2019 PERMIT YEAR**

The Department of Fish and Wildlife's License and Revenue Branch will begin accepting requests to transfer Southern Rock Crab Trap Permits (SRCTP) for the 2018-2019 permit year on Monday, April 2, 2018.

Effective 30 calendar days after November 1, 2010, pursuant to Section 125(e), Title 14, of the California Code of Regulations (CCR), any commercial fisherman with a valid SRCTP may transfer his/her permit to any person, who is licensed as a California commercial fisherman, subject to the following conditions.

### **APPLYING TO TRANSFER A SOUTHERN ROCK CRAB TRAP PERMIT**

The following items must be submitted with the transfer request:

- A notarized letter from the permit holder requesting of the SRCTP, which identifies the transferee.
- The original valid SRCTP.
- A copy of the transferee's California Commercial Fishing License.
- A copy of the transferee's General Trap Permit.
- Nonrefundable transfer fee of \$1000.

**NOTE:** Not more than five (5) southern rock crab trap permits shall be transferred by the Department during each permit year (April 1- March 31). Applications shall be processed in the order received in a permit year, pursuant to Section 125(e)(3), Title 14, of the CCR.

### **DEATH OF PERMITTEE**

In the event of the death of the permit holder, the estate of the holder of a SRCTP may renew that permit if needed to keep it valid. The estate of the decedent may transfer the SRCTP not later than two years from the date of the death of the permit holder as listed on the death certificate, pursuant to Section 125(e)(4), Title 14, of the CCR.

The estate must submit all of the following with the transfer request:

- A notarized written request that identifies the deceased permit holder and the transferee. The request must be received no later than two years from the date of the death of the permit holder as listed on the death certificate.
- A court document naming the executor of the estate.
- A copy of the death certificate.
- The deceased's original valid SRCTP.
- A copy of the transferee's valid California Commercial Fishing License.
- A copy of the transferee's valid General Trap Permit.
- Nonrefundable transfer fee of \$1000.

A Southern Rock Crab Trap Permit, shall expire if the permit is not transferred by the end of the two year period, pursuant to Section 125(f)(5), Title 14, of the CCR.

## **DEPARTMENT'S EVALUATION TIME FOR A TRANSFER OF A SRCTP**

Evaluation of the transfer request may be completed within 20 business days after receipt by the License and Revenue Branch provided additional documentation is not required. If approved, a letter authorizing the transfer will be sent to the permittee and the reissued SRCTP will be mailed to the transferee to complete the transfer process.

### **Mail documents and transfer fee to:**

California Department of Fish and Wildlife  
1740 N. Market Blvd.  
Sacramento, California 95834  
Attn: Debbie Noriega

## ***TITLE 14, CALIFORNIA CODE OF REGULATIONS EXCERPTS***

### **§125. Commercial Rock Crab Permits.**

(e) Transferable Southern Rock Crab Trap Permit Issuance.

(1) 30 calendar days after the effective date of these regulations, each individual possessing a valid southern rock crab trap permit that has not been suspended or revoked shall have his or her permit designated by the department as a transferable southern rock crab trap permit. The permit holder may apply to transfer that permit to another person who possesses a valid commercial fishing license issued pursuant to Section 7852 of the Fish and Game Code that has not been suspended or revoked, and a valid general trap permit issued pursuant to Section 9001 of the Fish and Game Code that has not been suspended or revoked. Transfer applications shall be completed by the permit holder, or the estate of a deceased permit holder.

(2) The application to transfer a southern rock crab trap permit shall be in the form of a notarized letter from the existing permit holder or the permit holder's estate that identifies the transferee, and shall include the original or a copy of the transferable southern rock crab trap permit, a copy of the transferee's commercial fishing license and general trap permit, and the permit transfer fee specified in Section 705. The application shall be submitted to the department's License and Revenue Branch, 1740 N. Market Boulevard, Sacramento, CA 95834. Subject to the limitations described in subsection (e)(3), each eligible transferee shall be issued a southern rock crab trap permit that is valid for the remainder of the current permit year. The transferee may renew the southern rock crab trap permit in subsequent years pursuant to subsection (f).

(3) Not more than five (5) southern rock crab trap permits shall be transferred by the department during each permit year (April 1 – March 31). Applications shall be processed in the order received in a permit year. Applications and transfer fees received after the annual limit of five (5) permit transfers has been reached shall be returned to the applicants. Applicants may resubmit their application on or after the first day of the following permit year for consideration. If on any given day the number of applications received is greater than the number of available transfers, the department shall conduct a manual drawing to determine which application(s) shall be processed.

(4) The transfer limit imposed by this subsection shall not apply in the event of the death of a permit holder. The estate of the decedent may transfer the valid permit pursuant to subsection (e)(2) not later than two (2) years from the date of death of the permit holder as stated on the death certificate.

(f) Southern Rock Crab Trap Permit Renewal. (1) Southern rock crab trap permits shall be renewed annually. (2) An individual is eligible to apply for renewal of a southern rock crab trap permit if he or she meets the following criteria: (A) The individual is a licensed commercial fisherman; (B) The individual possesses a valid general trap permit issued pursuant to Fish and Game Code Section 9001 that has not been suspended or revoked; and (C) The individual either held a valid southern rock crab trap permit during the immediately preceding permit year, or was issued a transferable southern rock crab trap

permit pursuant to subsection (e). (3) To apply for a permit, each year eligible individuals shall submit to the department the renewal application indicated in and fee specified in Section 705. (4) All renewal applications indicated in and fees specified in Section 705 shall be received by the department, or, if mailed, postmarked on or before April 30 of each year. Late fee, and late fee deadlines, are specified in Fish and Game code Section 7852.2.

(5) The eligibility requirements imposed by this subsection shall not apply in the event of the death of a permit holder. The estate of the decedent may renew the permit, for the purpose of maintaining its validity, for a period of two (2) years from the date of death of the permit holder as stated on the death certificate by contacting the department's License and Revenue Branch, 1740 N. Market Boulevard, Sacramento, CA 95834. If by the end of the two (2) year period the permit is not transferred pursuant to subsection (e)(2), the permit shall expire.

**§ 705. Commercial Fishing Applications, Permits, Tags and Fees.**

(b)(10) Southern Rock Crab Trap Permit Transfer Fee \$1,000.00.

(d) Pursuant to the provisions of Section 699, Title 14, the department shall annually adjust the fees of all license, stamps, permits, tags, or other entitlement required by regulations set forth in this section.

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