

## STAFF SUMMARY FOR OCTOBER 9-10, 2019

**5. TRIBAL COMMITTEE (TC)****Today's Item**Information Action 

Receive summary from the Oct 8, 2019 TC meeting and potentially adopt TC recommendations. Receive update on TC work plan and draft timeline. Discuss and consider approving new topics for TC review.

**Summary of Previous/Future Actions**

- Most recent TC meeting Oct 8, 2019; TC, Valley Center
- **Today consider TC recommendations and potential new topics** **Oct 9-10, 2019; Valley Center**
- Next TC meeting Jan 17, 2020; TC, Los Angeles area

**Background*****TC Work Plan and Timeline***

TC works under FGC direction to set and accomplish its work plan (Exhibit 1). The agenda for the Oct 8 TC meeting (Exhibit 2) included five substantive items:

1. Discuss a co-management definition
2. Discuss potential commercial kelp and algae harvest regulation changes
3. Recommendation for DFW-managed lands regulations
4. Recommendation for changes to FGC meeting procedures regulations related to TC
5. Discuss potential topics for the annual FGC tribal planning meeting

In addition, TC received updates from FGC staff, FGC Marine and Wildlife resource committees, and other state agencies, as well as updates on the effort to develop simplified statewide inland sport fishing regulations.

During today's agenda item, a verbal report will be provided about the Oct 8 TC meeting and any resulting recommendations for FGC consideration.

***TC Workgroup***

As requested by TC and approved by FGC in Jun 2019, staff hosted a webinar/teleconference with representatives of California tribes and tribal communities to further progress on discussions around a co-management definition and potential commercial kelp and algae harvest management regulation changes. A half-dozen representatives participated with staff.

***New TC Topics***

No new topics are proposed by staff at this time.

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

Consider recommendations developed on Oct 8, which will be presented verbally to FGC today.

STAFF SUMMARY FOR OCTOBER 9-10, 2019

**Exhibits**

1. [TC work plan, updated September 2019](#)
2. [Agenda for Oct 8, 2019 TC meeting](#)

**Motion/Direction**

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the Commission approves the \_\_\_\_\_ recommendations from the October 8, 2019 Tribal Committee meeting.

**California Fish and Game Commission Tribal Committee**

**Work Plan: Topics and Timeline for Items Referred to TC from FGC**

*Updated September 2019*

Topic	Type / Lead	Goal(s)	2019		2020 *
			Jun Redding	Oct San Diego	Jan Los Angeles
<b>Special Projects</b>					
Co-management	TC Project	Develop a definition for co-management	X	X	X
Tribal advisory body	TC Project	Explore options for an advisory body to provide input to TC co-chairs	X/R		
<b>Regulatory/Legislative</b>					
Kelp and algae harvest management regulations	DFW Project and Regulation Change	Updates; then recommendation and guidance	X	X/R	
Simplification of statewide inland fishing regulations	DFW Project and Regulation Change	Updates; then recommendation and guidance	X	X	X
Operating principles/practices and add TC to FGC meeting procedures	Regulation Change	Amend Section 665, Title 14, California Code of Regulations	X	X/R	
DFW-managed lands	DFW Project and Regulation Change	Amend Section 550, 550.5, and 551, Title 14, California Code of Regulations	X	X/R	
<b>Developing Management Issues</b>					
FGC climate policy	FGC Policy	During development of a policy for FGC, make recommendations and provide guidance			
Coastal fishing Communities Project	MRC Project	Updates and guidance	X	X	X
<b>Management Plans</b>					
Sheep, deer, antelope, trout, abalone, kelp/seaweed	DFW	Updates and guidance (timing as appropriate for each plan)	X	X	X
<b>Informational Topics</b>					
Poseidon, a web-based data collection and analysis tool	The Nature Conservancy	Learn more about a new tool under development to aid in data collection and analysis for harvested species		X	
Status of abalone in California	DFW	Update			
Commercial seaweed and kelp harvest	DFW	Understand current levels of commercial kelp and seaweed harvest (how much, which species, where, etc.)			
Kelp recovery efforts	DFW	Update (as requested)			
Studies of pinnipeds and California's fisheries	DFW	Understand what studies have been conducted on pinnipeds, how they affect California's fisheries, and options for addressing impacts			
Cross-pollination with MRC and WRC	FGC Committee Coordination	Identify tribal concerns and common themes with WRC and MRC	X	X	X
Annual tribal planning meeting for coordination and consultation, pursuant to Commission's tribal consultation policy	FGC Policy	(1) Share anticipated regulatory and policy topics to be considered this year, (2) identify tribal priorities from within topics, (3) develop collaborative interests, (4) contribute to planning logistics for annual meeting, and (5) review progress on topics discussed at annual meeting.	X	X	X
Marine Protected Areas Statewide Leadership Team	OPC Project	Update on tribal participation in the Marine Protected Areas Statewide Leadership Team and implementation of the leadership team work plan	X	X	X
Proposition 64 (cannabis)	DFW/LED	Update on implementation (as requested)	X		
Wildfire impacts and state response	DFW	Update (as requested)	X		
FGC regulatory calendar	FGC	Update	X	X	X

X = Discussion scheduled

X/R = Discussion with recommendation developed and moved to FGC

FGC = California Fish and Game Commission TC = FGC's Tribal Committee

MRC = FGC's Marine Resources Committee WRC = FGC's Wildlife Resources Committee

DFW = California Department of Fish and Wildlife LED = DFW's Law Enforcement Division

**Commissioners**

**Eric Sklar**, President

Saint Helena

**Jacque Hostler-Carmesin**, Vice President

McKinleyville

**Russell E. Burns**, Member

Napa

**Peter S. Silva**, Member

Jamul

**Samantha Murray**, Member

Del Mar

STATE OF CALIFORNIA

Gavin Newsom, Governor

**Melissa Miller-Henson**

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## Fish and Game Commission



*Wildlife Heritage and Conservation*

*Since 1870*

### TRIBAL COMMITTEE

Committee Co-Chairs: Commissioner Hostler-Carmesin and Commissioner Silva

### **Revised\* Meeting Agenda** **October 8, 2019, 12:00 p.m.**

\*This agenda is revised to add information about and instructions for participating in the meeting via webinar or teleconference.

#### ***Participate in Person***

Rincon Government Center, One Government Center Lane  
Valley Center, CA 92082

#### ***Participate via Webinar***

[Link Here to Join the Webinar](https://cawildlife.webex.com/cawildlife/j.php?MTID=m2a0707d04fc4b05c6468bcdeaa503891)

Or, copy and paste this URL into your Internet browser:

<https://cawildlife.webex.com/cawildlife/j.php?MTID=m2a0707d04fc4b05c6468bcdeaa503891>

If you join the webinar using the **desktop** version of WebEx, you will be able to use your computer camera and speakers to participate in the meeting.

If you use the **web-based** version of WebEx, you will only be able to listen to the meeting; in order to actively participate in the meeting conversations, you must also call into the meeting using the phone number below.

#### ***Participate via Teleconference***

Call (877) 402-9753 or (636) 651-3141; access code 832 4310

This meeting will be audio-recorded.

**NOTE: Please see important meeting procedures and information at the end of the agenda. Unless otherwise indicated, the California Department of Fish and Wildlife is identified as Department.** All agenda items are informational and/or discussion only. The Committee develops recommendations to the Commission but does not have authority to make policy or regulatory decisions on behalf of the Commission.

Call to order

#### **1. Consider approving agenda and order of items**

- 2. General public comment for items not on the agenda**  
The Committee may not discuss or take action on any matter raised during this item, except to consider whether to recommend that the matter be added to the agenda of a future meeting. [Sections 11125, 11125.7(a), Government Code]
- 3. Co-management definition**  
Discuss a co-management definition as follow-up to the co-management vision statement adopted by the Commission.
- 4. Kelp and algae commercial harvest regulations**  
Discuss tribal interests related to potential regulation changes for commercial kelp and algae harvest.
- 5. Committee recommendations for Commission meeting procedures**  
Discuss and consider approving recommendations for changes to Commission meeting procedure regulations related to the Committee.
- 6. Department-managed lands regulations**  
Receive Department overview of proposed changes to public use on Department-managed lands regulations and potential Committee recommendation.
- 7. Statewide inland fishing regulations**  
Receive Department update on efforts to develop simplified statewide inland fishing regulations.
- 8. Annual tribal planning meeting**  
Discuss potential topics for 2020 Commission tribal planning meeting held annually pursuant to the Commission's Tribal Consultation Policy.
- 9. Staff and other committee updates**  
Commission staff will highlight items of note since the last Committee meeting.
  - (A) Executive director
  - (B) Marine Resources Committee
  - (C) Wildlife Resources Committee
- 10. Agency updates**  
Other state agencies will highlight items of note since the last Committee meeting.
  - (A) Department, including potential updates from Law Enforcement Division, Fisheries Branch, Wildlife Branch, and Marine Region
  - (B) Other
- 11. Future agenda items**
  - (A) Review work plan agenda topics and timeline
  - (B) Potential new agenda topics for Commission consideration

Adjourn

## California Fish and Game Commission 2019 and 2020 Meeting Schedule

**Note:** As meeting dates and locations can change, please visit [www.fgc.ca.gov](http://www.fgc.ca.gov) for the most current list of meeting dates and locations.

2019			
Meeting Date	Commission Meeting	Committee Meeting	Other Meetings
November 5		<b>Marine Resources</b> Natural Resources Building 12 <sup>th</sup> Floor Conference Room 1416 Ninth Street, Room 1206 Sacramento, CA 95814	
December 11-12	Natural Resources Building Auditorium, First Floor 1416 Ninth Street Sacramento, CA 95814		

2020			
Meeting Date	Commission Meeting	Committee Meeting	Other Meetings
January 16		<b>Wildlife Resources</b> Los Angeles area	
January 17		<b>Tribal</b> Los Angeles area	
February 5-6	Natural Resources Building Auditorium, First Floor 1416 Ninth Street Sacramento, CA 95814		
March 17		<b>Marine Resources</b> Justice Joseph A. Rattigan Building Conference Room 410 (4 <sup>th</sup> Floor) 50 D Street Santa Rosa, CA 95404	
March 18			<b>Annual Tribal Planning Meeting</b> Justice Joseph A. Rattigan Building Conference Room 410 (4 <sup>th</sup> Floor) 50 D Street Santa Rosa, CA 95404
April 15-16	Natural Resources Building Auditorium, First Floor 1416 Ninth Street Sacramento, CA 95814		

2020			
Meeting Date	Commission Meeting	Committee Meeting	Other Meetings
May 14	<b>Teleconference</b> Santa Rosa, Sacramento, Arcata, and San Diego		
May 14		<b>Wildlife Resources</b> Justice Joseph A. Rattigan Building Conference Room 410 (4 <sup>th</sup> Floor) 50 D Street Santa Rosa, CA 95404	
June 24-25	Santa Ana area		
July 21		<b>Marine Resources</b> San Clemente area	
August 18		<b>Tribal</b> Fortuna area	
August 19-20	Fortuna area		
September 17		<b>Wildlife Resources</b> Natural Resources Building Redwood Room, 14 <sup>th</sup> Floor 1416 Ninth Street Sacramento, CA 95814	
October 14-15	Elihu M Harris Building Auditorium 1515 Clay Street Oakland, CA 94612		
November 9		<b>Tribal</b> Monterey area	
November 10		<b>Marine Resources</b> Monterey area	
December 9-10	San Diego area		

### OTHER 2019 and 2020 MEETINGS OF INTEREST

#### Association of Fish and Wildlife Agencies

- March 8-13, 2020, Omaha, NE
- September 13-16, 2020, Sacramento, CA

#### Pacific Fishery Management Council

- November 13-20, 2019, Costa Mesa, CA
- March 3-9, 2020, Rohnert Park, CA
- April 3-10, 2020, Vancouver, WA
- June 11-18, 2020, San Diego, CA

- September 10-17, 2020, Spokane, WA
- November 13-20, 2020, Garden Grove, CA

**Pacific Flyway Council**

- March 10, 2020 (location TBD)
- August 2020 (date/location TBD)

**Western Association of Fish and Wildlife Agencies**

- January 9-12, 2020, Monterey, CA
- July 9-14, 2020, Park City, UT

**Wildlife Conservation Board**

- November 21, 2019, Sacramento, CA
- 2020 (dates/locations TBD)



## IMPORTANT COMMITTEE MEETING PROCEDURES INFORMATION

Welcome to a meeting of the California Fish and Game Commission's Tribal Committee. The Committee is chaired by up to two Commissioners; these assignments are made by the Commission.

The goal of the Committee is to allow greater time to investigate issues before the Commission than would otherwise be possible. Committee meetings are less formal in nature and provide for additional access to the Commission. The Committee follows the noticing requirements of the Bagley-Keene Open Meeting Act. It is important to note that the Committee chairs cannot take action independent of the full Commission; instead, the chairs make recommendations to the full Commission at regularly scheduled meetings.

The Commission's goal is the preservation of our heritage and conservation of our natural resources through informed decision making; Committee meetings are vital in developing recommendations to help the Commission achieve that goal. In that spirit, we provide the following information to be as effective and efficient toward that end. Welcome, and please let us know if you have any questions.

### PERSONS WITH DISABILITIES

Persons with disabilities needing reasonable accommodation to participate in public meetings or other Commission activities are invited to contact the Reasonable Accommodation Coordinator at (916) 651-1214. Requests for facility and/or meeting accessibility should be received at least 10 working days prior to the meeting to ensure the request can be accommodated.

### SUBMITTING WRITTEN MATERIALS

The public is encouraged to attend Committee meetings and engage in the discussion about items on the agenda; the public is also welcome to comment on agenda items in writing. You may submit your written comments by one of the following methods (only one is necessary): **Email** to [fgc@fgc.ca.gov](mailto:fgc@fgc.ca.gov); **mail** to California Fish and Game Commission, P.O. Box 944209, Sacramento, CA 94244-2090; **deliver** to California Fish and Game Commission, 1416 Ninth Street, Room 1320, Sacramento, CA 95814; or **hand-deliver to a Committee meeting**.

### COMMENT DEADLINES

The **Comment Deadline** for this meeting is **noon on October 4, 2019**. Comments received by this deadline will be made available to Commissioners. After this deadline, written comments may be delivered in person to the meeting – please bring five (5) copies of written comments to the meeting.

The Committee **will not** consider comments regarding proposed changes to regulations that have been noticed by the Commission. If you wish to provide comment on a noticed item, please provide your comments during Commission business meetings, via email, or deliver to the Commission office.

**Note:** Materials provided to the Committee may be made available to the general public.

## **REGULATION CHANGE PETITIONS**

As a general rule, requests for regulatory change need to be redirected to the full Commission and submitted on the required petition form, FGC 1, titled "Petition to the California Fish and Game Commission for Regulation Change" (Section 662, Title 14, CCR). However, at the Committee's discretion, the Committee may request that staff follow up on items of potential interest to the Committee and possible recommendation to the Commission.

## **SPEAKING AT THE MEETING**

Committee meetings operate informally and provide opportunity for everyone to comment on agenda items. If you wish to speak on an agenda item, please follow these guidelines:

1. Raise your hand and wait to be recognized by the Committee chair or co-chair(s).
2. Once recognized, please begin by giving your name and affiliation (if any) and the number of people you represent.
3. Time is limited; please keep your comments concise so that everyone has an opportunity to speak.
4. If you would like to present handouts or written materials to the Committee, please provide five copies to the designated staff member just prior to speaking.
5. If speaking during general public comment, the subject matter you present should not be related to any item on the current agenda (public comment on agenda items will be taken at the time the Committee members discuss that item). As a general rule, general public comment is an opportunity to bring matters to the attention of the Committee, but you may also do so via email or standard mail. At the discretion of the Committee, staff may be requested to follow up on the subject you raise.

## **VISUAL PRESENTATIONS/MATERIALS**

All electronic presentations must be submitted by the **Comment Deadline** and approved by the Commission executive director before the meeting.

1. Electronic presentations must be provided by email or delivered to the Commission on a USB flash drive by the deadline.
2. All electronic formats must be Windows PC compatible.
3. It is recommended that a print copy of any electronic presentation be submitted in case of technical difficulties.
4. A data projector, laptop and presentation mouse will be available.

**LASER POINTERS** may only be used by a speaker during a presentation.