



~California Dungeness Crab Task Force~

<http://www.opc.ca.gov/2009/04/dungeness-crab-task-force/>

Proposed amendments to Senate Bill 1093 based on the discussions of the California Dungeness crab task force (DCTF) at their August 9, 2010 meeting in Ukiah, CA. Page and line references are based on the August 2, 2010 version of SB1093.

Amendment 1

On page 3, line 13, after “sold” insert “after the northern season opener”

Amendment 2

On page 6, line 8, after “(b),” insert: “In consultation with the Dungeness Crab Task Force, or its appointed representatives”

Amendment 3

On page 6, lines 8, delete “institute” and insert: “develop”

Amendment 4

On page 7, line 7, after “permitholders” insert: “a portion of enforcement costs,”

Amendment 5

On page 7, line 7, after “program.” insert: “The fee shall not exceed \$2.00 per trap per year. In order to reduce the cost of buying and distributing tags, and to increase the amount of the proceeds of the sale of tags that are available for enforcement or other costs, the director may require that tags be used for two years. The cost of a two year tag shall not exceed \$4.00. All of the trap tags allocated to each permit as per section 8276.5.a shall be purchased by the permitholder or the crab permit shall be void.”

Amendment 6

On page 7, delete lines 37 through 40.

Amendment 7

On page 8, line 4, after “program” insert: “of sufficient magnitude to discourage noncompliance. The portion of monetary judgments for noncompliance that are paid to the Department shall be deposited in the Dungeness Crab Account of the Fish and Game Preservation Fund.”

Amendment 8

On page 8, line 10 delete “concurrence” and insert “advice”

Amendment 9

On page 9, line 8, after “program.” Insert: “The Task Force may periodically evaluate the impacts of the program and recommend changes to the Director who may modify its provisions as described in subsection (b) (2).”

Amendment 10

On page 8, delete lines 9 through 18, and insert: “The program shall not be implemented until the task force has had at least sixty days to review and recommend any changes. The director shall amend the program to make it consistent with any changes recommended by at least two thirds of the non-ex-officio members. The recommendations by the Task Force may include but shall not be limited to changes that would otherwise be inconsistent with limitations contained in this section. The director may implement the program sooner than sixty days after it is sent to the members of the task force, if an earlier date is included as a recommendation by the task force.

Amendment 11

On page 8, delete lines 19 through 21, and insert: Once the program is implemented, the Director may modify or eliminate it after consultation with the Task Force or its representatives and after providing the Task Force at least at least sixty days to review the proposed modifications and recommend any changes. The Director shall amend the proposed modifications to make them consistent with any changes recommended by at least two thirds of the non-ex-officio members. The recommendations by the Task Force may include but shall not be limited to changes that would otherwise be inconsistent with limitations contained in this section. The director may implement the modifications sooner than sixty days after it is sent to the members of the task force, if an earlier date is included as a recommendation by the task force.”

Amendment 12

One page 8, line 28, after “administering” insert: “and enforcing”

Amendment 13

On page 8, line 34, after “the” delete through “Treasury” on line 35 and insert: “Ocean Protection Council”

Amendment 14

On page 8, line 35 after “repaid” delete “with interest”

Amendment 15

On page 8, line 37, after “section.” insert: “The Ocean Protection Council shall give high priority to providing funds, or services to the Department, in addition to loans, to assist in the development of the pilot program, including but not limited to the costs of convening the Dungeness Crab Task Force, environmental review, and the Department’s costs of attending meetings with task force members.

Amendment 16

On page 9, line 1, delete “move” and insert: “evaluate moving”

Amendment 17

On page 9, delete lines 3 through 6 and insert: “For the purposes of this subdivision, discussion of “Fair Start Line” is limited to assessing the positive and/or negative implications of including district 10 in the Tri-State Agreement, including working with the Tri-State Dungeness crab committee to amend Oregon

and Washington laws to include district 10 in the regular season fair start clause, and including discussion of providing different rules for district 10 with regard to pre-season quality testing.