

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # *B-7

Urgent

Routine

AGENDA DATE September 11, 2012

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Adopt a Resolution Opposing Senate Bill 1148 (Pavley) Which Authorizes the Fish and Game Commission to Adjust Fees at its Discretion, Creates New Fees and Alters Funding Designated for the Hatcheries and Inland Fisheries Fund Established by AB 7 (Codgill).

STAFF RECOMMENDATIONS:

Adopt a Resolution Opposing California Senate Bill SB1148 (Pavley) which authorizes the Fish and Game Commission to adjust fees at its discretion, creates new fees and alters funding designated for the Hatcheries and Inland Fisheries Fund established by AB 7 (Codgill).

FISCAL IMPACT:

There is no fiscal impact upon Stanislaus County associated with the County Board of Supervisors opposing SB 1148. SB 1148 (Pavley) authorizes the Fish and Game Commission to adjust fees, create new fees and alters funding designated for the Hatcheries and Inland Fisheries Fund creating the potential for significant negative impact to hatcheries and inland fisheries and our local economy.

BOARD ACTION AS FOLLOWS:

No. 2012-459

On motion of Supervisor Withrow and approved by the following vote, Seconded by Supervisor Monteith

Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

ATTEST:


CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Adopt a Resolution Opposing Senate Bill 1148 (Pavley) Which Authorizes the Fish and Game Commission to Adjust Fees at its Discretion, Creates New Fees and Alters Funding Designated for the Hatcheries and Inland Fisheries Fund Established by AB 7 (Cogdill).

Page 2

DISCUSSION:

The Stanislaus County Board of Supervisors was requested to take a position in opposition to SB 1148 (Pavley). SB 1148 (Pavley) changes significant elements of AB 7 (Cogdill) that was passed in 2005 after three years of bi-partisan negotiation. AB 7 (Cogdill) created the Hatchery and Inland Fishery Fund and dedicated 33-1/3% of the sport-fishing license revenue to the Fund to be used to support fish hatcheries, the Heritage and California trout programs and related enforcement activities. This dedicated revenue stream is necessary to maintain California's hatcheries and inland fisheries and to help ensure the protection of fishing for all anglers. These programs provide significant economic benefit to rural areas, improve the quality of sport fishing and the local economies of these communities.

SB 1148 (Pavley) implements a number of changes to the governance of the Department of Fish and Game (DFG). The bill authorizes the Fish and Game Commission to set, at its discretion, fees for a number of fishing and hunting licenses. It also establishes a number of new fees for conservation and mitigation banking. The bill would divert revenue supporting local programs such as the improvement of California fisheries, the Heritage and Wild Trout Program and other local activities. This legislation will negatively impact rural communities that rely on sport fishing and tourism to sustain their local economies. SB 1148 (Pavley) will jeopardize the dedicated revenue which was created through AB 7 (Cogdill), has a likely potential to increase fees to anglers, will negatively impact the hatchery program and negatively impact the local sport fishing industry.

SB 1148 (Pavley) has been passed by both the State Assembly and Senate and is at the Governor's desk for consideration.

POLICY ISSUES:

This action is consistent with the Board's priority of Efficient Delivery of Public Services and supports a Strong Local Economy and a Strong Agricultural Heritage.

STAFFING IMPACT:

There is no staffing impact associated with this item.

CONTACT INFORMATION:

Monica Nino, Chief Executive Officer (209) 525-6333.

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Date: September 11, 2012

2012-459

On motion of Supervisor Withrow Seconded by Supervisor Monteith
and approved by the following vote,
Ayes: Supervisors: Chiesa, Withrow, Monteith, DeMartini, and Chairman O'Brien
Noes: Supervisors: None
Excused or Absent: Supervisors: None
Abstaining: Supervisor: None

Item # *B-7

THE FOLLOWING RESOLUTION WAS ADOPTED:

RESOLUTION IN OPPOSITION TO SB 1148 (PAVLEY)

WHEREAS, AB 7 (Cogdill) was passed by the California legislature in 2005 after three years of bipartisan negotiation; and

WHEREAS, AB 7 (Cogdill) established commencing July 1, 2006, 33 1/3% of the fees derived from the issuance of all sport fishing licenses, with the exception of revenue designated for deposit into the Abalone Restoration and Preservation Account be deposited into the Hatchery and Inland Fisheries Fund, which the bill established in the State Treasury; and

WHEREAS, AB 7 (Cogdill) provided that moneys in the fund may be used, upon appropriation by the Legislature, to support programs of the Department of Fish and Game related to the management, maintenance, and capital improvement of California's fish hatcheries, the Heritage and Wild Trout Program, and enforcement activities related thereto, and to support other activities eligible to be funded from revenue generated by sport fishing license fees; and

WHEREAS, AB 7 (Cogdill) required the sport fishing license fees collected and subject to appropriation to be used to attain state fish hatchery production goals relating to the release of trout, as specified, to fund regional permanent positions, seasonal aides, and other activities in the Heritage and Wild Trout Program and to the Department of Fish and Game to initiate and manage the restoration of naturally indigenous genetic stocks of trout to their original California source watersheds; and

WHEREAS, AB 7 (Cogdill) authorized the use of funds in the Hatchery and Inland Fisheries Fund to be used for the purpose of obtaining scientifically valid genetic determinations of California native trout stocks; and

WHEREAS, SB 1148 (Pavley) changes key provisions enacted in AB 7 (Cogdill); and

WHEREAS, SB 1148 (Pavley) re-prioritizes the mission at Fish and Game such that wild and native trout programs take priority over hatchery operations; and

WHEREAS, SB 1148 (Pavley) jeopardizes the 33 1/3% dedicated revenue that was created by AB 7 (Cogdill); and

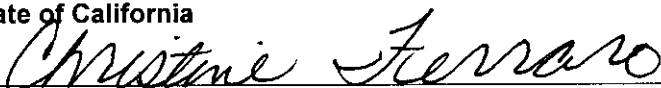
WHEREAS, SB 1148 (Pavley) has the potential to increase fees for local sport fishing; and

WHEREAS, SB 1148 (Pavley) threatens the economic health of rural communities through the endangerment of the sport fishing industry;

NOW, THEREFORE, BE IT RESOLVED, that the Stanislaus County Board of Supervisors does hereby adopt a resolution opposing SB 1148 and urges the Governor of the State of California to oppose the changes proposed by SB 1148 and to veto SB 1148 as a show of support to rural economies.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Senator Tom Berryhill, Senator Anthony Cannella, Assemblymember Bill Berryhill, Assemblymember Cathleen Galgiani, and Assemblymember Kristin Olsen.

ATTEST: **CHRISTINE FERRARO TALLMAN, Clerk**
Stanislaus County Board of Supervisors,
State of California



File No.