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[California Department of Fish and Wildlife](#).

# Notice of Proposed Emergency Regulations to Address Lost, Damaged, Abandoned, and Derelict Commercial Dungeness Crab Gear

[February 22, 2024](#)

You are being notified as a potential interested party for proposed regulations by the California Department of Fish and Wildlife (Department). The Department is providing a Notice of Proposed Emergency Action to amend Section (§)132.2, Title 14, California Code of Regulations (CCR).

NOTICE IS HEREBY GIVEN that the Department proposes to amend §132.2, Title 14, CCR to improve and expand opportunities for retrieval of lost, damaged, abandoned, or otherwise derelict commercial Dungeness crab traps (hereafter “lost or abandoned traps”).

The Department’s proposed action would allow permitted Dungeness crab vessels to retrieve an unlimited number of lost or abandoned traps as authorized by the Department Director pursuant to §132.8(f), Title 14, CCR, and clarify activities under the amended subsection notwithstanding the general prohibitions established by Fish and Game Code §9002.

Pursuant to the requirements of Government Code §11346.1, the Department is providing notice of proposed emergency action with regard to the above-entitled emergency regulation. The documents outlining the proposed emergency action can be found on the Department’s webpage at <https://wildlife.ca.gov/Notices/Regulations/gear-retrieval-expansion>.

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the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to the Office of Administrative Law, the Office of Administrative Law shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code §11349.6.

## WRITTEN COMMENT PERIOD

Any interested person may present statements, arguments, or contentions in writing, submitted via U.S. mail or e-mail, relevant to the proposed emergency regulatory action. Written comments submitted via U.S. mail or e-mail must be received at OAL within five days after the Department submits the emergency regulations to OAL for review.

Please reference comments as regarding ***“CDFW Emergency Regulations: Expand Retrieval of Lost or Abandoned Commercial Dungeness Crab Traps”*** addressed to:

Reference Attorney  
Office of Administrative Law  
300 Capitol Mall, Suite 1250  
Sacramento, CA 95814  
Email: [staff@oal.ca.gov](mailto:staff@oal.ca.gov)  
Fax No.: 916-323-6826

AND

Department of Fish and Wildlife  
Attn: Chelle Temple-King  
P.O. Box 944209, Sacramento, CA 94244-2090  
Email: [regulations@wildlife.ca.gov](mailto:regulations@wildlife.ca.gov)

The Department anticipates it will submit the rulemaking to OAL on or after February 29, 2024. For the status of the Department’s submittal to OAL for review and the end of the five-day written submittal period, please consult OAL's website at <http://www.oal.ca.gov> under the heading “Emergency Regulations.”

The current rulemaking file for this proposal consists of the following documents:

- [Notice of Proposed Emergency Action \(PDF\)\(opens in new tab\)](#)
- [Proposed regulatory text - Amend section 132.2 \(PDF\)\(opens in new tab\)](#) (Title 14, CCR; shown by strikeout/underline)

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- Economic and Fiscal Impact Statement (Form 399) and addendum (available upon request)

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