

Section 1.74, Title 14, CCR, is amended as follows:

(Originally noticed language (shown in double strikeout) was replaced by updated language for Section 1.74 which was made effective during this rulemaking.)

~~**1.74. Salmon Punch Card and Steelhead Fishing Report Card Requirements.**~~

~~(a) Anglers must have a nontransferable punch card issued by the department in their possession while fishing for salmon in ocean waters north of Horse Mountain or in waters of the Klamath River system. Anglers must immediately upon taking and retaining an adult salmon over 20 inches total length in ocean waters, and over 22 inches total length in the river system, make a hole in the punch card in one of the designated locations and record the month, day, area of catch and species of salmon in the spaces provided adjacent to the punch.~~

~~A punch card shall be valid for the calendar year. No person may purchase or possess more than one punch card or any punch card other than his own. Upon purchase of the punch card, Unless both the salmon punch card and the sport fishing license are issued through the Automated License Data System, the card number shall be entered in ink on the back of in the space provided on the angler's sport fishing license and the sport fishing license number shall be entered on the punch card in the appropriate box space at the time of issuance.~~

~~Anglers must return punch cards to the department within 30 days of the close of the calendar year. The department may charge a fee for each punch card issued to defray printing and related administrative costs. The amount of said fee shall be \$1.00 as adjusted pursuant to sections 713 and 1055 of the Fish and Game Code.~~

~~(b) Anglers must have a nontransferable Steelhead Fishing Report and Restoration Card issued by the department in their possession while fishing for steelhead trout in anadromous waters (see Section 1.04 for definition of anadromous waters). For purposes of this regulation, a steelhead trout is defined as any rainbow trout greater than 16 inches in length found in anadromous waters. Anglers must immediately record, with a ball point pen, the month, day, catch area, number of steelhead caught and kept, and number of steelhead caught and released whenever the cardholder finishes fishing for the day, moves to another river or stream, or retains a steelhead trout.~~

~~A report and restoration card shall be valid for the calendar year. When the card becomes completely filled in, a person may purchase another card. Anglers must return their card by January 31 of the following year to California Department of Fish and Game, NAFWB, Steelhead Report Card, P.O. Box 944209, Sacramento, CA 94244 2090. the department at the address specified on the card.~~

~~Revenue received from the sale of the cards may only be expended to monitor, restore, or enhance steelhead trout resources and to administer the report restoration card program. The card shall contain a statement explaining potential uses of the funds received.~~

~~Note: Authority cited: Sections 200, 202, 205, 240, 1050, 1055, 1055.1 and 7380, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 240, 713, 1050, 1055, 1055.1, 7380, 7381 and 7382, Fish and Game Code.~~

1.74. Salmon Punch Card and Steelhead Fishing Report Card Requirements.

(a) In addition to a valid sport fishing license, any person fishing for salmon in ocean waters north of Horse Mountain or in waters of the Klamath River system shall have in their possession a nontransferable Salmon Punch Card issued by the department. Anglers must immediately upon taking and retaining an adult salmon as defined in Section 27.80(d) in ocean waters, and over 22 inches total length in the river system, make a hole in the punch card in one of the designated locations and record the month, day, area of catch and

species of salmon in the spaces provided.

The fee for a Salmon Punch Card is specified in Section 701. A Salmon Punch Card shall be valid for the calendar year. No person may purchase or possess more than one Salmon Punch Card or any Salmon Punch Card other than his own. Unless both the salmon punch card and the sport fishing license are issued through the Automated License Data System (see Section 700.4), a Any person who issues a Salmon Punch Card shall enter the card number on the appropriate space provided on the angler's valid sport fishing license. The sport fishing license number shall be entered on the punch card in the appropriate space provided.

Anglers must return punch cards to the department within 30 days of the close of the calendar year.

(b) In addition to a valid sport fishing license, any person fishing for steelhead trout in anadromous waters (see Section 1.04 for definition of anadromous waters) shall have in their possession a nontransferable Steelhead Fishing Report and Restoration Card issued by the department. For purposes of this regulation, a steelhead trout is defined as any rainbow trout greater than 16 inches in length found in anadromous waters. Anglers must immediately record, with a ball-point pen, the month, day, catch area, number of steelhead caught and kept, and number of steelhead caught and released whenever the cardholder finishes fishing for the day, moves to another river or stream, or retains a steelhead trout.

A Steelhead Fishing Report and Restoration Card shall be valid for the calendar year. When the card becomes completely filled-in, any person may purchase another card. Anglers must return their card by January 31 of the following year to the address specified on the Steelhead Fishing Report and Restoration Card.

Revenue received from the sale of the cards may only be expended to monitor, restore, or enhance steelhead trout resources and to administer the report-restoration card program. The card shall contain a statement explaining potential uses of the funds received.

Note: Authority cited: Sections 200, 202, 205, 240, 1050, 1055 and 7380, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 240, 713, 1050, 1055, 7380, 7381 and 7382, Fish and Game Code.

Section 29.15, Title 14, CCR, is amended as follows:

29.15. Abalone.

(a) Geographic Area: Abalone may only be taken north of a line drawn due west magnetic from the center of the mouth of San Francisco Bay. No abalone may be taken, landed, or possessed if landed south of this line.

(b) Open Season and Hours: Abalone may be taken only during the months of April, May, June, August, September, October and November from one-half hour before sunrise to one-half hour after sunset.

(c) Bag Limit and Yearly Trip Limit: Three red abalone, *Haliotis rufescens*, may be taken per day. No more than three abalone may be possessed at any time. No other species of abalone may be taken or possessed. Each person taking abalone shall stop detaching abalone when the limit of three is reached. No person shall take more than 24 abalone during a calendar year.

(d) Minimum Abalone Size: All red abalone must be seven inches or greater measured along the longest shell diameter. All legal size abalone detached must be retained. No undersized abalone may be brought ashore or aboard any boat, placed in any type of receiver, kept on the person, or retained in any person's possession or under his control. Undersize abalone must be replaced immediately to the same surface of the rock from which detached. Abalones brought ashore shall be in such a condition that the size can be determined.

(e) Special Gear Provisions: The use of SCUBA gear or surface supplied air to take abalone is prohibited. Abalone may not be taken or possessed aboard any boat, vessel, or floating device in the water containing SCUBA or surface supplied air. Abalone may be taken only by hand or by devices commonly known as abalone irons. Abalone irons must be less than 36 inches long, straight or with a curve having a radius of not less than 18 inches, and must not be less than 3/4 inch wide nor less than 1/16 inch thick. All edges must be rounded and free of sharp edges. Knives, screwdrivers and sharp instruments are prohibited.

(f) Measuring Device. Every person while taking abalone shall carry a fixed caliper measuring gauge capable of accurately measuring seven inches. The measuring device shall have fixed opposing arms of sufficient length to measure the abalone by placing the gauge over the shell.

(g) Abalone Possession and Transportation: Abalones must not be removed from their shell, except when being prepared for immediate consumption.

(h) Abalone Permit Report Card. All persons, required to possess a sport fishing license, must have a nontransferable Abalone Permit Report Card (FG 2915 (New 12/03)) issued by the department while taking abalone. The Abalone Permit Report Card shall be kept with the fishing license while taking or attempting to take abalone. Persons diving from a boat shall keep the license and Abalone Permit Report Card in the boat. The Abalone Permit Report Card shall be completed as required immediately upon returning and boarding the boat with abalone. Persons diving from the shore shall keep the license and Abalone Permit Report Card within 500 yards on the shore. Persons shall, immediately upon bringing ashore an abalone, make a hole and ~~completely remove the punched section from the report card~~ in one of the designated locations for each abalone taken, and record with indelible ink, the date, time, and location code in the spaces provided adjacent to the hole. For the purposes of this section a boat is defined as any watercraft used or capable of

being used as a means of transportation on water (reference Section 9840(a), Vehicle Code and Section 6552(q), Title 14, California Code of Regulations).

An Abalone Permit Report Card shall be valid during the open season for taking abalone in the calendar year for which it was issued. No person may be issued or possess more than one Abalone Permit Report Card or any Abalone Permit Report Card other than their own.

The Abalone Permit Report Card must be returned to the department at the address specified on the card ~~Department of Fish and Game at 19160 South Harbor Drive, Fort Bragg, California 94537,~~ within 30 days of the close of the calendar abalone season.

(i) Upon purchase of the Abalone Permit Report Card, the card number shall be entered by the license agent in ink ~~on the back of~~ in the space provided on the angler's sport fishing license. The sport fishing license number shall be entered by the license agent ~~on~~ in the space provided on the Abalone Permit Report Card ~~on the appropriate line~~. This subsection does not apply if both the Abalone Permit Report Card and sport fishing license are issued through the Automated License Data System (see Section 700.4).

Note: Authority cited: Sections 200, 202, 205, 210, 220, 240, 5521 and 7149.8, Fish and Game Code. Reference: Sections 200, 202, 205, 220, 5521, 7145 and 7149.8, Fish and Game Code.

Subsection (a) of Section 116, Title 14, CCR, is amended as follows:

116. Crayfish.

Freshwater crayfish may not be taken for commercial purposes except in accordance with the following regulations:

(a) Licenses and Permits Required.

(1) Crayfish may not be taken for commercial purposes except under a revocable, nontransferable, numbered permit issued by the department. See subsection 699(b) of these regulations for the fee for this permit. (NOTE: This fee shall be charged effective April 1, 1992.) Persons taking crayfish for a fee under the authority of a scientific collector's permit do not need to have this permit.

(2) Except for those taking crayfish for a fee under the authority of a scientific collector's permit, every person who takes, assists in taking, possesses or transports crayfish while on any boat or vessel, or who uses or operates or assists in using or operating any boat, trap, or other appliance to take crayfish, must have a valid crayfish permit issued to him and must be in possession of said permit while engaged in any of such activities.

(3) Crayfish may not be taken for commercial purposes for human consumption except under the authority of a commercial fishing license. Commercial fishermen taking crayfish shall also comply with requirements of the Fish and Game Code relating to commercial fishing vessel registration and other applicable commercial laws.

(4) Crayfish may not be taken as live bait for commercial purposes except under the authority of a live freshwater bait fish license.

~~(5) Crayfish permits shall contain all applicable regulations and shall be conditioned on compliance with such regulations and the applicable provisions of law.~~

~~(6) The application for such a permit shall contain the statement, signed by the applicant, that he has read, understands, and agrees to be bound by all the terms of the permit.~~

~~(7) (5) Such permits shall be issued annually by the department for the period from April 1 to March 31 of the following year, or, if issued after the beginning of such term, for the remainder thereof. A crayfish permit may be revoked or suspended, for a period not to exceed one year, by the commission for violation of any of the terms of the permit or provisions of law relating to the taking of crayfish by the permittee or his agent, servant, employee, or person acting under his direction and control. However, any person who has had such a permit revoked may be required by the commission to appear before it and no new permit may be issued to such person unless the commission finds that such issuance will be in the best interests of the crayfish resource.~~

~~(8)~~(6) The permit number of the person owning or in command of any boat used to take crayfish shall be visibly displayed on both sides of the boat in 10-inch black numbers, one-inch wide, on a white background.

Note: Authority cited: Section 8491, Fish and Game Code.

Reference: Section 8491 and 15101, Fish and Game Code.

Subsection (a)(1)(D)5 of Section 300, Title 14, CCR, is amended as follows:

300. Upland Game Birds. <http://www.dfg.ca.gov/licensing/>

5. Permit Process:

The free sage grouse hunting permits shall be issued by public drawing. All applicants shall apply either on a postcard or through the Internet at the License and Revenue Branch Home Page at <http://www.dfg.ca.gov/#licensing> and select sage grouse drawing. All applicants must provide their name, address, zip code, hunting license number, and the zone they wish to hunt. Applicants shall submit only one drawing application for either the East Lassen Zone, Central Lassen Zone, North Mono Zone, or the South Mono and Inyo Zone. Up to four hunters may apply as a party. All hunters' names, addresses, and hunting license numbers must be included on the application. Postcard applications for all hunts shall be mailed to the Department of Fish and Game, License and Revenue Branch, ~~3211 S Street, 1740 North Market Blvd, Sacramento, California, 95816 95834. Applications will be accepted at locations specified on the department's web site at: www.dfg.ca.gov.~~ Applications must be received ~~before the close of the business day~~ by 5:00 PM on the second Monday of August for all open zones (East Lassen Zone, Central Lassen Zone, North Mono Zone, or the South Mono and Inyo Zone). Successful applicants will be notified by mail prior to the opening date of the season. Permits are nontransferable. Any permits remaining after the drawing will be issued on a first-come, first-served basis and will be advertised by news release following each drawing. Applications for remaining permits shall be mailed to the above address with the same required information. Successful drawing applicants previously selected, or hunt party members, may not apply for remaining permits.

Note: Authority cited: Sections 200, 202, 203 and 355, Fish and Game Code.

Reference: Sections 200, 202, 203, 203.1, ~~208~~, 215, 220, 355 and 356, Fish and Game Code.

Subsection (j) of Section 551, Title 14, CCR, is amended as follows:

551. Hunting, Firearms, and Archery Equipment Use and Permit Requirements on State and Federal Areas.

(j) Reservations:

(1) Advance reservations for waterfowl and pheasant hunting will be available for certain areas as specified under subsections 551(q) and 552(a).

(2) Reservations shall be issued by random drawing. The department shall make applications available to the public through license agents and department offices.

Applicants must possess ~~a California resident, junior, or nonresident~~ an annual or lifetime hunting license valid for the waterfowl hunting season for which they are applying. Two-day nonresident hunting licenses shall not be used to apply for reservation drawings. To be included in a reservation drawing, applications must be received by the department at the address specified on the application at least 17 days prior to the hunt date. Late, incomplete, or incorrect applications will not be included in the drawing. The fee to apply for a reservation is specified in Section 702. Hunters may apply for reservations using one or more of the following applications:

(A) One-Choice Reservation Application

(B) Five-Choice Reservation Application

(C) Season-Long Reservation Application - hunters may apply for every available hunt date for one or more areas by completing a season-long reservation application form and returning it with the appropriate payment to the department at the address specified on the application.

(D) Reservation application fees are not refundable.

(3) Multiple Applications:

(A) The applicant is limited to one application for each area for each authorized shoot date as specified under subsections 551(q) and 552(a), unless otherwise specified in subsection 551(q).

(B) The department may eliminate from any drawing all applications not in compliance with these regulations. Persons who submit more than one application for the same shoot date for the same area may be barred from hunting on State-operated areas for a period of one year following the date of discovery of the violation by the department. Any reservation issued to any person as a result of such improper submission, or to any person already barred from the State-operated areas, shall be void and of no force and effect.

(4) Priorities: Unless otherwise stated on the reservation or on information mailed with the reservation, upon paying the appropriate fee for a one-day entry permit or presenting a two-day pass or season pass, successful applicants shall be granted a one-day entry permit during the waterfowl or pheasant season, a one-day permit shall be granted, however, only if the applicant's reservation was issued by the department in the applicant's name and is for the area requested. Applicants must enter, at the appropriate checking station on the assigned or stated hunt date. Unless otherwise provided for, the reservation will expire one and one-half hours before waterfowl shoot time. For some areas, reservations will be numbered by the department in the order in which they are drawn. These reservations will be accepted at checking stations in that order, only if the reservation holder is present at the time the number is called.

(5) Except as provided for in subsections 551(j)(6) or 551(q), or Section 552, a reservation shall assure entry for up to six persons. No more than two may be adult (see subsection 551(h)(2)) hunters who have valid resident or nonresident licenses and no more than two

may be persons 16 or 17 years of age in possession of a valid resident or nonresident hunting license (see subsection 551(h)(2)). Each adult may be accompanied by up to two hunters holding junior licenses or two non-shooters irrespective of age, or one of each. Non-shooters are defined as persons who wish to accompany a permittee in the field or remain at a designated parking space. Non-shooters shall not discharge or possess ammunition or a firearm on the area.

(6) If hunting a special blind area, a reservation will assure entry of no more persons (adult hunters, junior hunters, and/or nonshooters) than will fill the blind.

(7) Unless otherwise provided for in this section, the advance reservation system only serves to assure entry onto the area and does not necessarily constitute a method for prioritization over other users.

Note: Authority cited: Sections 200, 202, 203, 355, 713, 1050, 1526, 1528, 1530, 1570-72, 1765 and 10504, Fish and Game Code.

Reference: Sections 355, 711, 713, 1050, 1055.3, 1526, 1528, 1530, 1570-1572, 1764, 1765, 2006 and 10504, Fish and Game Code.

Section 700.4, Title 14, CCR, is added as follows:

700.4. Automated License Data System.

(a) Defined:

For the purposes of the Title 14, Division 1, California Code of Regulations, the “Automated License Data System” or “ALDS” is an automated system that will replace the Department’s current paper-based licensing. The ALDS enables licenses items to be printed instantly using point of sale equipment and will be available at license agents and Department offices located throughout the state. The ALDS also allows for licensing via the telephone and/or Internet. The ALDS improves service to our customers, streamlines processes and improves data collection for resource management purposes.

Note: Authority cited: Section 1050, Fish and Game Code.

Reference: Section 1050, Fish and Game Code.

Section 700.5, Title 14, CCR, is added as follows:

700.5. Applications and Reports.

(a) For any license, permit, tag, reservation or other entitlement issued by the department where a specific form or application is specified, the department may accept the submission of equivalent information identified on the application or form via alternative media, such as the Internet, an Automated License Data System (ALDS) Point of Sale terminal or the telephone.

(b) For any license, permit, tag, reservation or other entitlement provided by the department where a specific location is specified, the department may accept the submission at alternative locations, such as other department offices, license agent locations or the Internet.

(c) For any license, permit, tag, reservation or other entitlement issued by the department where a report is required and a specific reporting methodology or report form is specified, the department may accept the submission of equivalent information identified on the report form via alternative media, such as the Internet, an Automated License Data System (ALDS) Point of Sale terminal or the telephone.

Note: Authority cited: Section 1050, Fish and Game Code.

Reference: Section 1050, Fish and Game Code.

Section 705, Title 14, CCR, is amended as follows:

705. Hunting and Fishing Licenses, Application for.

The following procedure shall be followed in issuing hunting or sport fishing licenses:

(a) A hunting or sport fishing license, except as provided in subsections 705 (b) and (c), Title 14, CCR, shall contain the following information about the licensee before being issued ~~to the licensee~~:

- (1) True name
- (2) Residence address
- (3) Date of Birth
- (4) Height
- (5) Color of eyes
- (6) Color of hair
- (7) Weight
- (8) Sex

(b) A sport fishing license issued pursuant to ~~subsections 7149(a)(3) and 7149(c)~~ subsections 7149(a)(5) and or 7149.05(a)(5) of the Fish and Game Code shall contain the name of the angler and the date of validity before being issued to the licensee.

(c) For licenses issued via the current paper license system. Notwithstanding the provisions of Fish and Game Code ~~Section 1053~~, a any person may purchase a hunting or sport fishing license, ~~license tags or license stamps~~ for another person, as long as the application contains the licensee's true name and residence address. Prior to using any license ~~or license stamps~~, the licensee shall complete the license so that it contains all of the information required in subsection (a) above.

(d) For licenses issued via the Automated License Data System (ALDS)(see Section 700.4). Notwithstanding any provisions of Fish and Game Code, Section 1053, any person may purchase a hunting or sport fishing license for another person, as long as the licensee's customer identification number issued from the ALDS and date of birth are provided.

(e) For licenses issued via the ALDS and/or the current paper license system. Pursuant to Fish and Game Code Section 1061, any person who wishes to purchase an annual hunting license or annual sport fishing license for another person but does not have available the information required for that purchase may be allowed to purchase a voucher for said license.

Note: Authority cited: Sections 1050 and 4331, Fish and Game Code.

Reference: Sections 1050, 1053, 1061, 3031, 4331, 7145, 7149, 7149.05, 7149.2 and 7150, Fish and Game Code.