

OPTION 3a. Current California condor range

Section 353, Title 14, CCR is amended as follows:

§353. Methods Authorized for Taking Big Game.

(a) Except for the provisions of subsections 353(b) through ~~(g)~~(h), ~~the~~ Title 14, CCR, big game (as defined by ~~section~~Section 350, ~~the~~Title 14, CCR) may only be taken by rifles using centerfire cartridges with softnose or expanding ~~bullets~~projectiles; bow and arrow (see ~~section~~Section 354, ~~the~~Title 14, CCR, for archery equipment regulations); or wheellock, matchlock, flintlock or percussion type, including "in-line" muzzleloading rifles using black powder or equivalent black powder substitute, including pellets, with a single ball or bullet projectile loaded from the muzzle and at least .40 caliber in designation. For purposes of Section 353, a "projectile" is defined as any bullet, ball, sabot, slug, buckshot or other device which is expelled from a firearm through a barrel by the force of any explosion.

(b) Shotguns capable of holding not more than three shells firing single slugs may be used for the taking of deer, bear and wild pigs. In areas where the discharge of rifles or shotguns with slugs is prohibited by county ordinance, shotguns capable of holding not more than three shells firing size 0 or 00 buckshot may be used for the taking of deer only.

(c) Pistols and revolvers using centerfire cartridges with softnose or expanding ~~bullets~~projectiles may be used to take deer, bear, and wild pigs.

(d) Pistols and revolvers with minimum barrel lengths of 4 inches, using centerfire cartridges with softnose or expanding ~~bullets~~projectiles may be used to take elk and bighorn sheep.

(e) Except as provided in subsection 354(j), crossbows may be used to take deer and wild pigs only during the regular seasons.

(f) Under the provisions of a muzzleloading rifle only tag, hunters may only possess muzzleloading rifles as described in subsection 353(a) equipped with open or "peep" type sights only.

(g) Under the provisions of a muzzleloading rifle/archery tag, hunters may only possess muzzleloading rifles with sights as described in subsection 353(f); archery equipment as described in Section 354; or both. For purposes of this subsection, archery equipment does not include crossbows, except as provided in subsection 354(j).

(h) Methods of take within the California condor range. Except as otherwise provided, it is unlawful to use or possess projectiles containing more than [The Fish and Game Commission will determine maximum allowable trace lead levels to be within a range of 0-10 percent by weight based on information currently available from manufacturers] percent lead by weight while taking or attempting to take any big game (as defined in Section 350, Title 14, CCR) in the following area: In those portions of Alameda, Fresno, Kern, Kings, Los Angeles, Merced, Monterey, San Benito, San Bernardino, San Joaquin, San Luis Obispo, Santa Barbara, Santa Clara, Santa Cruz, Stanislaus and Ventura counties lying within a line beginning at the junction of the mouth of the Pajaro River and the Pacific Ocean at the Santa Cruz-Monterey county line; north and east along the Pajaro River to Highway 1 (south of Watsonville); north on Highway 1 to Highway 129; east on Highway 129 to Highway 101; north on Highway 101 to Interstate 680 (in San Jose); north on Interstate 680 to Highway 84 (east of Pleasanton); north and east on Highway 84 to Interstate 580 (in Livermore); east and south on Interstate 580 to Interstate 5; south on Interstate 5 to Highway 58 (east of Buttonwillow); east on Highway 58 to Highway 14 (near Mojave); south on Highway 14 to Highway 138 (near Palmdale); south and east on Highway 138 to Interstate 15 (at Cajon Junction); south and west on Interstate 15 to Interstate 10; west on Interstate 10 to Highway 1 (in Santa Monica); west on Highway 1 to Malibu Creek (in Malibu); south along Malibu Creek to its mouth at the Pacific Ocean; north and west along the Pacific Coast shoreline to the point of beginning.

(1) Except as otherwise provided, it is unlawful to possess any projectile containing lead in excess of the amount permitted in subsection 353(h) and a firearm capable of firing the projectile while taking or attempting to take any big game within the area described in subsection 353(h). The possession of a projectile containing lead in excess of the amount allowed in

subsection 353(h) without possessing a firearm capable of firing the projectile is not a violation of this section.

~~(h)~~(i) Except as otherwise provided, while taking or attempting to take big game under the provisions of Section 353 or Section 354, Title 14, CCR, it is unlawful to use any device or devices which: 1) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of visibly enhancing an animal; or 2) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of providing a visible point of aim directly on a animal. Devices commonly referred to as “sniperscopes”, night vision scopes or binoculars, or those utilizing infra-red, heat sensing or other non-visible spectrum light technology used for the purpose of visibly enhancing an animal or providing a visible point of aim directly on a animal are prohibited and may not be possessed while taking or attempting to take big game. Devices commonly referred to as laser rangefinders, “red-dot” scopes with self-illuminating reticles, and fiberoptic sights with self-illuminating sight or pins which do not throw, cast or project a visible light onto an animal are permitted.

NOTE:

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

Reference: Sections 200, 202, 203, 203.1, 207, 2005, 2055 and 3950, Fish and Game Code.

OPTION 3b. Current and historical range including Zones D7, D8, and D9.

Section 353, Title 14, CCR is amended as follows:

§353. Methods Authorized for Taking Big Game.

(a) Except for the provisions of subsections 353(b) through ~~(g)(h)~~, ~~the~~ Title 14, CCR, big game (as defined by ~~section~~ Section 350, ~~the~~ Title 14, CCR) may only be taken by rifles using centerfire cartridges with softnose or expanding ~~bullets~~ projectiles; bow and arrow (see ~~section~~ Section 354, ~~the~~ Title 14, CCR, for archery equipment regulations); or wheellock, matchlock, flintlock or percussion type, including “in-line” muzzleloading rifles using black powder or equivalent black powder substitute, including pellets, with a single ball or bullet projectile loaded from the muzzle and at least .40 caliber in designation. For purposes of Section 353, a “projectile” is defined as any bullet, ball, sabot, slug, buckshot or other device which is expelled from a firearm through a barrel by the force of any explosion.

(b) Shotguns capable of holding not more than three shells firing single slugs may be used for the taking of deer, bear and wild pigs. In areas where the discharge of rifles or shotguns with slugs is prohibited by county ordinance, shotguns capable of holding not more than three shells firing size 0 or 00 buckshot may be used for the taking of deer only.

(c) Pistols and revolvers using centerfire cartridges with softnose or expanding ~~bullets~~ projectiles may be used to take deer, bear, and wild pigs.

(d) Pistols and revolvers with minimum barrel lengths of 4 inches, using centerfire cartridges with softnose or expanding ~~bullets~~ projectiles may be used to take elk and bighorn sheep.

(e) Except as provided in subsection 354(j), crossbows may be used to take deer and wild pigs only during the regular seasons.

(f) Under the provisions of a muzzleloading rifle only tag, hunters may only possess muzzleloading rifles as described in subsection 353(a) equipped with open or “peep” type sights only.

(g) Under the provisions of a muzzleloading rifle/archery tag, hunters may only possess muzzleloading rifles with sights as described in subsection 353(f); archery equipment as described in Section 354; or both. For purposes of this subsection, archery equipment does not include crossbows, except as provided in subsection 354(j).

(h) Methods of take within historic California condor range. Except as otherwise provided, it is unlawful to use or possess projectiles containing more than [The Fish and Game Commission will determine maximum allowable trace lead levels to be within a range of 0-10 percent by weight based on information currently available from manufacturers] percent lead by weight while taking or attempting to take any big game in the following area: In those portions of Alameda, Contra Costa, Fresno, Kern, Kings, Los Angeles, Madera, Mariposa, Merced, Monterey, San Benito, San Bernardino, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Stanislaus, Tulare and Ventura counties within the areas described as deer hunt Zone A-South Unit 110, Zone D-7, Zone D-8, Zone D-9, Zone D-10, Zone D-11, and Zone D-13 (see subsections 360(a)(1)(A)1.; 360(a)(6)(A) through 360(a)(10)(A); and 360(a)(12)(A)).

(1) Except as otherwise provided, it is unlawful to possess any projectile containing lead in excess of the amount permitted in subsection 353(h) and a firearm capable of firing the projectile while taking or attempting to take any big game within the area described in subsection 353(h). The possession of a projectile containing lead in excess of the amount allowed in subsection 353(h) without possessing a firearm capable of firing the projectile is not a violation of this section.

~~(h)(i)~~ Except as otherwise provided, while taking or attempting to take big game under the provisions of Section 353 or Section 354, Title 14, CCR, it is unlawful to use any device or devices which: 1) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of visibly enhancing an animal; or 2) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of providing a visible point of aim

directly on a animal. Devices commonly referred to as “sniperscopes”, night vision scopes or binoculars, or those utilizing infra-red, heat sensing or other non-visible spectrum light technology used for the purpose of visibly enhancing an animal or providing a visible point of aim directly on a animal are prohibited and may not be possessed while taking or attempting to take big game. Devices commonly referred to as laser rangefinders, “red-dot” scopes with self-illuminating reticles, and fiberoptic sights with self-illuminating sight or pins which do not throw, cast or project a visible light onto an animal are permitted.

NOTE:

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

Reference: Sections 200, 202, 203, 203.1, 207, 2005, 2055 and 3950, Fish and Game Code.

OPTION 3c. Statewide

Section 353, Title 14, CCR is amended as follows:

§353. Methods Authorized for Taking Big Game.

(a) Except for the provisions of subsections 353(b) through ~~(g)(h)~~, ~~title~~ Title 14, CCR, big game (as defined by ~~section~~ Section 350, ~~title~~ Title 14, CCR) may only be taken by rifles using centerfire cartridges with softnose or expanding ~~bullets~~ projectiles; bow and arrow (see ~~section~~ Section 354, ~~title~~ Title 14, CCR, for archery equipment regulations); or wheellock, matchlock, flintlock or percussion type, including “in-line” muzzleloading rifles using black powder or equivalent black powder substitute, including pellets, with a single ball or bullet projectile loaded from the muzzle and at least .40 caliber in designation. For purposes of Section 353, a “projectile” is defined as any bullet, ball, sabot, slug, buckshot or other device which is expelled from a firearm through a barrel by the force of any explosion.

(b) Shotguns capable of holding not more than three shells firing single slugs may be used for the taking of deer, bear and wild pigs. In areas where the discharge of rifles or shotguns with slugs is prohibited by county ordinance, shotguns capable of holding not more than three shells firing size 0 or 00 buckshot may be used for the taking of deer only.

(c) Pistols and revolvers using centerfire cartridges with softnose or expanding ~~bullets~~ projectiles may be used to take deer, bear, and wild pigs.

(d) Pistols and revolvers with minimum barrel lengths of 4 inches, using centerfire cartridges with softnose or expanding ~~bullets~~ projectiles may be used to take elk and bighorn sheep.

(e) Except as provided in subsection 354(j), crossbows may be used to take deer and wild pigs only during the regular seasons.

(f) Under the provisions of a muzzleloading rifle only tag, hunters may only possess muzzleloading rifles as described in subsection 353(a) equipped with open or “peep” type sights only.

(g) Under the provisions of a muzzleloading rifle/archery tag, hunters may only possess muzzleloading rifles with sights as described in subsection 353(f); archery equipment as described in Section 354; or both. For purposes of this subsection, archery equipment does not include crossbows, except as provided in subsection 354(j).

(h) Except as otherwise provided, it is unlawful to use or possess projectiles containing more than [The Fish and Game Commission will determine maximum allowable trace lead levels to be within a range of 0-10 percent by weight based on information currently available from manufacturers] percent lead by weight while taking or attempting to take any big game (as defined in Section 350, Title 14, CCR) statewide.

(1) Except as otherwise provided, it is unlawful to possess any projectile containing lead in excess of the amount permitted in subsection 353(h) and a firearm capable of firing the projectile while taking or attempting to take any big game. The possession of a projectile containing lead in excess of the amount allowed in subsection 353(h) without possessing a firearm capable of firing the projectile is not a violation of this section.

~~(h)(i)~~ (i) Except as otherwise provided, while taking or attempting to take big game under the provisions of Section 353 or Section 354, Title 14, CCR, it is unlawful to use any device or devices which: 1) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of visibly enhancing an animal; or 2) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of providing a visible point of aim directly on a animal. Devices commonly referred to as “sniperscopes”, night vision scopes or binoculars, or those utilizing infra-red, heat sensing or other non-visible spectrum light technology used for the purpose of visibly enhancing an animal or providing a visible point of aim directly on a animal are prohibited and may not be possessed while taking or attempting to take big game. Devices commonly referred to as laser rangefinders, “red-dot” scopes with self-illuminating reticles, and fiberoptic sights with self-illuminating sight or pins which do not throw, cast or project a visible light onto an animal are permitted.

NOTE:

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

Reference: Sections 200, 202, 203, 203.1, 207, 2005, 2055 and 3950, Fish and Game Code.