

# REGULAR

## STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only  
ENDORSED FILED  
IN THE OFFICE OF

2013 SEP 19 PM 3:39

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2013-0611-11	REGULATORY ACTION NUMBER 2013-0828-025	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only		2013 AUG 28 PM 3:28 OFFICE OF ADMINISTRATIVE LAW	
AGENCY WITH RULEMAKING AUTHORITY Fish and Game Commission		AGENCY FILE NUMBER (if any)	

### A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2013, 252	PUBLICATION DATE 6/21/2013

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Waterfowl	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND 502
TITLE(S) 14	REPEAL
3. TYPE OF FILING	
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
	<input type="checkbox"/> File & Print
	<input type="checkbox"/> Other (Specify) _____
	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
	<input type="checkbox"/> Print Only
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)	
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)	
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State
<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) September 20, 2013
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY	
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission
<input type="checkbox"/> Other (Specify) _____	<input type="checkbox"/> State Fire Marshal
7. CONTACT PERSON Sheri Tiemann	TELEPHONE NUMBER (916) 654-9872
	FAX NUMBER (Optional) (916) 653-5040
	E-MAIL ADDRESS (Optional) Sheri.Tiemann@fgc.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Melissa Miller-Henson</i>	DATE 8/28/13
TYPED NAME AND TITLE OF SIGNATORY Melissa Miller-Henson, Staff Services Manager	

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ENDORSED APPROVED

SEP 19 2013

Office of Administrative Law

**§502. Waterfowl, Migratory; American Coot and Common Moorhen (Common Gallinule).**

(a) Definitions.

(1) Dark geese. Dark geese include Canada geese, cackling geese, Aleutian geese and white-fronted geese ("specklebelly").

(2) Large Canada geese. Large Canada geese include western Canada geese ("honker") and lesser Canada geese ("lessers").

(3) Small Canada geese. Small (about the size of a mallard) Canada geese include cackling geese and Aleutian geese. Both are white-cheeked geese nearly identical in appearance to Large Canada geese. Aleutian geese have a thin white neck ring and Cackling geese have dark breasts. Both species have a high-pitched cackle as opposed to the deeper "honking".

(4) White geese. White geese include Ross' geese, and snow geese and blue phase of both species.

(b) Waterfowl Hunting Zones.

(1) Northeastern California Zone: In that portion of California lying east and north of a line beginning at the intersection of Interstate 5 with the California-Oregon state line; south along Interstate 5 to its junction with Walters Lane south of the town of Yreka; west along Walters Lane to its junction with Easy Street; south along Easy Street to the junction with Old Highway 99; south along Old Highway 99 to the point of intersection with Interstate 5 north of the town of Weed; south along Interstate 5 to its junction with Highway 89; east and south along Highway 89 to Main Street in Greenville; north and east to its junction with North Valley Road; south to its junction of Diamond Mountain Road; north and east to its junction with North Arm Road; south and west to the junction of North Valley Road; south to the junction with Arlington Road (A22); west to the junction of Highway 89; south and west to the junction of Highway 70; east on Highway 70 to Highway 395; south and east on Highway 395 to the point of intersection with the California-Nevada state line; north along the California-Nevada state line to the junction of the California-Nevada-Oregon state lines west along the California-Oregon state line to the point of origin.

(2) Southern San Joaquin Valley Zone: All of Kings and Tulare counties and that portion of Kern County north of the Southern California Zone.

(3) Southern California Zone: In that portion of southern California (but excluding the Colorado River zone) lying south and east of a line beginning at the mouth of the Santa Maria River at the Pacific Ocean; east along the Santa Maria River to where it crosses Highway 166 near the City of Santa Maria; east on Highway 166 to the junction with Highway 99; south on Highway 99 to the crest of the Tehachapi Mountains at Tejon Pass; east and north along the crest of the Tehachapi Mountains to where it intersects Highway 178 at Walker Pass; east on Highway 178 to the junction of Highway 395 at the town of Inyokern; south on Highway 395 to the junction of Highway 58; east on Highway 58 to the junction of Interstate 15; east on Interstate 15 to the junction with Highway 127; north on Highway 127 to the point of intersection with the California-Nevada state line.

(4) Colorado River Zone: In those portions of San Bernardino, Riverside, and Imperial counties lying east of the following lines: Beginning at the intersection of Highway 95 with the California-Nevada state line; south along Highway 95 to Vidal Junction; south through the town of Rice to the San Bernardino-Riverside county line on a road known as "Aqueduct Road" in San Bernardino County; south from the San Bernardino-

Riverside county line on road known in Riverside County as the "Desert Center to Rice Road" to the town of Desert Center; east 31 miles on Interstate 10 to its intersection with the Wiley Well Road; south on this road to Wiley Well; southeast along the Army-Milpitas Road to the Blythe, Brawley, Davis Lake intersections; south on the Blythe-Brawley paved road to its intersection with the Ogilby and Tumco Mine Road; south on this road to Highway 80; east seven miles on Highway 80 to its intersection with the Andrade-Algodones Road; south on this paved road to the intersection of the Mexican boundary line at Algodones, Mexico.

(5) Balance of State Zone: That portion of the state not included in Northeastern California, Southern California, Colorado River or the Southern San Joaquin Valley zones.

(A) Special Management Areas

1. North Coast. All of Del Norte and Humboldt counties.
2. Humboldt Bay South Spit. Beginning at the intersection of the north boundary of Table Bluff County Park and the South Jetty Road; north along the South Jetty Road to the South Jetty; west along the South Jetty to the mean low water line of the Pacific Ocean; south along the mean low water line to its intersection with the north boundary of the Table Bluff County Park; east along the north boundary of the Table Bluff County Park to the point of origin.
3. Sacramento Valley. Beginning at the town of Willows; south on Interstate 5 to the junction with Hahn Road; east on Hahn Road and the Grimes-Arbuckle Road to the town of Grimes; north on Highway 45 to its junction with Highway 162; north on Highway 45-162 to the town of Glenn; west on Highway 162 to the point of beginning.
4. Morro Bay. Beginning at a point where the high tide line intersects the State Park boundary west of Cuesta by the Sea; northeasterly to a point 200 yards offshore of the high tide line at the end of Mitchell Drive in Baywood Park; northeasterly to a point 200 yards offshore of the high tide line west of the Morro Bay State Park Boundary, adjacent to Baywood Park; north to a point 300 yards south of the high tide line at the end of White Point; north along a line 400 yards offshore of the south boundary of the Morro Bay City limit to a point adjacent to Fairbanks Point; northwesterly to the high tide line on the sand spit; southerly along the high tide line of the sand spit to the south end of Morro Bay; easterly along the Park boundary at the high tide line to the beginning point.
5. Martis Creek Lake. The waters and shoreline of Martis Creek Lake, Placer and Nevada counties.
6. Northern Brant. Del Norte, Humboldt and Mendocino counties.
7. Balance of State Brant. That portion of the state not included in the Northern Brant Special Management Area.
8. Imperial County. Beginning at Highway 86 and the Navy Test Base Road; south on Highway 86 to the town of Westmoreland; continue through the town of Westmoreland to Route S26; east on Route S26 to Highway 115; north on Highway 115 to Weist Rd.; north on Weist Rd. to Flowing Wells Rd.; northeast on Flowing Wells Rd. to the Coachella Canal; northwest on the Coachella Canal to Drop 18; a straight line from Drop 18 to Frink Rd.; south on Frink Rd. to Highway 111; north on Highway 111 to Niland Marina Rd.; southwest on Niland Marina Rd. to the old Imperial County boat ramp and the water line of the Salton Sea; from the water line of the Salton Sea, a straight line across the Salton Sea to the Salinity Control Research Facility and the Navy Test Base Road; southwest on the Navy Test Base Road to the point of beginning.

(c) Statewide Seasons and Bag and Possession Limits for American Coots, and Common Moorhens.

<i>(A) Species</i>	<i>(B) Season</i>	<i>(C) Daily Bag and Possession Limits</i>
American Coot and Common Moorhen	Concurrent with duck season(s)	25 per day, 25 in possession, either all of one species or a mixture of these species.

(d) Seasons and Bag and Possession Limits for Ducks and Geese by Zone.

(1) Northeastern California Zone (NOTE: SEE SUBSECTION (5)(D) BELOW FOR SPECIAL SEASONS AND CLOSURES.)

<i>(A) Species</i>	<i>(B) Season</i>	<i>(C) Daily Bag and Possession Limits</i>
Ducks (including Mergansers)	<p>From the first Saturday in October extending for 105 days.</p> <p><u>Scaup: from the first Saturday in October extending for 86 days.</u></p>	<p>Daily bag limit: 7</p> <p>Daily bag limit may include:</p> <ul style="list-style-type: none"> <li>• 7 mallards, but not more than 2 females.</li> <li>• 2 pintail (either sex).</li> <li>• 4 <u>2</u> canvasback (either sex).</li> <li>• 2 redheads (either sex).</li> <li>• 7 <u>3</u> scaup (either sex).</li> </ul> <p>Possession limit: <del>double</del> <u>triple</u> the daily bag limit.</p>
Geese	<p>From the first Saturday in October extending for 100 days.</p> <p><u>Regular Season:</u></p> <p><u>Dark geese from the first Saturday in October extending for 100 days.</u></p> <p><u>White geese from the first Friday in November extending for 73 days.</u></p> <p><u>Late Season: White-fronted geese from the first Thursday in March extending for 5 days.</u></p> <p><u>White geese from the first Friday in February extending for 32 days.</u></p> <p><u>During the Late Season, hunting is only permitted on private lands with the permission of the land owner under provisions</u></p>	<p>Daily bag limit: 8 <u>10</u></p> <p>Daily bag limit may include:</p> <ul style="list-style-type: none"> <li>• 6 <u>10</u> white geese.</li> <li>• 6 dark geese but not more than 2 Large Canada geese (see definitions: 502(a)).</li> </ul> <p>Possession limit: <del>double</del> <u>triple</u> the daily bag limit.</p>

	<u>of Section 2016, Fish and Game Code.</u>	
(2) Southern San Joaquin Valley Zone (NOTE: SEE SUBSECTION (5)(D) BELOW FOR SPECIAL SEASONS AND CLOSURES.)		
<i>(A) Species</i>	<i>(B) Season</i>	<i>(C) Daily Bag and Possession Limits</i>
Ducks (including Mergansers)	A split season from the first Saturday in October extending for a period of <del>9</del> <u>16</u> days and from the <del>fourth</del> <u>first</u> Saturday in <del>October</del> <u>November</u> extending for a period of <del>93</del> <u>86</u> days.  <u>Scaup: from the first Saturday in November extending for 86 days.</u>	Daily bag limit: 7 Daily bag limit may include: • 7 mallards, but not more than 2 females. • 2 pintail (either sex). • 4 <u>2</u> canvasback (either sex). • 2 redheads (either sex). • <del>7</del> <u>3</u> scaup (either sex). Possession limit: <del>double</del> <u>triple</u> the daily bag limit.
Geese	From the third Saturday in October extending for 100 days.	Daily bag limit: <del>8</del> <u>10</u> Daily bag limit may include: • <del>6</del> <u>10</u> white geese. • 6 dark geese (see definitions: 502(a)). Possession limit: <del>double</del> <u>triple</u> the daily bag limit.
(3) Southern California Zone (NOTE: SEE SUBSECTION (5)(D) BELOW FOR SPECIAL SEASONS AND CLOSURES.)		
<i>(A) Species</i>	<i>(B) Season</i>	<i>(C) Daily Bag and Possession Limits</i>
Ducks (including Mergansers)	From the third Saturday in October extending for 100 days.  <u>Scaup: from the first Saturday in November extending for 86 days.</u>	Daily bag limit: 7 Daily bag limit may include: • 7 mallards, but not more than 2 females. • 2 pintail (either sex). • 4 <u>2</u> canvasback (either sex). • 2 redheads (either sex). • <del>7</del> <u>3</u> scaup (either sex).

		Possession limit: <u>double triple</u> the daily bag limit.
Geese	From the third Saturday in October extending for 100 days.	Daily bag limit: <u>8 10</u> Daily bag limit may include: • <u>6-10</u> white geese. • 3 dark geese (see definitions: 502(a)). Possession limit: <u>double triple</u> the daily bag limit.
(4) Colorado River Zone (NOTE: SEE SUBSECTION (5)(D) BELOW FOR SPECIAL SEASONS AND CLOSURES.)		
<i>(A) Species</i>	<i>(B) Season</i>	<i>(C) Daily Bag and Possession Limits</i>
Ducks (including Mergansers).	From the third Friday in October extending for 101 days.  <u>Scaup: from the first Saturday in November extending for 86 days.</u>	Daily bag limit: 7 Daily bag limit may include: • 7 mallards, but not more than 2 females or Mexican-like ducks. • 2 pintail (either sex). • 4 <u>2</u> canvasback (either sex). • 2 redheads (either sex). • <u>7 3</u> scaup (either sex). Possession limit: <u>double triple</u> the daily bag limit.
Geese	From the third Friday in October extending for 101 days.	Daily bag limit: <u>6 10</u> Daily bag limit may include: • <u>6 10</u> white geese. • 3 dark geese (see definitions: 502(a)). Possession limit: <u>double triple</u> the daily bag limit.
(5) Balance of State Zone (NOTE: SEE SUBSECTION (D) BELOW FOR SPECIAL SEASONS AND CLOSURES.)		
<i>(A) Species</i> Ducks (including Mergansers).	<i>(B) Season</i> From the third Saturday in October extending for 100 days.	<i>(C) Daily Bag and Possession Limits</i> Daily bag limit: 7 Daily bag limit may include: • 7 mallards, but not more

	<p><u>Scaup: from the first Saturday in November extending for 86 days.</u></p>	<p>than 2 females.</p> <ul style="list-style-type: none"> <li>• 2 pintail (either sex).</li> <li>• 4 <u>2</u> canvasback (either sex).</li> <li>• 2 redheads (either sex).</li> <li>• 7 <u>3</u> scaup (either sex).</li> </ul> <p>Possession limit: <del>double</del> <u>triple</u> the daily bag limit.</p>
<p>Geese</p>	<p>Early Season: Large Canada geese only from the first <del>Saturday in October</del> <u>Saturday closest to October 1</u> for a period of 5 days EXCEPT in the North Coast Special Management Area where Large Canada geese are closed during the early season.</p> <p>Regular Season: Dark and white geese from the third Saturday in October extending for 100 days EXCEPT in the Sacramento Valley Special Management Area where the white-fronted goose season will close after December 21.</p> <p>Late Season: White-fronted geese and white geese from the third Saturday in February extending for a <u>period of 5 days</u> EXCEPT in the Sacramento Valley Special Management Area where the white-fronted goose season is closed. During the Late Season, hunting is not permitted on wildlife areas listed in Sections 550-552 EXCEPT on Type C wildlife areas in the North Central <u>and</u></p>	<p>Daily bag limit: <del>8</del> <u>10</u></p> <p>Daily bag limit may include:</p> <ul style="list-style-type: none"> <li>• 6 <u>10</u> white geese.</li> <li>• 6 dark geese</li> </ul> <p>EXCEPT in the Sacramento Valley Special Management Area where only <del>2</del> <u>3</u> may be white-fronted geese (see definitions: 502(a)).</p> <p>Possession limit: <del>double</del> <u>triple</u> the daily bag limit.</p>

	<u>Central Region regions.</u>	
(D) Special Management Areas		
<i>Area</i> 1. North Coast	<i>Species</i> All Canada Geese	<i>Season</i> From the fifth <del>Wednesday</del> <u>Thursday</u> in October extending for a period of <del>89</del> <u>88</u> days (Regular Season) and from the fourth Saturday in February extending for a period of <del>46</del> <u>17</u> days (Late Season). During the Late Season, hunting is <del>not permitted on wildlife areas listed in Sections 550-552.</del> <u>only permitted on private lands with the permission of the land owner under provisions of Section 2016, Fish and Game Code.</u> Daily bag limit: 6 Canada Geese of which only 1 may be a Large Canada goose (see definitions: 502(a)), EXCEPT during the Late Season the bag limit on Large Canada geese is zero. Possession limit: <del>double</del> <u>triple</u> the daily bag limit.
2. Humboldt Bay South Spit	All species	Closed during brant season.
3. Sacramento Valley	White-Fronted Geese	Open concurrently with the goose season through December 21, and during Youth Waterfowl Hunting Days. Daily bag limit: <del>2</del> <u>3</u> white-fronted geese. Possession limit: <del>double</del> <u>triple</u> the daily bag limit.

4. Morro Bay	All species	Open in designated area only from the opening day of brant season through the remainder of waterfowl season.
5. Martis Creek Lake	All species	Closed until November 16.
6. Northern Brant	Black Brant	From November 7 extending for 30 days. Daily bag limit: 2 Possession limit: <del>double</del> <u>triple</u> the daily bag limit.
7. Balance of State Brant	Black Brant	From the second Saturday in November extending for 30 days. Daily bag limit: 2 Possession limit: <del>double</del> <u>triple</u> the daily bag limit.
8. Imperial County	White geese	From the first Saturday in November extending for a period of 86 days (Regular Season) and from the second Saturday in February extending for a <u>period of 16 days</u> (Late Season). During the Late Season, hunting is <del>not permitted on wildlife areas listed in Sections 550-552.</del> <u>only permitted on private lands with the permission of the land owner under provisions of Section 2016, Fish and Game Code.</u> Daily bag limit: <del>6</del> <u>10</u> Possession limit: <del>double</del> <u>triple</u> the daily bag limit.

(e) Youth Waterfowl Hunting Days Regulations (NOTE: To participate in these Youth Waterfowl Hunts, federal regulations require that hunters must be 15 years of age or younger and must be accompanied by a non-hunting adult 18 years of age or older.)

(1) Statewide Provisions.

<p><i>(A) Species</i> Ducks (including Mergansers), American Coot, Common Moorhen, Black Brant, Geese</p>	<p><i>(B) Season</i></p> <ol style="list-style-type: none"> <li>1. Northeastern California Zone: The Saturday fourteen days before the opening of waterfowl season extending for 2 days.</li> <li>2. Southern San Joaquin Valley Zone: The Saturday following the closing of waterfowl season extending for 2 days.</li> <li>3. Southern California Zone: The Saturday following the closing of waterfowl season extending for 2 days.</li> <li>4. Colorado River Zone: The Saturday following the closing of waterfowl season extending for 2 days.</li> <li>5. Balance of State Zone: The Saturday following the closing of waterfowl season extending for 2 days.</li> </ol>	<p><i>(C) Daily Bag Limit</i> Same as regular season.</p>
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(f) Falconry Take of Ducks (including Mergansers), Geese, American Coots, and Common Moorhens.

(1) Statewide Provisions

<i>(A) Species</i>	<i>(B) Season</i>	<i>(C) Daily Bag and Possession Limits</i>
Ducks (including Mergansers), Geese, American Coot and Common Moorhen	1. Northeastern California Zone. Open concurrently with duck season.	Daily bag limit: 3 Daily bag limit makeup: • Either all of 1 species or a mixture of species allowed for take.

<p>2. Balance of State Zone. Open concurrently with duck season and <del>February 2-3, 2013,</del> <u>February 1 – 2, 2014,</u> EXCEPT in the North Coast Special Management Area where the falconry season for geese runs concurrently with the season for Small Canada geese (see 502(d)(5)(D)1.)</p> <p>3. Southern San Joaquin Valley Zone. Open concurrently with duck season and <del>January 28-30, 2013.</del> <u>January 27-29, 2014.</u> Goose hunting in this zone by means of falconry is not permitted.</p> <p>4. Southern California Zone. Open concurrently with duck season and <del>January 28-February 3, 2013</del> <u>January 27- 31, 2014</u> EXCEPT in the Imperial County Special Management Area where the falconry season for geese runs concurrently with the season for white geese.</p> <p>5. Colorado River Zone. Open concurrently with duck season and <del>January 28-31, 2013.</del> <u>January 27-30, 2014.</u></p>	<p>Possession limit: <u>6</u> <u>9</u></p>
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Note: Authority cited: Sections 202 and 355, Fish and Game Code. Reference: Sections 202, 355 and 356, Fish and Game Code.