

## COMMITTEE STAFF SUMMARY FOR MAY 24, 2017

**5. FALCONRY REGULATIONS, PHASE 2****Today's Item****Information** **Direction** 

Identify and discuss potential changes to falconry regulations.

**Summary of Previous/Future Actions**

- |                                        |                                      |
|----------------------------------------|--------------------------------------|
| • Phase 1 falconry regulations adopted | Dec 7-8, 2016; San Diego             |
| • Previous WRC Phase 2 discussion      | Jan 18, 2017; WRC, Redding           |
| • <b>Today's Phase 2 discussion</b>    | <b>May 24, 2017; WRC, Sacramento</b> |
| • Next WRC meeting                     | Sep 13, 2017; WRC, Riverside         |

**Background**

In Jun 2016, DFW presented proposed changes to the falconry regulations to bring them more in line with the current practice of falconry in California and conform to federal guidelines. Based on public testimony at that meeting, FGC requested five additional changes be added for consideration in the rulemaking (which was adopted in Dec 2016), and provided direction that any additional amendments to the falconry regulations be discussed by WRC for possible inclusion in a separate rulemaking (referred to as Phase 2), including consideration of Petition #2016-014, which was referred by FGC to WRC (Exhibit 1).

A discussion about possible amendments to falconry regulations was held at the Jan 2016 WRC meeting. Today, DFW will provide a list of proposed changes based on that the Jan discussion, for stakeholder input and further consideration by WRC.

**Significant Public Comments (N/A)****Recommendation (N/A)****Exhibits**

1. [Petition #2016-14, received Jul 5, 2016](#)

**Committee Direction/Recommendation (N/A)**



Tracking Number: (2016-014)

To request a change to regulations under the authority of the California Fish and Game Commission (Commission), you are required to submit this completed form to: California Fish and Game Commission, 1416 Ninth Street, Suite 1320, Sacramento, CA 95814 or via email to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). Note: This form is not intended for listing petitions for threatened or endangered species (see Section 670.1 of Title 14).

Incomplete forms will not be accepted. A petition is incomplete if it is not submitted on this form or fails to contain necessary information in each of the required categories listed on this form (Section I). A petition will be rejected if it does not pertain to issues under the Commission's authority. A petition may be denied if any petition requesting a functionally equivalent regulation change was considered within the previous 12 months and no information or data is being submitted beyond what was previously submitted. If you need help with this form, please contact Commission staff at (916) 653-4899 or [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov).

**SECTION I: Required Information.**

*Please be succinct. Responses for Section I should not exceed five pages*

1. **Person or organization requesting the change (Required)**  
Name of primary contact person: Douglas R Alton
  
2. **Rulemaking Authority (Required)** - Reference to the statutory or constitutional authority of the Commission to take the action requested: Fish and Game Code Section 200
  
3. **Overview (Required)** - Summarize the proposed changes to regulations: Add Falconers and raptor breeders to the list of legal recipients for non-releasable birds from rehab facilities.
  
4. **Rationale (Required)** - Describe the problem and the reason for the proposed change: presently not allowed to the detriment of the birds and the falconers, breeders.

**SECTION II: Optional Information**

5. **Date of Petition: June 28, 2016**
  
6. **Category of Proposed Change**
  - Sport Fishing
  - Commercial Fishing
  - Hunting
  - Other, please specify: Falconry / Rehab.



7. **The proposal is to:** *(To determine section number(s), see current year regulation booklet or <https://govt.westlaw.com/calregs>)*
  - Amend Title 14 Section(s):679.(f) (4) Possession of Wildlife and Wildlife Rehabilitation
  - Add New Title 14 Section(s): Click here to enter text.
  - Repeal Title 14 Section(s): Click here to enter text.
  
8. **If the proposal is related to a previously submitted petition that was rejected, specify the tracking number of the previously submitted petition** Click here to enter text.  
 Or  Not applicable.
  
9. **Effective date:** If applicable, identify the desired effective date of the regulation.  
 If the proposed change requires immediate implementation, explain the nature of the emergency: Within reason
  
10. **Supporting documentation:** Identify and attach to the petition any information supporting the proposal including data, reports and other documents: Click here to enter text.
  
11. **Economic or Fiscal Impacts:** Identify any known impacts of the proposed regulation change on revenues to the California Department of Fish and Wildlife, individuals, businesses, jobs, other state agencies, local agencies, schools, or housing: None
  
12. **Forms:** If applicable, list any forms to be created, amended or repealed:  
 Click here to enter text.

**SECTION 3: FGC Staff Only**

Date received: July 5, 2016

FGC staff action:

- Accept - complete
- Reject - incomplete
- Reject - outside scope of FGC authority

Date petitioner was notified of receipt of petition and pending action: July 6, 2016

Meeting date for FGC consideration: August 24-25, 2016

FGC action:

- Denied by FGC
- Denied - same as petition \_\_\_\_\_  
Tracking Number
- Granted for consideration of regulation change

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