

PROPOSED REGULATORY LANGUAGE

Subsections 300(a)(1)(D)5 and 6; 300(a)(2)(D)3; and, 300(a)(3)(F)3, Title 14, California Code of Regulations are amended to read as follows:

§ 300. Upland Game Birds.

(a) Resident Upland Game Birds

(1) General Seasons: Shotgun; Crossbow; and Pistol/Revolver for Sooty/Ruffed Grouse Only; Bag and Possession Limits and Open Areas (see Authorized Methods of Take, Section 311)

[No changes to subsections (a)(1)(A) through (a)(1)(D)4.d.]

5. Permit Process: Sage grouse permits shall be issued pursuant to Section 716 Sage Grouse Permit Application and Drawing Process.

~~The free sage grouse hunting permits shall be issued by random drawing. Applicants must have a valid California hunting license and shall submit only one drawing application for either the East Lassen Zone, Central Lassen Zone, North Mono Zone, or the South Mono Zone. Up to four hunters may apply as a party. Applications must be submitted through the Automated License Data System by August 10. Each application will be issued a computer-generated random number and permits shall be issued by random number (from lowest to highest). Party applications shall receive a single random number and parties shall not be split to meet the number of permits available. Successful applicants will be notified by mail prior to the opening date of the season. Permits are nontransferable.~~

6. ~~Falconry Only Permits:~~

~~Applicants desiring to use a sage grouse permit during the falconry-only season must declare upon the application that the permit is for falconry only.~~

[No changes to subsections (a)(1)(E) through (a)(1)(I)3.]

(2) Archery Seasons, Bag and Possession Limits and Open Areas (see Authorized Methods of Take, sections 311 and 354)

[No changes to subsections (a)(2)(A) through (a)(2)(C)3.]

<i>Species</i>	<i>1. Seasons</i>	<i>2. Daily Bag and Possession Limits</i>
(D) Sage Grouse	The second Saturday in September extending for 2 consecutive days	See area open zone descriptions in subsection 300(a)(1)(D)3. East and Central Lassen zones: Bag Limit: 2 sage grouse per day, 2 per season

		<p>Possession Limit: 2 sage grouse per season</p> <p>North Mono and South Mono zones: Bag Limit: 1 sage grouse per day, 1 per season</p> <p>Possession Limit: 1 sage grouse per season</p>
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3. Area: Open Zone: see open zone descriptions in subsection 300(a)(1)(D)3., which include portions of Lassen, Mono, and Inyo counties. Hunting by free-permit only; see permit process in ~~subsection 300(a)(1)(D)5.~~ Section 716 for details.

[No changes to subsections (a)(2)(E) through (a)(2)(H)3.]

(3) Falconry Seasons, Bag and Possession Limits and Open Areas (see Authorized Methods of Take, Section 311)

[No changes to subsections (a)(3)(A) through (a)(3)(E)3.]

<i>Species</i>	<i>1. Seasons</i>	<i>2. Daily Bag and Possession Limits and Hawking Hours</i>
(F) Sage Grouse	The first Saturday in November extending for 60 consecutive days, and during the general season	<p>See area open zone descriptions in subsection 300(a)(1)(D)3.</p> <p>East and Central Lassen zones: Bag Limit: 2 sage grouse per day, 2 per season Possession Limit: 2 sage grouse per season</p> <p>North Mono and South Mono zones: Bag Limit: 1 sage grouse per day, 1 per season Possession Limit: 1 sage grouse per season</p> <p>Hawking hours are sunrise to sunset.</p>

3. Area: See open zone descriptions in subsection 300(a)(1)(D)3. Hunting by ~~free~~-permit only; see permit process in ~~section 300(a)(1)(D)5~~. Section 716 for details.

...[No changes to subsections (a)(2)(G) through (b)(1)(C)3.]

Note: Authority cited: Sections 200, 203, 265 and, 355, Fish and Game Code. Reference: Sections 200, 203, 203.1, 265, 270, 355 and 356, Fish and Game Code.

Section 716, Title 14, CCR, is added to read as follows:

§ 716 Sage Grouse Permit Application and Drawing Process.

(a) A drawing shall be held annually for available sage grouse hunting permits.

(1) It shall be unlawful to hunt sage grouse without a valid sage grouse permit issued for a zone defined in Section 300, subsection (a)(1)(D)3.

(b) Application Process:

(1) Applications for the number of permits specified in Section 300, subsection 300(a)(1)(D)4, shall be made available each year by July 10 through the department's Automated License Data System at department license sales offices, the department's internet sales site and at license agents

(2) Applicants shall apply by August 10 of each year.

(3) All applicants shall possess a current hunting license validation and adult applicants shall possess an upland game bird stamp validation.

(4) Applicants shall submit a nonrefundable Upland Game Bird Special Hunt Drawing Application Fee in the amount specified in Section 702.

(5) Applicants shall not submit more than one drawing application for the same license year.

(6) Applicants desiring to use a sage grouse permit during the falconry-only season must declare upon the application that the permit is for falconry only.

(7) Applicants for sage grouse hunting permits may be residents or nonresidents.

(8) Party Applications

(A) No more than four persons shall apply together as a party.

(B) Applicants shall specify if applying as an individual, a party leader or joining an existing party.

(C) Applicants applying as an individual or as a party leader shall be assigned a Party Identification Number (PIN), which will be printed on their drawing receipt.

(D) To apply as a party, the party leader shall apply first and then provide his/her assigned party identification number to the other party members.

(E) Applicants joining an existing party shall provide the Party Identification Number (PIN) of the party leader to join the party.

(F) Applicants joining a party shall be assigned the same zone choice as the party leader.

(G) When drawn, all party members shall be awarded permits for the zone choice selected by the party leader.

(c) Drawings for Permits

- (1) The department shall award available permits using a modified-preference point drawing system.
- (2) The modified-preference point drawing system shall award proportions of permit quotas using the following drawing methods:
 - (A) Preference Point Drawing: Permits in the preference quota are awarded based on the following order of priority: accumulated point totals (highest to lowest), and computer-generated random numbers (lowest to highest).
 - (B) Random Drawing: Permits in the random quota are awarded according to computer-generated random numbers (lowest to highest), without consideration of accumulated points.
- (3) The available permit quantity for each zone shall be split into separate quotas as follows:
 - (A) Fifty percent (50%) of the individual zone permit quota shall be awarded using a preference point drawing. Permit quota splits resulting in decimal fractions shall be rounded to the next higher whole number.
 - (B) Fifty percent (50%) of the individual zone permit quota shall be awarded using a random drawing. Permit quota splits resulting in decimal fractions shall be rounded to the next lower whole number.
 - (C) For zones with quotas of one (1) permit, that permit shall be awarded using a random drawing.
- (4) For party applications, the department shall use the average preference point value of all party members (total preference points for the party divided by number of party members) as the basis for consideration in the drawing. Point averages shall not be rounded.
- (5) The department shall not exceed the sage grouse permit quotas established in subsection (a)(1)(D)4 of Section 300. When a party application is processed in the drawing and the available permit quota is less than the total number of party members, the application shall be unsuccessful.
- (6) Successful applicants shall be determined by drawing within 10 business days following the application deadline date. If the drawing is delayed due to circumstances beyond the department's control, the department shall conduct the drawing at the earliest date possible.
- (7) Notification to successful applicants will be made within 10 business days of drawing completion.
- (8) Unsuccessful applicants shall earn one (1) preference point annually for participating in the sage grouse permit drawing.
- (9) Successful applicants issued a sage grouse permit shall have their sage grouse drawing preference point value reduced to zero.
- (10) Preference points shall not be transferred to another person.
- (11) The department shall maintain records of preference points earned by individual applicants based on their Get Outdoors ID (GO ID) customer identification number assigned by the department's Automated License Data System.
 - (A) The GO ID number shall be printed on each drawing receipt issued by the Automated License Data System.

(B) Applicants shall notify the department's License and Revenue Branch in Sacramento of any changes or corrections to information required by Sections 700.3 and 700.4.

(12) Any person not applying in the sage grouse permit drawings for ten (10) consecutive years shall have their preference points for the sage grouse drawing reduced to zero (0).

(13) For the purposes of this section, any person whose application is disqualified from the drawing shall be considered the same as a person not applying.

Authority: Sections 200, 203 and 1050, Fish and Game Code.

Reference: Sections 702, 1050, 1055.1, 3500, 3682.1, and 3683, Fish and Game Code.