In re: NOTICE OF APPROVAL OF EMERGENCY
Fish and Game Commission
REGULATORY ACTION

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections:
Amend sections: 7.50
Repeal sections:

Government Code Sections 11346.1 and 11349.6

OAL Matter Number: 2019-0618-03

OAL Matter Type: Emergency (E)

In this emergency rulemaking the Fish and Game Commission is opening the lower Klamath River and upper Trinity River for Upper Klamath-Trinity River Spring Chinook Salmon fishing.

OAL approves this emergency regulatory action pursuant to sections 11346.1 and 11349.6 of the Government Code.

This emergency regulatory action is effective on 6/26/2019 and will expire on 12/24/2019. The Certificate of Compliance for this action is due no later than 12/23/2019.

Date: June 26, 2019

Peggy J. Gibson
Senior Attorney

For: Holly Pearson
Acting Director

Original: Melissa Miller-Henson, Acting Executive Director
Copy: Sherrie Fonbuena
**A. PUBLICATION OF NOTICE**

<table>
<thead>
<tr>
<th>1. SUBJECT OF NOTICE</th>
<th>TITLE(S)</th>
<th>FIRST SECTION AFFECTED</th>
<th>2. REQUESTED PUBLICATION DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Order Regarding Take of Chinook Salmon</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**B. SUBMISSION OF REGULATIONS**

<table>
<thead>
<tr>
<th>1a. SUBJECT OF REGULATION(S)</th>
<th>1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)</th>
</tr>
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<tbody>
<tr>
<td>Special Order Regarding Take of Chinook Salmon</td>
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**SECTION(S) AFFECTED**

- **Title 2: Wildlife, Fish and Game (Fish and Game Code, §§ 4000-7300)**
- **Title 5: Cranes, Birds, and Mammals (Fish and Game Code, §§ 7301-7500)**
- **Title 6: Fish (Fish and Game Code, §§ 7501-7600)**
- **Title 7: Aquaculture (Fish and Game Code, §§ 7601-7700)**
- **Title 8: Waterfowl, Migratory Game Birds, and Nonresident Hunting Licenses (Fish and Game Code, §§ 7701-7800)**
- **Title 9: Nuisance Animals (Fish and Game Code, §§ 7801-7900)**
- **Title 10: Aquatic Plants (Fish and Game Code, §§ 7901-8000)**

**3. TYPE OF FILING**

- **Regular Rulemaking**
- **Emergency Rulemaking**
- **Resubmittal of disapproved or withdrawn regulations**
- **Other (Specify)**

**4. EFFECTIVE DATE OF CHANGES**

- **Effective January 1, April 1, July 1, or October 1 (Fish and Game Code, §§ 11343.4(d); Cal. Code Regs., title 1, § 1344.4)**
- **Effective on filing with Secretary of State (Fish and Game Code, §§ 11343.4(a))**
- **100 Changes Without Regulatory Effect (Fish and Game Code, §§ 11343.4(b))**
- **Print Only**

**6. CONTACT PERSON**

- **Sherrie Fonbuena (916) 654-9866 Sherrie.Fonbuena@fgc.ca.gov**

**8. SIGNATURE OR AGENCY HEAD OR DESIGNEE**

- **David Thesel, Program Manager**

**ENDORSED APPROVED**

**JUN 26 2019**

**Office of Administrative Law**
Proposed Emergency Regulatory Language

Subsection (b)(91.2) is added to Section 7.50, Title 14, CCR, as follows:

§ 7.50. Alphabetical List of Waters with Special Fishing Regulations.

... [No changes to subsections (a) through (b)(91.1)]

(91.2) Special Order Regarding Take of Chinook Salmon in Anadromous Waters of the Klamath River Basin Downstream of Iron Gate and Lewiston dams.

Notwithstanding subsection (b)(91.1) of Section 7.50, between January 1 and August 14 on the Klamath River and between January 1 and August 31 on the Trinity River, South Fork Trinity River and New River, Chinook Salmon may not be taken or possessed except as authorized on the identified segments of rivers as listed in the following table. All other restrictions apply.

<table>
<thead>
<tr>
<th>Body of Water</th>
<th>Open Season and Special Regulations</th>
<th>Daily Bag and Possession Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>(A) Klamath River segment identified in subsection 7.50(b)(91.1)(E)2.b.</td>
<td>July 1 through August 14</td>
<td>1 Chinook Salmon 2 Chinook Salmon in possession</td>
</tr>
<tr>
<td>(B) Trinity River segment identified in subsection 7.50(b)(91.1)(E)6.b.</td>
<td>July 1 through August 31</td>
<td>1 Chinook Salmon 2 Chinook Salmon in possession</td>
</tr>
<tr>
<td>(C) Trinity River segment identified in subsection 7.50(b)(91.1)(E)6.c.</td>
<td>July 1 through August 31</td>
<td>1 Chinook Salmon 2 Chinook Salmon in possession</td>
</tr>
<tr>
<td>(D) New River segment identified in subsection 7.50(b)(91.1)(E)6.d.</td>
<td>July 1 through August 31</td>
<td>1 Chinook Salmon 2 Chinook Salmon in possession</td>
</tr>
<tr>
<td>(E) Trinity River segment identified in subsection 7.50(b)(91.1)(E)6.e.</td>
<td>July 1 through August 31</td>
<td>1 Chinook Salmon 2 Chinook Salmon in possession</td>
</tr>
</tbody>
</table>

... [No changes subsections 7.50(b)(92) through (b)(212)]

* Wild Chinook Salmon are those not showing a healed adipose fin clip and not showing a healed left ventral fin clip.

** Hatchery trout or steelhead in anadromous waters are those showing a healed adipose fin clip (adipose fin is absent). Unless otherwise provided, all other trout and steelhead must be immediately released. Wild trout or steelhead are those not showing a healed adipose fin clip (adipose fin is present).
Note: Authority cited: Sections 200, 205, 265, 270, 315, 346.5 and 399316.5, 399 and 2084, Fish and Game Code. Reference: Sections 200, 205, 265, 270 and 346.5270, 316.5 and 2084, Fish and Game Code.