

STAFF SUMMARY FOR FEBRUARY 8-9, 2023

7. ELECTRONIC DISPLAY OF LICENSES VIA MOBILE APPLICATION (CONSENT)**Today's Item**Information Action

Consider adopting regulations to enable the Department to accept electronic display of licenses on a Department mobile application, consistent with Assembly Bill 817 (Chapter 607, Statutes of 2021).

Summary of Previous/Future Actions

- Notice hearing Oct 12-13, 2022
- Discussion hearing Dec 14-15, 2022
- **Today's adoption hearing Feb 8-9, 2023**

Background

Section 1050 of the California Fish and Game Code authorizes the Commission to determine the form of all licenses, permits, tags, reservations, and other entitlements and the method of carrying and displaying all licenses. Section 1050.4 of the Fish and Game Code, created by Assembly Bill 817, authorizes the Department to provide an option to display a sport fishing license, validation, report card, or other sport fishing entitlement electronically on a mobile device.

Fish and Game Code Section 1054.2 and existing regulation (Section 700) state that every person, while engaged in taking any fish, amphibian, reptile, bird, or mammal shall have on their person or immediate possession a valid sport fishing or hunting license. Currently, the Department's Automated License Data System (ALDS) allows license items to be printed instantly using point-of-sale terminals at independent license agents and Department license sales offices. ALDS also allows applicants to apply for licensing online, print out a temporary license, and receive a permanent license via mail; these existing options will remain available if the proposed regulations are adopted.

At its October 2022 meeting, the Commission authorized publication of a notice of its intent to amend Section 700.4 to include electronic display as a valid form of presenting a sport fishing license. Specifically, the proposed changes include: (1) adding language to allow the Department to accept electronic display of licenses on an official Department application, and (2) non-substantive changes to language and punctuation (see exhibits 2 and 3 for detail and additional rationale).

Commission staff published a notice in the California Regulatory Notice Register on November 4, 2022 that the Commission is proposing to change regulations. Public comments received since publishing the notice support adopting the proposal; no comments have been received in opposition.

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

FGC staff: Adopt the proposed regulations as recommended by the Department.

STAFF SUMMARY FOR FEBRUARY 8-9, 2023

DFW: Adopt the proposed regulations as described in the initial statement of reasons (ISOR) for the regulatory action.

Exhibits

1. [Department memo, received September 9, 2022](#)
2. [ISOR, dated October 12-13, 2022](#)
3. [Proposed regulatory text](#)
4. [Economic and fiscal impact statement and addendum \(STD. 399\)](#)
5. [Department email in lieu of a pre-adoption statement of reasons, including responses to public comments, received January 26, 2023](#)

Motion

Moved by _____ and seconded by _____ that the Commission adopts the staff recommendations for items 5 through 7 on the consent calendar.

Memorandum

Date: September 8, 2022

To: Melissa Miller-Henson
Executive Director
Fish and Game Commission

From: Charlton H. Bonham
Director

Subject: **Submission of Initial Statement of Reasons to Amend Title 14, California Code of Regulations (CCR), Section 700.4, Automated License Data System**

The Department of Fish and Wildlife (Department) requests that the Fish and Game Commission (Commission) authorize publishing notice of its intent to amend Section 700.4, Title 14, CCR. Based on the regulatory directive of Assembly Bill 817, the Department is proposing to amend Section 700.4 to include electronic display as part of the Automated License Data System (ALDS).

If you have any questions regarding these items, please contact Jay Rowan, Fisheries Branch Chief, at (916) 212-3164. The public notices for these rulemakings should identify Senior Environmental Scientist, Karen Mitchell, as the Department's point of contact. She can be reached at (916) 205-0520.

ec: Chad Dibble, Deputy Director
Wildlife and Fisheries Division

Jay Rowan, Branch Chief
Fisheries Branch
Wildlife and Fisheries Division

Craig Shuman, Regional Manager
Marine Region (Region 7)

Chris Stoots, Assistant Chief
Law Enforcement Division

Brian Owens, Acting Manager
Regulations Unit
Wildlife and Fisheries Division

Chelle Temple-King, Senior Regulatory Analyst
Regulations Unit
Wildlife and Fisheries Division
Tony Straw, Info Tech Sup II OOC

Melissa Miller-Henson, Executive Director
Fish and Game Commission
September 8, 2022
Page 2

License and Revenue Branch

Damian Sivak, ALDS Systems Specialist
License and Revenue Branch

Ari Cornman, Wildlife Advisor
Fish and Game Commission

David Haug, Analyst
Fish and Game Commission

David Thesell, Manager
FGC Regulations Unit

State of California
Fish and Game Commission
Initial Statement of Reasons for Regulatory Action

Amend Section 700.4
Title 14, California Code of Regulations
Re: Electronic License Display

I. Date of Initial Statement of Reasons: October 12-13, 2022

II. Dates and Locations of Scheduled Hearings

(a) Notice Hearing

Date: October 12-13, 2022 Location: Kings Beach

(b) Discussion Hearing

Date: December 14-15, 2022 Location: San Diego

(c) Adoption Hearing

Date: February 2023 Location: Sacramento

III. Description of Regulatory Action

(a) Statement of Specific Purpose of Regulatory Change and Factual Basis for Determining that Regulation Change is Reasonably Necessary

Unless otherwise specified, all section references in this document are to Title 14 of the California Code of Regulations.

BACKGROUND

Section 1050 of the Fish and Game Code authorizes the California Fish and Game Commission (Commission) to determine the form of all licenses, permits, tags, reservations, and other entitlements and the method of carrying and displaying all licenses. The regulations are in sections 700 and 700.4.

Section 1050.4 of the Fish and Game Code authorizes the Department of Fish and Wildlife (Department) to provide an option to display a sport fishing license, validation, report card, or other sport fishing entitlement electronically on a mobile device.

Based on Section 1050 of the Fish and Game Code and the regulatory directive of AB 817, which creates Section 1050.4 of the Fish and Game Code, the Commission is proposing to amend Section 700.4 to include electronic display as part of the Automated License Data System (ALDS).

CURRENT REGULATIONS

The current regulations (existing Section 700) state every person, while engaged in taking any fish, amphibian, reptile, bird, or mammal shall have on their person or immediate possession a valid sport fishing or hunting license. ALDS allows license items to be printed instantly using

point of sale terminals at Department license agents and Department license sales offices (existing Section 700.4). ALDS also allows applicants to apply for licensing via the Internet, print out a temporary license, and receive a permanent license via mail. These options will remain available.

The proposed changes to Section 700.4 include the following: 1) adding language to allow the Department to accept electronic display of licenses on an official Department application; and 2) non-substantive changes to language and punctuation.

PROPOSED REGULATIONS

The regulatory changes the Commission is proposing are described below by subsection.

Subsection (f) Electronic License Display. Adds subsection (f) to allow the Department to accept electronic display of licenses on an official Department application.

Several non-substantive changes are proposed to provide consistency among Title 14 sections.

(b) Goals and Benefits of the Regulation

These regulations will allow the Department to accept proof of valid licenses using a mobile application as an alternative to carrying a paper license.

Technology has changed significantly and there has been an increased demand for electronic license display. Licensees may forget a paper copy of a license but are likely to have a mobile device. The regulatory action proposed herein will provide flexibility in the method licensees may use to verify license validity.

(c) Authority and Reference Sections from Fish and Game Code for Regulation

Authority: Section(s) 1050, 1050.4, Fish and Game Code

Reference: Section(s) 713, 1050, 1050.4, Fish and Game Code

(d) Specific Technology or Equipment Required by Regulatory Change

None.

(e) Identification of Reports or Documents Supporting Regulation Change

None.

(f) Public Discussions of Proposed Regulations Prior to Notice Publication

Wildlife Resources Committee: May 19, 2022

Marine Resources Committee: July 14, 2022

IV. Description of Reasonable Alternatives to Regulatory Action

(a) Alternatives to Regulation Change

No alternatives were identified by or brought to the attention of Commission staff that would have the same desired regulatory effect.

(b) No Change Alternative

If the proposed amendments are not adopted, the Department will continue to allow only paper copies for proof of valid licenses. This may result in licensees without proof of a valid license in their possession, as well as frustration that the Department has not modernized its practices.

(c) Description of Reasonable Alternatives that Would Lessen Adverse Impact on Small Business

None identified.

V. Mitigation Measures Required by Regulatory Action

The proposed regulatory action will have no significant adverse effect on the environment, and therefore, no mitigation measures are needed.

VI. Impact of Regulatory Action

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

(a) Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States

The proposed regulation will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. This regulatory action will not impose cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed regulation.

(b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment.

The Commission does not anticipate impacts on the creation or elimination of jobs within the state, the creation of new business, the elimination of existing businesses, or the expansion of businesses in California because the proposed regulations are unlikely to change the demand for goods or services related to sport fishing. The Commission does not anticipate direct benefits to the general health and welfare of California residents, the environment, or to worker safety, however, as stated above, the proposal would benefit California residents generally by expanding the options for proof of licensure to include electronic display.

(c) Cost Impacts on a Representative Private Person or Business

The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State

The Department ALDS estimates a one-time implementation cost of \$448,975 to contract with

Aspira for the development of the electronic license display application that is fundamental to the proposed regulation. These costs are within existing budgets and resources.

No impact to federal funding to the state should occur. No nondiscretionary costs, or savings are anticipated for State agencies other than the Department due to this regulation change.

(e) Nondiscretionary Costs/Savings to Local Agencies

None.

(f) Programs Mandated on Local Agencies or School Districts

None.

(g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code

None.

(h) Effect on Housing Costs

None.

VII. Economic Impact Assessment

(a) Effects of the Regulation on the Creation or Elimination of Jobs Within the State

The Commission does not anticipate impacts on the creation or elimination of jobs within the state because the proposed regulations are unlikely to change the demand for goods or services related to sport fishing.

(b) Effects of the Regulation on the Creation of New Businesses or the Elimination of Existing Businesses Within the State

The Commission does not anticipate impacts on the creation of new business, the elimination of existing businesses within the state because the proposed regulations are unlikely to change the demand for goods or services related to sport fishing.

(c) Effects of the Regulation on the Expansion of Businesses Currently Doing Business Within the State

The Commission does not anticipate impacts on the expansion of businesses currently doing business within the state because the proposed regulations are unlikely to change the demand for goods or services related to sport fishing.

(d) Benefits of the Regulation to the Health and Welfare of California Residents

The Commission does not anticipate impacts on the health and welfare of California residents.

(e) Benefits of the Regulation to Worker Safety

The Commission does not anticipate impacts on to worker safety.

(f) Benefits of the Regulation to the State's Environment

The Commission does not anticipate impacts to the state's environment.

Informative Digest/Policy Statement Overview

Unless otherwise specified, all section references in this document are to Title 14 of the California Code of Regulations.

Section 1050 of the Fish and Game Code authorizes the California Fish and Game Commission (Commission) to determine the form of all licenses, permits, tags, reservations, and other entitlements and the method of carrying and displaying all licenses. The regulations are in Section 700 and 700.4.

Section 1050.4 of the Fish and Game Code authorizes the Department of Fish and Wildlife (Department) to provide an option to display a sport fishing license, validation, report card, or other sport fishing entitlement electronically on a mobile device.

Based on the regulatory directive of AB 817, which creates Section 1050.4 of the Fish and Game Code, the Commission is proposing to amend Section 700.4 to include electronic license display as part of the Automated License Data System (ALDS).

The proposed changes to Section 700.4 include the following:

Adds a new subsection to allow the Department to accept electronic display of licenses on an official Department application.

Makes non-substantive changes to language and punctuation.

BENEFIT OF THE REGULATIONS

These regulations will allow the Department to accept proof of valid licenses using a mobile application as an alternative to carrying a paper license.

Technology has changed significantly and there has been an increased demand for electronic license display. Licensees may forget a paper copy of a license but are likely to have a mobile device. The regulatory action proposed herein will provide flexibility in the method licensees may use to verify license validity.

CONSISTENCY AND COMPATIBILITY WITH EXISTING REGULATIONS

The Commission has reviewed its own regulations and finds that the proposed regulatory action is neither inconsistent nor incompatible with existing state regulations. The Commission has searched the California Code of Regulations and finds no other state agency regulations pertaining to the acceptable physical presentations of sport fishing and hunting licenses.

Proposed Regulatory Language

Section 700.4, Title 14 CCR, is amended to read:

§700.4. Automated Licenses Data System

...[No changes to subsections (a) through (e)]

(a) Defined: For the purposes of this Division the “Automated License Data System” or “ALDS” is an automated system that replaced the Department’s paper license inventory system. ALDS allows license items to be printed instantly using point of sale terminals and is available at Department license agents and Department license sales offices located throughout the state. ALDS also allows applicants to apply for licensing via the Internet.

(b) Get Outdoors Identification ~~Number~~ Number. The first time any applicant applies for any license, tag, permit, reservation or other entitlement via ALDS, the applicant shall receive a unique Get Outdoors Identification number (GO ID), or “GO ID.” The GO ID shall not be transferable to any other person.

(c) Identification Required; ~~Acceptable forms of~~. Any applicant applying for any license, tag, permit, reservation or other entitlement issued via ALDS shall provide valid identification. Acceptable forms of identification include:

- (1) Any license document or GO ID number previously issued via ~~ALDS~~ ALDS;
- (2) A valid driver’s license or identification card issued to him or her by the Department of Motor Vehicles or by the entity issuing driver’s licenses from the licensee’s state of ~~domicile~~ domicile;
- (3) US Birth ~~Certificate~~ Certificate;
- (4) US Certificate or Report of Birth ~~Abroad~~ Abroad;
- (5) Tribal Identification Card, as defined by each sovereign tribal ~~nation~~ nation;
- (6) Birth Certificate or passport issued from a US ~~Territory~~ Territory;
- (7) US ~~Passport~~ Passport;
- (8) US Military Identification Cards (Active or reserve duty, dependent, retired member, discharged from service, medical/religious ~~personnel~~) personnel;
- (9) Certificate of Naturalization or ~~Citizenship~~ Citizenship;
- (10) A foreign ~~government-issued~~ government-issued photo ~~identification~~ identification;

(d) Any applicant less than 18 years of age applying for any license, tag, permit, reservation or other entitlement issued via the ALDS shall provide valid identification. Acceptable forms of identification include:

- (1) Any form of identification described ~~above~~ above;
- (2) A parent or legal guardian’s identification as described ~~above~~ above;
- (e) Nonrefundable Application Fee

All licenses, tags, permits, reservations or other entitlements purchased via ALDS shall be subject to a three percent nonrefundable application fee, not to exceed seven dollars and fifty cents (\$7.50) per item, to pay the Department's costs for issuing ~~that~~ the license, tag, permit, reservation or other entitlement.

(f) Electronic License Display.

For any type of license, permit, reservation, registration, or other entitlement issued by the department where the license must be in the customer's immediate possession while engaging in the licensed activity, the department may accept licenses, permits, reservations, registrations, or other entitlements displayed through the official California Department of Fish and Wildlife mobile license application, if mobile display is available for the license type through the mobile license application.

NOTE: Authority cited: Sections 713, 1050 and 1054, Fish and Game Code. Reference: Sections 713, 1050 and 1054, Fish and Game Code.

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

ECONOMIC IMPACT STATEMENT

DEPARTMENT NAME Fish and Game Commission	CONTACT PERSON David Thesell	EMAIL ADDRESS fgc@fgc.ca.gov	TELEPHONE NUMBER 916 902-9291
DESCRIPTIVE TITLE FROM NOTICE REGISTER OR FORM 400 Amend Section 700.4, Title 14, CCR, Re: Sport Fish Licenses (Electronic Display)			NOTICE FILE NUMBER Z

A. ESTIMATED PRIVATE SECTOR COST IMPACTS *Include calculations and assumptions in the rulemaking record.*

1. Check the appropriate box(es) below to indicate whether this regulation:

- a. Impacts business and/or employees
- b. Impacts small businesses
- c. Impacts jobs or occupations
- d. Impacts California competitiveness
- e. Imposes reporting requirements
- f. Imposes prescriptive instead of performance
- g. Impacts individuals
- h. None of the above (Explain below):
No new private sector costs. See Addendum.

***If any box in Items 1 a through g is checked, complete this Economic Impact Statement.
If box in Item 1.h. is checked, complete the Fiscal Impact Statement as appropriate.***

2. The _____ estimates that the economic impact of this regulation (which includes the fiscal impact) is:
(Agency/Department)

- Below \$10 million
- Between \$10 and \$25 million
- Between \$25 and \$50 million
- Over \$50 million *[If the economic impact is over \$50 million, agencies are required to submit a [Standardized Regulatory Impact Assessment](#) as specified in Government Code Section 11346.3(c)]*

3. Enter the total number of businesses impacted: _____

Describe the types of businesses (Include nonprofits): _____

Enter the number or percentage of total businesses impacted that are small businesses: _____

4. Enter the number of businesses that will be created: _____ eliminated: _____

Explain: _____

5. Indicate the geographic extent of impacts: Statewide
 Local or regional (List areas): _____

6. Enter the number of jobs created: _____ and eliminated: _____

Describe the types of jobs or occupations impacted: _____

7. Will the regulation affect the ability of California businesses to compete with other states by making it more costly to produce goods or services here? YES NO

If YES, explain briefly: _____

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

ECONOMIC IMPACT STATEMENT (CONTINUED)

B. ESTIMATED COSTS *Include calculations and assumptions in the rulemaking record.*

1. What are the total statewide dollar costs that businesses and individuals may incur to comply with this regulation over its lifetime? \$ _____

a. Initial costs for a small business: \$ _____ Annual ongoing costs: \$ _____ Years: _____

b. Initial costs for a typical business: \$ _____ Annual ongoing costs: \$ _____ Years: _____

c. Initial costs for an individual: \$ _____ Annual ongoing costs: \$ _____ Years: _____

d. Describe other economic costs that may occur: _____

2. If multiple industries are impacted, enter the share of total costs for each industry: _____

3. If the regulation imposes reporting requirements, enter the annual costs a typical business may incur to comply with these requirements. *Include the dollar costs to do programming, record keeping, reporting, and other paperwork, whether or not the paperwork must be submitted.* \$ _____

4. Will this regulation directly impact housing costs? YES NO

If YES, enter the annual dollar cost per housing unit: \$ _____

Number of units: _____

5. Are there comparable Federal regulations? YES NO

Explain the need for State regulation given the existence or absence of Federal regulations: _____

Enter any additional costs to businesses and/or individuals that may be due to State - Federal differences: \$ _____

C. ESTIMATED BENEFITS *Estimation of the dollar value of benefits is not specifically required by rulemaking law, but encouraged.*

1. Briefly summarize the benefits of the regulation, which may include among others, the health and welfare of California residents, worker safety and the State's environment: _____

2. Are the benefits the result of: specific statutory requirements, or goals developed by the agency based on broad statutory authority?

Explain: _____

3. What are the total statewide benefits from this regulation over its lifetime? \$ _____

4. Briefly describe any expansion of businesses currently doing business within the State of California that would result from this regulation: _____

D. ALTERNATIVES TO THE REGULATION *Include calculations and assumptions in the rulemaking record. Estimation of the dollar value of benefits is not specifically required by rulemaking law, but encouraged.*

1. List alternatives considered and describe them below. If no alternatives were considered, explain why not: _____

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

ECONOMIC IMPACT STATEMENT (CONTINUED)

2. Summarize the total statewide costs and benefits from this regulation and each alternative considered:

Regulation: Benefit: \$ _____ Cost: \$ _____

Alternative 1: Benefit: \$ _____ Cost: \$ _____

Alternative 2: Benefit: \$ _____ Cost: \$ _____

3. Briefly discuss any quantification issues that are relevant to a comparison of estimated costs and benefits for this regulation or alternatives: _____

4. Rulemaking law requires agencies to consider performance standards as an alternative, if a regulation mandates the use of specific technologies or equipment, or prescribes specific actions or procedures. Were performance standards considered to lower compliance costs? YES NO

Explain: _____

E. MAJOR REGULATIONS *Include calculations and assumptions in the rulemaking record.*

California Environmental Protection Agency (Cal/EPA) boards, offices and departments are required to submit the following (per Health and Safety Code section 57005). Otherwise, skip to E4.

1. Will the estimated costs of this regulation to California business enterprises **exceed \$10 million**? YES NO

***If YES, complete E2. and E3
If NO, skip to E4***

2. Briefly describe each alternative, or combination of alternatives, for which a cost-effectiveness analysis was performed:

Alternative 1: _____

Alternative 2: _____

(Attach additional pages for other alternatives)

3. For the regulation, and each alternative just described, enter the estimated total cost and overall cost-effectiveness ratio:

Regulation: Total Cost \$ _____ Cost-effectiveness ratio: \$ _____

Alternative 1: Total Cost \$ _____ Cost-effectiveness ratio: \$ _____

Alternative 2: Total Cost \$ _____ Cost-effectiveness ratio: \$ _____

4. Will the regulation subject to OAL review have an estimated economic impact to business enterprises and individuals located in or doing business in California exceeding \$50 million in any 12-month period between the date the major regulation is estimated to be filed with the Secretary of State through 12 months after the major regulation is estimated to be fully implemented?

YES NO

If YES, agencies are required to submit a [Standardized Regulatory Impact Assessment \(SRIA\)](#) as specified in Government Code Section 11346.3(c) and to include the SRIA in the Initial Statement of Reasons.

5. Briefly describe the following:

The increase or decrease of investment in the State: _____

The incentive for innovation in products, materials or processes: _____

The benefits of the regulations, including, but not limited to, benefits to the health, safety, and welfare of California residents, worker safety, and the state's environment and quality of life, among any other benefits identified by the agency: _____

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

FISCAL IMPACT STATEMENT

A. FISCAL EFFECT ON LOCAL GOVERNMENT *Indicate appropriate boxes 1 through 6 and attach calculations and assumptions of fiscal impact for the current year and two subsequent Fiscal Years.*

1. Additional expenditures in the current State Fiscal Year which are reimbursable by the State. (Approximate)
(Pursuant to Section 6 of Article XIII B of the California Constitution and Sections 17500 et seq. of the Government Code).

\$ _____

a. Funding provided in _____

Budget Act of _____ or Chapter _____, Statutes of _____

b. Funding will be requested in the Governor's Budget Act of _____

Fiscal Year: _____

2. Additional expenditures in the current State Fiscal Year which are NOT reimbursable by the State. (Approximate)
(Pursuant to Section 6 of Article XIII B of the California Constitution and Sections 17500 et seq. of the Government Code).

\$ _____

Check reason(s) this regulation is not reimbursable and provide the appropriate information:

a. Implements the Federal mandate contained in _____

b. Implements the court mandate set forth by the _____ Court.

Case of: _____ vs. _____

c. Implements a mandate of the people of this State expressed in their approval of Proposition No. _____

Date of Election: _____

d. Issued only in response to a specific request from affected local entity(s).

Local entity(s) affected: _____

e. Will be fully financed from the fees, revenue, etc. from: _____

Authorized by Section: _____ of the _____ Code;

f. Provides for savings to each affected unit of local government which will, at a minimum, offset any additional costs to each;

g. Creates, eliminates, or changes the penalty for a new crime or infraction contained in _____

3. Annual Savings. (approximate)

\$ _____

4. No additional costs or savings. This regulation makes only technical, non-substantive or clarifying changes to current law regulations.

5. No fiscal impact exists. This regulation does not affect any local entity or program.

6. Other. Explain _____

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

FISCAL IMPACT STATEMENT (CONTINUED)

B. FISCAL EFFECT ON STATE GOVERNMENT Indicate appropriate boxes 1 through 4 and attach calculations and assumptions of fiscal impact for the current year and two subsequent Fiscal Years.

1. Additional expenditures in the current State Fiscal Year. (Approximate)

\$ 449,000

It is anticipated that State agencies will:

a. Absorb these additional costs within their existing budgets and resources.

b. Increase the currently authorized budget level for the _____ Fiscal Year

2. Savings in the current State Fiscal Year. (Approximate)

\$ _____

3. No fiscal impact exists. This regulation does not affect any State agency or program.

4. Other. Explain Department of Fish and Wildlife ALDS contracts to develop electronic license functionality, including a mobile application.

C. FISCAL EFFECT ON FEDERAL FUNDING OF STATE PROGRAMS Indicate appropriate boxes 1 through 4 and attach calculations and assumptions of fiscal impact for the current year and two subsequent Fiscal Years.

1. Additional expenditures in the current State Fiscal Year. (Approximate)

\$ _____

2. Savings in the current State Fiscal Year. (Approximate)

\$ _____

3. No fiscal impact exists. This regulation does not affect any federally funded State agency or program.

4. Other. Explain _____

FISCAL OFFICER SIGNATURE

DocuSigned by:

65588781E2D3479

DATE

9/29/2022

The signature attests that the agency has completed the STD. 399 according to the instructions in SAM sections 6601-6616, and understands the impacts of the proposed rulemaking. State boards, offices, or departments not under an Agency Secretary must have the form signed by the highest ranking official in the organization.

AGENCY SECRETARY

 Miller-Henson,
Melissa@FGC

Digitally signed by Miller-Henson, Melissa@FGC
DN: DC=Gov, DC=Ca, DC=Stg, DC=AD, OU=DFG Divisions,
OU=EXEC, OU=Users, CN=Miller-Henson, Melissa@FGC
Reason: I am the author of this document
Location:
Date: 2022.10.27 20:48:40 -0700
PowerPDF Engine Version: 12.0.1



10/28/2022

DATE

10/27/2022

Finance approval and signature is required when SAM sections 6601-6616 require completion of Fiscal Impact Statement in the STD. 399.

DEPARTMENT OF FINANCE PROGRAM BUDGET MANAGER



DATE

STD 399 Addendum
Amend Section 700.4
Title 14, California Code of Regulations
Re: Sport Fish Licenses (Electronic Display)

ECONOMIC IMPACT STATEMENT

A. ESTIMATED PRIVATE SECTOR COST IMPACTS

Answer: h. None of the above. (Explain below):

The commission is not aware of any cost impacts that a representative individual or business would incur in reasonable compliance with the proposed regulation.

More information on the fiscal impact is provided below.

FISCAL IMPACT STATEMENT

A. FISCAL EFFECT ON LOCAL GOVERNMENT

Answer: 5. No fiscal impact. This regulation does not affect any local entity or program. No nondiscretionary costs, or savings are anticipated for local governmental agencies as a result of this regulation change.

B. FISCAL EFFECT ON STATE GOVERNMENT

Answer 1. Additional expenditures in current State Fiscal Year = \$449,000 in estimated implementation costs for electronic license display application development.

- a. Department was appropriated funding in Fiscal Year 2022-23 for this implementation.

4. Other. Explain:

Department First year Implementation

Department implementation will involve changes to the Automated Licensing Data System (ALDS) including mobile application development. Under the current vendor contract with Aspira, the costs associated with electronic license display functionality including the development of a mobile application, are estimated to be \$449,000 in the first fiscal year. The estimated implementation costs were appropriated in the Fiscal Year 2022-23 Budget Act for this specific effort. The total implementation cost is estimated to be \$810,000 over the next two fiscal years.

Other Implementation Costs Considerations

No nondiscretionary costs, or savings are anticipated for State agencies other than the Department as a result of this regulation change.

C. FISCAL EFFECT ON FEDERAL FUNDING OF STATE PROGRAMS

Answer: 3. No fiscal impact.

Haug, David [REDACTED]

From: Temple-King, Chelle [REDACTED]
Sent: Thursday, January 26, 2023 12:27 PM
To: Temple-King, Chelle [REDACTED]; Haug, David [REDACTED]; Thesell, Harold(David) [REDACTED]; Alminas, Ona [REDACTED]
Cc: FGC; Dibble, Chad@Wildlife
Subject: Agenda Item for the February 8-9 Fish and Game Commission Meeting Re: Electronic License Display, Pre-Adopt Email in Lieu of PSOR

Importance: High

The Department of Fish and Wildlife (Department) has prepared this email to summarize and provide response to the public comment received by the Fish and Game Commission (Commission) on the proposed addition of Section 700.4 of Title 14, California Code of Regulations to implement the mobile/electronic display of sport fishing licenses, as prescribed by Assembly Bill 817 (2021-2022). The proposed addition will allow sport fishing licenses to be displayed on a mobile or electronic device, in addition to the current paper copy. This rulemaking was heard for notice October 13, 2022 and discussed on December 15, 2022. The Department is not recommending any further amendments to the regulatory text based on comments received.

The Department recommends the Commission adopt, at its February 9, 2023 meeting, the proposed rulemaking for electronic license display.

Comment 1: December 14, 2022 – Joe Exline (oral comment)

Expressed concern that the mobile application for license display would require internet connectivity to function.

Response: The mobile application for license display will not require internet connectivity to display a valid license.

Chelle Temple-King (she/they)
Senior Regulatory Analyst
(Senior Environmental Scientist-Specialist)
[715 P Street](#)
[Sacramento, CA 95814](#)

[REDACTED]