

## Proposed Regulatory Language

Section 250, Title 14 CCR, is amended to read:

### **Subdivision 2. Game, Furbearers, Nongame, and Depredators**

#### **§ 250. General Prohibition Against Taking Resident Game Birds, Game Mammals, Exotic Game Mammals, and Furbearing Mammals.**

Except as otherwise provided in this Title 14, and in the Fish and Game Code, resident game birds, game mammals, exotic game mammals, and furbearing mammals may not be taken at any time.

NOTE: Authority cited: Sections 200, 203 and 265, Fish and Game Code.

Reference: Sections 110, 200, 201, 203, 203.1, 260, 265, 270, 275, 2000, 2001, 3000, 3500, 3950, 3965 and 4000, Fish and Game Code.

## Proposed Regulatory Language

Section 251.5, Title 14 CCR, is amended to read:

### **§ 251.5. Game Birds, Game Mammals, Exotic Game Mammals, Furbearers and Nongame Animals, Possession Of.**

(a) Migratory game birds may not be held beyond the period provided by the federal regulations and in accordance with the daily bag and possession limits prescribed by these regulations. ~~(See section 500.)~~ (see sections 257 and 502).

(b) Live mountain lions may be possessed only under terms of a permit issued by the Department pursuant to section 2150 of the Fish and Game Code or if the owner can demonstrate that the mountain lion was in his/ her possession on or before June 6, 1990 under a permit issued pursuant to section 3200 of said code.

(c) Every game bird, game mammal, exotic game mammal, furbearer or nongame animal taken under the authority of a hunting or trapping license and reduced to possession by the hunter or trapper shall be immediately killed and become a part of the daily bag limit.

NOTE: Authority cited: Sections 200, 203, 265, 275, 3005.5, 3800 and 4150, Fish and Game Code.

Reference: Sections 110, 200, 201, 203, 203.1, 265, 275, 2000, 2001, 3005.5, 3800, 4150 and 4800, Fish and Game Code.

## Proposed Regulatory Language

Section 252, Title 14 CCR, is amended to read:

### **§ 252. Bag and Possession Limit Defined.**

“Bag and possession limit” means the daily bag limit of each kind of resident and migratory game birds, game mammals, exotic game mammals, and furbearing mammals which may be taken and possessed by any one person unless otherwise authorized.

NOTE: Authority cited: Sections 200, 203, 265, 2001, 3800 and 4150, Fish and Game Code.

Reference: Sections 110, 200, 201, 203, 203.1, 260, 265, 270, 275, 2001, 3800, 3965, and 4150, Fish and Game Code.

## Proposed Regulatory Language

Section 257.5, Title 14 CCR, is amended to read:

### **§ 257.5. Prohibition Against Taking Resident Game Birds, Game Mammals, and Exotic Game Mammals by the Aid of Bait.**

Except as otherwise provided in these regulations or in the Fish and Game Code, resident game birds, ~~and game mammals, and exotic game mammals~~, may not be taken within 400 yards of any baited area.

(a) Definition of Baited Area. As used in this regulation, “baited area” shall mean any area where shelled, shucked or unshucked corn, wheat or other grains, salt, or other feed whatsoever capable of luring, attracting, or enticing such birds or mammals is directly or indirectly placed, exposed, deposited, distributed, or scattered, and such area shall remain a baited area for ten days following complete removal of all such corn, wheat or other grains, salt, or other feed.

(b) Exceptions:

(1) The taking of domestically reared and released game birds on licensed pheasant clubs and other licensed game bird clubs;

(2) The taking of resident game birds ~~and game mammals, and exotic game mammals~~, on or over standing crops, flooded standing crops (including aquatics), flooded harvested croplands, grain crops properly shocked on the field where grown, or grains found scattered solely as the result of normal agricultural planting or harvesting;

(3) The taking of resident game birds and mammals on or over any lands where shelled, shucked or unshucked corn, wheat or other grain, salt, or other feed have been distributed or scattered as the result of bona fide agricultural operations or procedures, or as a result of manipulation of a crop or other feed on the land where grown for wildlife management purposes: provided that manipulation for wildlife management purposes does not include the distributing or scattering of grain or other feed once it has been removed from or stored on the field where grown.

NOTE: Authority cited: Sections 200, 203 and 265, Fish and Game Code.

Reference: Sections 110, 200, 201, 203, 203.1, 260, 265, 270, 275, 3800, ~~and~~ 3950, and 3965, Fish and Game Code.

## Proposed Regulatory Language

Section 258, Title 14 CCR, is amended to read:

### **§ 258. Season Defined.**

“Season” means that period of time during which resident and migratory game birds, game mammals, exotic game mammals, and fur-bearing mammals may be taken. All dates are inclusive.

NOTE: Authority cited: Sections 200, 203, 265, 355, 3800 and 4150, Fish and Game Code.

Reference: Sections 110, 200, 201, 203, 203.1, 260, 265, 270, 275, 355, 3800, 3965 and 4150, Fish and Game Code.

## Proposed Regulatory Language

Section 350, Title 14 CCR, is amended to read:

### **§ 350. Big Game Defined.**

“Big game” means the following: deer (genus *Odocoileus*), elk (genus *Cervus*), pronghorn antelope (genus *Antilocarpa*), ~~wild pig (feral pigs, European wild pigs and their hybrids (genus *Sus*))~~, black bear (genus *Ursus*) and Nelson bighorn sheep (subspecies *Ovis canadensis nelsoni*) in the areas described in subsection 4902(b) of the Fish and Game Code.

NOTE: Authority cited: Sections 200, 203 and 265, Fish and Game Code.

Reference: Sections 110, 200, 203, 203.1, 260, 265, 270, 3950, 4700, 4900 and 4902, Fish and Game Code.

## **Proposed Regulatory Language**

Section 352, Title 14 CCR, is amended to read:

### **§ 352. Shooting Hours on Big Game.**

Hunting and shooting hours for big game, including but not limited to deer, antelope, elk, and bear, ~~and wild pig~~ shall be from one-half hour before sunrise to one-half hour after sunset.

NOTE: Authority cited: Sections 3000, Fish and Game Code.

Reference: Sections 3000, and 3950, Fish and Game Code.

## Proposed Regulatory Language

Section 353, Title 14 CCR, is amended to read:

### § 353. Methods Authorized for Taking Big Game.

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

(d) Shotguns capable of holding not more than three shells firing single slugs may be used for the taking of deer, and bear, ~~and wild pigs~~. In areas where the discharge of rifles or shotguns with slugs is prohibited by county ordinance, shotguns capable of holding not more than three shells firing size 0 or 00 buckshot may be used for the taking of deer only.

(e) Pistols and revolvers using centerfire cartridges with softnose or expanding projectiles may be used to take deer, and bear, ~~and wild pigs~~.

(f) Pistols and revolvers with minimum barrel lengths of 4 inches, using centerfire cartridges with softnose or expanding projectiles may be used to take elk and bighorn sheep.

(g) Except as provided in subsection 354(j) of these regulations, crossbows may be used to take deer ~~and wild pigs~~ only during the regular seasons.

. . . [No changes to subsections (h) through (l)]. . .

NOTE: Authority cited: Sections 200, 203 and 265, Fish and Game Code.  
Reference: Sections 2005, 2055, 3004.5 and 3950, Fish and Game Code.



## Proposed Regulatory Language

Chapter 3.5, Title 14 CCR, is added as follows:

### **Chapter 3.5 – Exotic Game Mammals (§375-379)**

Section 375, Title 14 CCR, is added as follows:

#### **§ 375. Exotic Game Mammal Defined.**

“Exotic game mammal” is a mammal, nonnative to California, seen to be detrimental to the ecology and conservation of native species and their habitats. The animals in this category include the following: wild pig, feral pigs, European wild pigs, and their hybrids (genus Sus).

NOTE: Authority cited: Sections 200, 203, 265, 3965, Fish and Game Code.

Reference: Sections 110, 200, 203, 203.1, 260, 265, 270, 3965, 4700, Fish and Game Code.

## **Proposed Regulatory Language**

Section 376, Title 14 CCR, is added as follows:

### **§ 376. Shooting Hours for Exotic Game Mammals.**

Shooting hours for exotic game mammals are one half hour before sunrise to one half hour after sunset.

NOTE: Authority cited: Section 3000, Fish and Game Code.

Reference: Sections 3000 and 3965, Fish and Game Code.

## Proposed Regulatory Language

Section 377, Title 14 CCR, is added as follows:

### **§ 377. Methods Authorized for Taking Exotic Game Mammals.**

(a) It shall be unlawful to take or attempt to take exotic game mammals in violation of this section or Section 250.1. The take or attempted take of any exotic game mammals (as defined by Section 375 of these regulations) with a firearm shall be in accordance with the use of nonlead projectiles and ammunition pursuant to Section 250.1 of these regulations.

(b) Definition. For purposes of this section, a projectile is any bullet, ball, sabot, slug, buckshot or other device which is expelled from a firearm through a barrel by force. The following definitions shall apply:

(1) A softnose or expanding projectile is a bullet designed to increase from its original diameter, commonly referred to as “mushrooming”, and retain a significant part of its original weight upon impact with, or when passing through the tissues of an animal.

(2) Projectiles commonly referred to as “frangible” bullets, designed to disintegrate upon impact with, or when passing through the tissues of an animal are not softnose or expanding projectiles.

(c) Except for the provisions of the following subsections (d) through (j), exotic game may only be taken by rifles using centerfire cartridges with softnose or expanding projectiles; bow and arrow (see Section 354 of these regulations for archery equipment regulations); or wheellock, matchlock, flintlock or percussion type, including “in-line” muzzleloading rifles using black powder or equivalent black powder substitute, including pellets, with a single projectile loaded from the muzzle and at least .40 caliber in designation.

(d) Shotguns capable of holding not more than three shells firing single slugs may be used for the taking of exotic game mammals. In areas where the discharge of rifles or shotguns with slugs is prohibited by county ordinance, shotguns capable of holding not more than three shells firing size 0 or 00 buckshot may be used.

(e) Pistols and revolvers using centerfire cartridges with softnose or expanding projectiles may be used to take exotic game mammals.

(f) Except as provided in subsection 354(j) of these regulations, crossbows may not be used to take exotic game mammals in an area where an archery season is open for deer, elk, or pronghorn antelope.

(g) Except as otherwise provided, while taking or attempting to take exotic game under the provisions of this section or Section 354 of these regulations it is unlawful to use any device or devices which: 1) throw, cast or project an artificial light or

electronically alter or intensify a light source for the purpose of visibly enhancing an animal; or 2) throw, cast or project an artificial light or electronically alter or intensify a light source for the purpose of providing a visible point of aim directly on an animal. Devices commonly referred to as "sniperscopes," night vision scopes or binoculars, or those utilizing infrared, heat sensing or other non-visible spectrum light technology used for the purpose of visibly enhancing an animal or providing a visible point of aim directly on an animal are prohibited and may not be possessed while taking or attempting to take exotic game mammals. Devices commonly referred to as laser rangefinders, "red-dot" scopes with self-illuminating reticles, and fiberoptic sights with self-illuminating sight or pins which do not throw, cast or project a visible light onto an animal are permitted.

(h) Unless provided in these regulations or any other law, it is unlawful to possess a loaded muzzleloading firearm in any vehicle or conveyance or its attachments which is standing on or along or is being driven on or along any public road or highway or other way open to the public. For the purposes of this section, a muzzleloading firearm shall be deemed to be loaded when it is capped or primed or has an electronic or other ignition device attached and has a powder charge and projectile or shot in the barrel or cylinder.

NOTE: Authority cited: Sections 200, 203 and 265, Fish and Game Code.  
Reference: Sections 2005, 2055, 3004.5 and 3965, Fish and Game Code.

## Proposed Regulatory Language

Section 368, Title 14 CCR, is repealed and Section 378 added as follows:

### **§ ~~368.~~ 378. Wild Pig.**

Wild pigs may be taken only as follows:

(a) General Season: Open all year.

(b) Bag and Possession Limit: There is no daily bag or possession limit for wild pigs.

NOTE: Authority cited: Sections 200, 203, and 265, Fish and Game Code.

Reference: Sections 110, 200, 203, 203.1, 265, ~~3950,~~ 3965, 4652, 4653, 4654, 4655, 4656 and 4657, Fish and Game Code.

## Proposed Regulatory Language

Section 379, Title 14 CCR, is added as follows:

### **§ 379. Prohibition Against Feeding Exotic Game Mammals.**

No person shall knowingly feed exotic game mammals, as defined section 375 of these regulations unless authorized by a depredation permit issued by the department.

NOTE: Authority cited: Sections 200, 203, and 265, Fish and Game Code.

Reference: Sections 110, 200, 203, 203.1, 265, 270, 275, and 3965, Fish and Game Code.

## Proposed Regulatory Language

Section 401, Title 14 CCR, is amended to read:

### § 401. Issuance of Permit to Take Animals Causing Damage.

(a) Application. A person who is a property owner or tenant may apply to the department for a permit to take elk, bear, bobcat, beaver, wild pigs, deer, wild turkeys, or gray squirrels that are damaging or destroying, or immediately threatening to damage or destroy, land or property. A bobcat in the act of injuring or killing livestock may be taken immediately provided the property owner or tenant applies for a permit from the department the next working day following the take.

(b) Permit Period.

(1) Permits issued pursuant to this section for beaver, ~~wild pigs~~, or gray squirrels shall be valid for a period not to exceed one year.

(2) Permits issued pursuant to this section for bobcat, elk, bear, wild turkey, or deer shall be valid for a period not to exceed 60 consecutive days.

(3) Permits issued pursuant to this section authorizing the use of dogs for bear or bobcat shall authorize no more than three dogs and shall be valid for a period not to exceed 20 consecutive days.

(4) Permits may be renewed if damage or threatened damage to land or property continues to exist.

(5) Permits issued pursuant to this section for wild pig may be valid for a period of time as determined by the department, not to exceed 5 years.

. . . *[No changes to subsections (c) through (f)]. . .*

(g) Reports Required.

(1) Holders of permits authorizing take of wild pigs shall provide a report listing the permit holder or entity name and number of wild pigs taken by month, by county date and sex of each wild pig taken. A report shall be submitted whether or not any animals were taken. The reporting period shall be ~~calendar month~~ once annually, by license year, on or before July 31 for the period extending from June 1 to May 31 of the previous year. The permittee or designated agent shall complete and submit the report to the department ~~on or before the 15th day of the following month~~. Reports shall be submitted to the address provided by the department or using the Wildlife Incident Reporting System.

(2) Holders of permits authorizing the use of dogs to take bear or bobcat shall comply with the requirements of Fish & Game Code section 3960.2 and shall submit a report to the department within 30 days of permit issuance. Reports shall be submitted

to the address provided by the department. Reports shall include the following information:

(A) Date of kill and the sex of any bear or bobcat that was killed.

(B) Details regarding all pursuits, including any information about a pursued bear or bobcat, even if the animal was not killed.

(C) An explanation of why any pursued bear or bobcat was not killed, and whether such bear or bobcat was harmed.

(h) Tagging Animals. All animals taken pursuant to a permit, ~~except wild pigs,~~ shall be immediately tagged with tags provided by the department. ~~Wild pigs shall be tagged prior to being transported from the property designated in the permit. Tags for animals except wild pigs shall be completed at the time the animal is taken. Tags for wild pigs shall be completed before the wild pigs are removed from the property.~~ Tags shall clearly show the permittee's name, address, date and location the animal was taken and shall include the signature of the person taking the animal. The report portion of each tag shall be mailed to the department without delay. No tags are required for squirrels ~~or, beavers, or wild pigs.~~

(i) Utilization of Carcass. Animals taken pursuant to this permit must be disposed of as required in the permit. No animals, except wild pigs, may be utilized by the permittee or designated agent. ~~The permittee or designated agent may leave the carcass of any wild pig where it was taken for reasons of high air temperatures, disease, parasites, or conditions which preclude use of the carcass. A person who makes every reasonable attempt to utilize the carcass of any wild pig as required in this subsection shall be deemed to be in compliance with Section 4304 of the Fish and Game Code.~~

(1) After any taking of bear, the permittee or agent shall comply with Section 367.5 of these regulations, except the skull shall not be returned to the permittee or agent.

. . . [No changes to subsections (j) through (l)]. . .

NOTE: Authority cited: Sections 200, 265, 1050, 3960.2, 4150, 4181 and 4181.5, Fish and Game Code.

Reference: Sections 3003.1, 3960, 3960.2, 4150, 4152, 4181 and 4181.5, Fish and Game Code.



## Proposed Regulatory Language

Section 465.5, Title 14 CCR, is amended to read:

### § 465.5. Use of Traps.

(a) Traps Defined. Traps are defined to include padded-jaw leg-hold, steel-jawed leg-hold, and conibear traps, snares, dead-falls, cage traps and other devices designed to confine, hold, grasp, grip, clamp or crush animals' bodies or body parts.

(b) Affected Mammals Defined. For purposes of this section, furbearing mammals, game mammals, exotic game mammals, nongame mammals, and protected mammals are those mammals so defined by statute on July January 1, 19972024, in sections 3950, 3965, 4000, 4150 and 4700 of the Fish and Game Code.

(c) Prohibition on Trapping for the Purposes of Recreation or Commerce in Fur. It is unlawful for any person to trap for the purposes of recreation or commerce in fur any furbearing mammal or nongame mammal with any body-gripping trap. A body-gripping trap is one that grips the mammal's body or body part, including, but not limited to, steel jawed leg-hold traps, padded-jaw leg-hold traps, conibear traps, and snares. Cage and box traps, nets, suitcase-type live beaver traps, and common rat and mouse traps shall not be considered body-gripping traps and may be used to trap for the purposes of recreation or commerce in fur any furbearing or nongame mammal.

(d) Prohibition on Exchange of Raw Fur. It is unlawful for any person to buy, sell, barter, or otherwise exchange for profit, or to offer to buy, sell, barter, or otherwise exchange for profit, the raw fur, as defined by Section 4005 of the Fish and Game Code, of any furbearing mammal or nongame mammal that was trapped in this state, with a body-gripping trap as described in subsection (c) above.

(e) Prohibition on Use of Steel-jawed Leg-hold Traps by Individuals. It is unlawful for any person to use or authorize the use of any steel jawed leg-hold trap, padded or otherwise, to capture any game mammal, exotic game mammal, furbearing mammal, nongame mammal, protected mammal, or any dog or cat.

(1) Exception for Extraordinary Case to Protect Human Health or Safety. The prohibition in subsection (e) does not apply to federal, state, county, or municipal government employees or their duly authorized agents in the extraordinary case where the otherwise prohibited padded jaw leg-hold trap is the only method available to protect human health or safety.

(A) Leg-hold Trap Requirements. Leg-hold traps used to implement subsection (e)(1) must be padded, commercially manufactured, and equipped as provided in subsections (A)1. through (A)5. below.

1. Anchor Chains. Anchor chains must be attached to the center of the padded trap, rather than the side.

2. Chain Swivels. Anchor chains must have a double swivel mechanism attached as follows: One swivel is required where the chain attaches to the center of the trap. The second swivel may be located at any point along the chain, but it must be functional at all times.

3. Shock Absorbing Device. A shock absorbing device such as a spring must be in the anchor chain.

4. Tension Device. Padded leg-hold traps must be equipped with a commercially manufactured pan tension adjusting device.

5. Trap Pads. Trap pads must be replaced with new pads when worn and maintained in good condition.

. . . *[No changes to subsections (f) through (h)]. . .*

NOTE: Authority cited: Sections 200, 203, 219, 265, 3003.1, 4005 and 4009.5, Fish and Game Code.

Reference: Sections 110, 200, 203, 203.1, 265, 3003.1, 3950, 3965, 4000, 4004, 4005, 4009.5, 4150, 4152, and 4180, and 4700 Fish and Game Code.

## Proposed Regulatory Language

Section 679, Title 14 CCR, is amended to read:

### **§ 679. Possession of Wildlife and Wildlife Rehabilitation.**

(a) General Prohibition on Possession of Wildlife. Except as provided in subsection (b) below or as otherwise authorized, it is unlawful for any person to possess any live game mammal or bird, exotic game mammal, nongame mammal or bird, furbearer, reptile or amphibian.

(b) Temporary Confinement of Wildlife. Except for big game mammals listed in Section 350, or exotic game mammals listed in Section 375, Title 14, CCR, injured, diseased or orphaned animals may be temporarily confined by persons if they notify the nearest regional office of the department within forty-eight (48) hours of finding or confining such wildlife. Notification shall include name and address; the species of wildlife and a description of its injury, disease or condition; the date and location the wildlife was found; and the location where the wildlife is confined. Confined animals must be disposed of pursuant to department direction, which may include placement in a department-approved wildlife rehabilitation facility. (Department offices: Northern Region (Redding), North Central Region (Rancho Cordova), Bay Delta Region (Yountville), Central Region (Fresno), South Coast Region (San Diego), Inland Deserts Region (Ontario), and Marine Region (Monterey).)

(c) Prohibition on Possession of Big Game Mammals, Exotic Game Mammals, or Fully Protected, Threatened or Endangered Species Except Under Department Permit. No person or wildlife rehabilitation facility may possess any big game mammal listed in Section 350, exotic game mammal listed in Section 375, Title 14, CCR, or any fully protected, endangered or threatened bird, mammal, fish, reptile or amphibian without specific written authorization from the department.

. . .*[No changes to subsections (d) through (g)].* . . .

NOTE: Authority cited: Sections 200, 1050, 2000, 2127, 2150.2, 3005.5, 3800 and 4150, Fish and Game Code.

Reference: Sections 200, 713, 1008, 2000, 2001, 2150.4, 2192, 3005.5, 3511, 3800, 3950, 3965, 4150, 4190, 4700, and 4800, Fish and Game Code; and Section 8670.61.5, Government Code.

## Proposed Regulatory Language

Section 708.13, Title 14 CCR, is amended to read:

### **§ 708.13. Wild Pig License Tags. Validations.**

(a) Any person, 12 years of age or older, who possesses a valid annual California hunting license may procure a wild pig license tags validation as specified in Section 4654 of the Fish and Game Code through the department's Automated License Data System terminals at any department license agent or department license sales office.

(b) Wild pig license tags validations are valid only during that portion of the current hunting license year in which wild pigs may be legally harvested as provided in subsection ~~368(a)~~378(a).

(c) Any person hunting wild pigs shall carry a wild pig license tag validation while hunting wild pigs. ~~Upon the killing of any pig, the tag holder shall immediately fill out all portions of the tag including the report card completely, legibly, and permanently, and cut out or punch out and completely remove notches or punch holes for the month and date of the kill. The pig license tag shall be attached to the carcass of the wild pig. The report card portion shall be immediately returned to the department. Hunters are required to report take in the Automated License Data System within 60 days of the end of the license year. Reporting information shall include the hunter's identity, and number of pigs taken by month and county of take pursuant to Fish and Game Code 4657.~~

NOTE: Authority cited: Sections 200, 203, 219, 265, 270, 275, 1050, 1572, 3005.5, 4331, 4657, and 10502, Fish and Game Code.

Reference: Sections 110, 200, 201, 203, 203.1, 219, 255, 265, 270, 275, 1050, 1570, 1571, 1572, ~~3950~~, 3965, 4652, 4652.5, 4653, 4654, 4655, 10500, and 10502, Fish and Game Code.