



Tracking Number: (2025-14)

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, (physical address) 1416 Ninth Street, Suite 1320, Sacramento, CA 95814, (mailing address) P.O. Box 944209, Sacramento, CA 94244-2090 or via email to 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.

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: Jorge Garcia, City Manager

Address: [REDACTED]

Telephone number: [REDACTED]

Email address: [REDACTED]

2. Rulemaking Authority (Required) - Reference to the statutory or constitutional authority of the Commission to take the action requested: California Fish and Game Code Sections 205 and 219.

3. Overview (Required) - Summarize the proposed changes to regulations: Request to amend Title 14, Sec 29.40(a) to include the City of Pismo Beach with the Counties of Santa Cruz and Monterey and request to amend Title 14, Sec 29.40(b) by reducing ten (10) to a lower number to be determined.

4. Rationale (Required) - Describe the problem and the reason for the proposed change: The problem is the Pismo Clam population is dwindling with no known scientific data to support why or how. Recently a perceived increase in the number of mature Pismo Clams created a false sense of security that the Pismo Clam population is thriving to the point of never having to worry about the catastrophic decline that the City of Pismo Beach, witnessed before the 1980's. Amending the regulations is the core basis to protect, preserve, and provide a sustainable Pismo Clam population in the future.

The reason for the proposed change, which is championed by the City Council of the City of Pismo Beach, is to ensure that Pismo Clams will never face extinction and be available for responsible clamming for future generations. By limiting the clamming season and reducing the number of clams that may be held per person, per day, the City Council seeks to protect the existing population to:

1. Preserve the population so that clams may be clammed responsibly and reasonably,



2. Create an established baseline of Pismo Clams for scientific research, monitoring and protecting, and
3. Provide a family-oriented activity that will be sustainable for generations to come. |

SECTION II: Optional Information

5. **Date of Petition:** |October 3, 2025. |

6. **Category of Proposed Change**

- ☐ Sport Fishing
- ☒ Commercial Fishing
- ☐ Hunting
- ☐ Other, please specify: |Click here to enter text. |

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): |29.40(a) and 29.40(b). |
- ☐ 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: |July 1, 2026. |

10. **Supporting documentation:** Identify and attach to the petition any information supporting the proposal including data, reports and other documents: |

1. City of Pismo Beach Staff Report 2025.06.18 Pismo Clamming Education and Outreach
 - a. City Council directed staff to increase education and outreach activities for responsible clamming in the City.
2. City of Pismo Beach Staff Report 2025.09.02 Pismo Clam Regulations Discussion
 - a. City Council directed staff to submit a petition requesting to amend Title 14 Sections 29.40(a) and (b) by including the City of Pismo Beach in a limited clamming season and reducing the number of Pismo Clams that may be taken per person per day.
3. Marquardt Et Al Aquatic Biology Pismo Clam Age Spawning 2022
 - a. Research project that focused on reproduction, age and growth of Pismo Clams which estimated that it takes at least 11 years for a Pismo Clam to reach a mature age/size.
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- 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: Historically, Pismo Clams were harvested in the millions on Pismo Beach and supported various commercial and recreational fisheries for decades.

Since the 1980's, the Pismo Clam populations on the Central Coast, most notably in Pismo Beach has declined and a legal sized Pismo Clam (at least 4.5") has not been found in Pismo Beach since 1993. While the commercial fishery industry ended in 1947, recreational fisheries remained active for nearly another half century. Currently, many clamming activities are performed by individuals/families that intend to consume the Pismo Clams and not sell them. For that reason, the City of Pismo Beach is not aware of any negative impact to CDFW, individuals, businesses, jobs, state agencies, local agencies, schools or housing from the proposed regulation changes. |

- 12. Forms:** If applicable, list any forms to be created, amended or repealed: | There are no known forms to be created, amended or repealed if this petition is approved. |

SECTION 3: FGC Staff Only

Date received: | 10/3/2025 |

FGC staff action:

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

Tracking Number

Date petitioner was notified of receipt of petition and pending action: | |

Meeting date for FGC consideration: | |

FGC action:

- ☐ Denied by FGC
☐ Denied - same as petition | |

Tracking Number

- ☐ Granted for consideration of regulation change