

## STAFF SUMMARY FOR APRIL 13-14, 2016

**17B. OTHER ITEMS – LEGISLATIVE UPDATE****Today's Item****Information** ☒**Action** ☒

Review and discuss legislation of interest, and provide staff direction.

**Summary of Previous/Future Actions**

- Brief legislative update Feb 11-12, 2015; Sacramento
- **Today's update and possible action Apr13-14, 2016; Santa Rosa**

**Background**

FGC staff has prepared a list of legislative bills that may be of interest to FGC, which includes a brief synopsis and current bill status. Items highlighted in yellow indicate legislation of particular interest or that may impact FGC's resources and workload.

This is an opportunity for FGC to provide direction to staff concerning any proposed legislation. At any meeting FGC may direct staff to provide information or share concerns with bill authors. FGC members also have the option to take positions on bills at the same meeting an update is provided.

The California State Legislature reconvened on January 4, 2016.

***Updates on New/Pending Legislation***

**AB 1792 (Wood) Elk tags for tribes** – This bill would require FGC, upon request, to engage in consultation with individual federally recognized Indian tribes in California regarding elk management issues. The bill would authorize FGC to allocate a specific number of elk tags to such an Indian tribe for the purpose of harvesting elk located within the defined territory of that tribe for purposes of subsistence, cultural or religious ceremonies, or tribal celebrations. The bill would require DFW, prior to an allocation of elk tags to an Indian tribe, to work collaboratively with that tribe on the development of a science-based elk management strategy that includes tribal harvest for cultural, ceremonial, and subsistence purposes. Amended, passed Asm. Water, Parks and Wildlife, and re-referred to Asm. Appropriations.

**AB 1844 (Baker) License fees veterans** – This bill would require DFW to reduce the fee required to obtain the hunting and fishing licenses by 25% for honorably discharged resident veterans. Further requires DFW to reduce the fee required to obtain a sport fishing report card, validation, or other entitlement by 25% for honorably discharged resident veterans and by 50% for a person who meets those requirements and who also has a 50% or greater service-connected disability. Passed Asm. Water, Parks and Wildlife, and, re-referred to Asm Veterans Affairs.

**AB 2162 (Chu) Oak woodland permits** – This bill would require FGC to adopt regulations to implement the act, including regulations establishing an oak removal permit application fee. Referred to Asm. Natural Resources.

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**ACR 148 (Chau) Law Revision Commission** – This bill would grant approval to FGC to continue its study of designated topics that the Legislature previously authorized or directed FGC to study, and authorizes FGC to study, report on, and prepare recommended legislation as soon as possible concerning the revision of the portions of the Government Code relating to public records that would accomplish specified goals, including, among other things, reducing the length and complexity of current sections and clearly expressing legislative intent without any change in the substantive provisions. Referred to Asm. Judiciary.

**SB 1081 (Morrell) License fees veterans** – This bill would require DFW to issue a free hunting and fishing licenses, upon application to DFW, to a disabled veteran or recovering service member and would require the department to issue a reduced fee hunting license, upon application and payment of a fee of \$5, to an honorably discharged veteran. Would prohibit the reduced license fees from being adjusted pursuant to the specified index, and require DFW to reduce the fee required for a tag, validation, report card, or other entitlement by 50% for a person who receives a reduced fee hunting license for veterans and would prohibit DFW from charging a person who receives a free hunting license for disabled veterans or recovering service members a fee for these entitlements. Amended, and referred to Sen. Natural Resources and Water.

**SB 1089 (Pavley) Wildlife Conservation Board** – This bill would expand the composition of the board to include two public members appointed by an unspecified entity to serve terms of four years each. The bill would also authorize the Director of Finance to appoint a designee to serve on the board to represent the Director of Finance. Amended, passed Sen. Natural Resources and Water, and, re-referred to Sen. Appropriations.

**SB 1473 (Committee on Natural Resources) Fish and Game Commission procedures** – This bill would clarify that those procedures apply generally to any FGC regulation that governs the take or possession of any bird, mammal, fish, amphibian, or reptile, except as provided. The bill would conform certain FGC rulemaking procedures to the rulemaking procedures of the Administrative Procedure Act. The bill would delete obsolete and superfluous provisions, make organizational changes, delete obsolete cross references, and make other conforming changes. Referred to Sen. Natural Resources and Water.

**AB 435 (Chang) Public meetings** – This bill would require that each department, board, and commission of the Natural Resources Agency, except as specified, and each department, board, and office of the California Environmental Protection Agency webcast all onsite public meetings, in a manner that enables listeners and viewers to ask questions and provide public comment by telephone or electronic communication commensurate with those attending the meeting. In Sen. Appropriations, held under suspense.

**AB 665 (Frazier) Local regulations** – This bill would confirm that the State fully occupies the field of authority for the taking and possession of fish and game. The bill was amended to alleviate concerns regarding the prohibition of cities and counties from enacting laws that affect incidental take for the purpose of protecting health and/or safety. The bill clarifies that unless otherwise authorized by the Fish and Game Code or other state or federal law, FGC and DFW are the only entities that may adopt or promulgate regulations regarding the take or possession of fish and game on any lands or waters within the state. Referred to Asm. Appropriations.

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**SB 345 (Berryhill) Sport Fishing Stimulus Act** – This bill would (1) authorize charitable organizations to possess fish taken under a sport fishing license in excess of a possession under certain provisions; (2) require FGC to adopt regulations to clarify when a possession limit is not violated by processing into food lawfully taken sport fish; (3) make annual fishing licenses valid for a full 12 months; and (4) create a junior fishing license. Referred to Asm. Water, Parks and Wildlife.

**Significant Public Comments**

1. Comment from Shasta Nation opposing AB-1792.

**Recommendation (N/A)****Exhibits**

1. [FGC legislative tracking log, as of Mar 29, 2016](#)
2. [DFW legislative report, as of Mar 30, 2016](#)
3. [Letter from Shasta Nation, received Mar 29, 2016](#)

**Motion/Direction (N/A)**

FISH AND GAME COMMISSION LEGISLATIVE TRACKING LOG 2015-2016

updated 3/29/2016

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Bill No.	Impact	Authors	Title & General Purpose	Fish & Game Code/ Govt Code Sections	Bill Status	Location	Summary of FGC Action	Gov Action/Act No.
AB-12	Minor	Cooley (A)	<b>State government: administrative regulations: review (12/1/2015) (2 YR)</b> Would, until January 1, 2019, require each state agency to, on or before January 1, 2018, review that agency's regulations, identify any regulations that are duplicative, overlapping, inconsistent, or out of date, to revise those identified regulations, as provided, and report to the Legislature and Governor, as specified.	Add and repeal Chapter 3.6 (commencing with Section 11366) of Part 1 of Division 3 of Title 2, Government Code	8/28/15 Failed deadline Rule 61(a)(11) 8/24/15 In committee: Ref to APPR.	S-APPR		
AB-56	None	Quirk (A)	<b>Unmanned aircraft systems (12/2/2014)(2 YR)</b> Authorizes a law enforcement agency to use an unmanned aircraft system if agency complies with specified requirements. The bill would prohibit a law enforcement agency from using an unmanned aircraft system to surveil private property unless, among other justifications, the law enforcement agency obtains a search warrant.	Add to Title 14 (commencing with Section 14350) to Part 4 of the Penal Code	9/11/15 Failed deadline, Rule 61(a)(14) 9/08/15 To inactive file, per Sen. Hertzberg.	S- Inactive		

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AB-290	Major	Bigelow (A)	<b>Game mammals: wild pig depredation (2/11/2015) (2 YR)</b> Would define "pigs", prohibit release into uncontrolled areas, eliminates DFW required management plan, requires 25-40% of funds from sale of wild pig validations be used to remedy damage by pigs, replaces wild pig tag with a validation on the hunting license which permits unlimited take and possession, set price of pig validation at \$15 for residents and \$30 for nonresidents, prohibit take at night unless the department is notified by 3:00 p.m. prior to the planned take or, if the daylight hours before the planned take are not on a business day, by 3:00 p.m. of the last business day before the planned take and the person taking the wild pig possesses a valid hunting license.	Amend Sections 714, 3953, 4181, 4181.1, 4188, 4650, 4654, and 13005 of, to repeal Sections 4181.2, 4656, and 4657 of, and to repeal and add Sections 4651, 4652, 4653, and 4655 of the Fish and Game Code	1/31/2016 Died	A-WPW	Discussion at FGC Dec 2015; direction to staff to meet with bill sponsor	
AB-395	Major	Gallagher (A)	<b>Hunting: nonlead ammunition (2/21/2015)(2 YR)</b> Would repeal the restriction against the use of nonlead ammunition for the taking of all wildlife and related provisions.	Amend Section 3004.5 of the Fish and Game Code	1/31/16 Died	A-WPW		

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AB-435	Major	Chang (A) Anderson (S)	<b>Natural Resources Agency: Web casts of public meetings and workshops (2/19/2015)(2 YR)</b> This bill would require that each department, board, and commission of the Natural Resources Agency and each department, board, and office of the California Environmental Protection Agency Web cast all onsite public meetings, in a manner that enables listeners and viewers to ask questions and provide public comment by telephone or email commensurate with those attending the meeting. The bill would require the agencies to make the recording of a webcast available for no less than 3 years.	Add Sections 12805.4 and 12812.4 to the Government Code	8/28/15 Failed deadline, Rule 61(a)(11) 8/27/15 APPR.	S-APPR		
AB-499	Major	Cooley (A)	<b>Archery season: concealed firearms (2/23/2015) (2 YR)</b> Would authorize a person with a valid license to carry a firearm capable of being concealed on the person, consistent with the terms of that license, while engaged in the taking of deer with bow and arrow as long as he or she does not take or attempt to take deer with the firearm.	Amend Section 4370 of the Fish and Game Code	7/17/15 Failed deadline, Rule 61(a)(10) 5/14/15 Ref to NRW	S-NRW		

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AB-665	None	Frazier (A)	<b>Hunting or fishing: local regulation (2/24/2015)(2 YR)</b> Provides that unless authorized by the Fish and Game Code or other state or federal law, the commission and the department are the only entities that may adopt or promulgate regulations regarding the taking or possession of fish and game on any lands or waters within the state.	Amend Sections 200, 203.1, 3004 and add Sections 200.5 and 200.6 to, the Fish and Game Code	9/10/15 Re-ref to Com. on APPR.	A-AAPR		
AB-820	None.	Stone (A)	<b>Fish and shellfish: labeling and identification --</b> Would prohibit sale or offer for sale any fresh, frozen, or processed fish or shellfish intended for human consumption without clearly identifying at the point of sale whether the fish or shellfish was wild caught or farm raised, and other provisions. This bill would prohibit Pacific red snapper or butterfish from being used as an alternate name for rockfish or sablefish.	Add Section 8379 to the Fish and Game Code, and to add Sections 110796 and 114092 to the Health and Safety Code, relating to fish and shellfish.	4/23/15 Re-ref to AGRI	A-AGRI		
AB 1188	None	Gipson (A)	<b>Importation or sale of endangered animals (2/27/2015)</b> This bill would delete the prohibition on the importation, possession with the intent to sell, and selling within the state of kangaroos.	Repeal and amend Section 653o of the Penal Code	1/28/16 Ref to NRW and PUBS	S-NRW		

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AB 1201	Minor	Salas (A)	<b>Sacramento-San Joaquin Delta: predation by nonnative species</b> -- Would require the Department, by June 30, 2016, to develop and initiate a science based approach that addresses predation by nonnative species upon species of fish listed pursuant to the act that reside all or a portion of their lives in the Sacramento-San Joaquin Delta and that considers predation reduction for all Chinook salmon and other native species not listed pursuant to the act.	Add Section 6940 to Fish and Game Code	8/28/15 Failed deadline, Rule 61(a)(11) 8/17/15 Ref to APPR. suspense file.	S-APPR		
AB-1281	Major	Wilk (A)	<b>Regulations: legislative review (1/31/2015)</b> Whenever 25% of the Members of the Assembly or Senate transmit to the Governor their written declaration of opposition to a proposed regulation, would require a majority vote of the Assembly and Senate to adopt that regulation.	Add Section 11346.01 to the Government Code	1/31/2016 Died	A-AAR		

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AB-1325	None	Salas (A)	<b>Delta smelt</b> -- Would enact the Delta Smelt Preservation and Restoration Act of 2016 and require the department to develop a Delta smelt hatchery program to preserve and restore the Delta smelt. The bill would require the department to enter into mitigation banking agreements with banking partners for the purpose of providing take authorizations to banking partners and to obtain funding from banking agreements.	Add Chapter 7.1 (commencing with Section 1710) to Division 2 of the Fish and Game Code	1/12/16 <b>Failed passage.</b> 3/23/15 Ref to WPW	A-WPW		
AB-1398	Unknown	Wilk (A) Berryhill (S)	<b>Environmental quality: the Sustainable Environmental Protection Act</b> -- Would enact the Sustainable Environmental Protection Act and would specify the environmental review required pursuant to CEQA for projects related to specified environmental topical areas. The bill would provide that the Sustainable Environmental Protection Act only applies if the lead agency or project applicant has agreed to provide to the public in a readily accessible electronic format an annual compliance report prepared pursuant to the mitigation monitoring and reporting program.	Add Division 13.6 (commencing with Section 21200) to the Public Resources Code	4/27/15 <b>Failed passage.</b> 3/23/15 Ref to WPW	A-WPW		

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AB-1427	None	Lackey (A)	<b>Fish and Game Commission: hearings (2/27/2015)</b> Would make a technical, nonsubstantive change to that provision.	Amend Section 309 of the Fish and Game Code	Pending referral	A- Pending		
AB-1498	None	Thurmond (A)	<b>Renewable energy resources: comprehensive planning and environmental compliance services (2/27/2015)</b> This bill would make a nonsubstantive change in those provisions.	Amend Section 705 of the Fish and Game Code	Pending referral	A- Pending		
AB-1792	Major	Wood (A)	<b>Elk Tags: Indian Tribes --</b> Would requires FGC to allocate a specific number of elk tags to federally-recognized Indian tribes in California for the purpose of cultural or religious ceremonies or celebrations	Amend Section 332 of the Fish and Game Code	2/18/2016 Ref to WPW	A- WPW		
AB-1842	None	Levine (A)	<b>Water: pollution: fines. --</b> Would impose an additional civil penalty of not more than \$10 for each gallon or pound of polluting material discharged. .	amend Section 5650.1 of the Fish and Game Code	2/25/16 Ref to WPW	A - WPW		

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AB-1844	Minor	Baker (A)	<b>Hunting and fishing licenses: reduced license fees: veterans</b> -- would require the department to reduce the fee required to obtain a hunting or fishing licenses and all report card and validation tags by 25% for a person who is a veteran of the Armed Forces of the United States States.	amend Section 714 of, and to add Sections 3034, 7152, and 7152.5 to, the Fish and Game Code	3/14/16 Re-ref WPW.	A - WPW		
AB-1845	None	Dahle (A)	<b>Protected species: take: rough sculpin</b> -- would permit the department to authorize, under the California Endangered Species Act, the take of the rough sculpin ( <i>Cottus asperrimus</i> ) resulting from impacts attributable to repairing the Spring Creek Bridge in the County of Shasta if certain conditions are satisfied.	amend Section 5515 of, and to add Section 2081.4 to, the Fish and Game Code	2/25/16 Ref to WPW	A -WPW		
AB-2001	None	Mathis (A)	<b>Fish: fully protected species</b> -- would authorize the department to permit the taking of those species for necessary scientific research or for efforts to recover fully protected, threatened, or endangered species, not including an action taken as part of specified mitigation for a project.	Amend Section 5515 of the Fish and Game Code	3/14/2016 Re-ref to WPW	A-WPW		

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AB-2087	None	Levine (A)	<b>Regional conservation frameworks</b> -- Would authorize the department to prepare and adopt a regional conservation framework that identifies wildlife and habitat conservation needs, guides investments in conservation, infrastructure planning, and compensatory mitigation for impacts to natural resources, and informs infrastructure planning, land use planning, and the design and implementation of public and private projects that affect the condition of species and resources under the jurisdiction of the department.	add Article 4 (commencing with Section 2090) to Chapter 1.5 of Division 3 of the Fish and Game Code	2/29/2016 Ref to WPW	A - WPW		
AB-2162	Major	Chu (A)	<b>Oak Woodlands Protection Act</b> -- would prohibit removal from an oak woodland, specified oak trees, unless an oak removal plan and permit has been submitted to and approved by the Director of Fish and Wildlife. By June, 30, 2016, the bill would require the Fish and Game Commission to adopt regulations to implement the act, including regulations establishing an oak removal permit application fee.	add Chapter 6.3 (commencing with Section 1625) to Division 2 of the Fish and Game Code, and to repeal Section 21083.4 of the Public Resources Code	2/29/16 Ref NR.	A -NR		

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ACR-148	Minor	Chau(A) Roth (S)	<b>California Law Revision Commission: studies</b> -- This measure would grant approval to the commission to continue its study of designated topics that the Legislature previously authorized or directed the commission to study including the Fish and Game Code.		3/10/16 Ref to JUD.	A- JUD		
SB-122	Minor	Jackson (S) Hill (S)	<b>California Environmental Quality Act: record of proceedings (1/15/2015)</b> Would require the lead agency, at the request of a project applicant and consent of the lead agency, to prepare a record of proceedings concurrently with the preparation of a negative declaration, mitigated negative declaration, EIR, or other environmental document for projects.	Amend Sections 21082.1, 21091, 21159.9, and 21167.6 of, and to add Section 21167.6.2 to, the Public Resources Code	7/15/15 Placed on APPR. suspense file	A-APPR		
SB-166	None	Gaines (S)	<b>California Environmental Quality Act (2/5/2015)</b> This bill would make technical, nonsubstantive changes to those provisions.	Amend Section 21000 of the Public Resources Code	2/19/2015- Ref to RLS	S-RLS		

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SB-201	??	Wieckowski (S)	<b>California Public Records Act</b> - Would require a court, in an action by a third party to enjoin disclosure of a public record or declaratory relief concerning a request to inspect a public record, to apply the provisions of the California Public Records Act as if the action had been initiated by a person requesting disclosure of a public record. The bill would also require the third party seeking an injunction or declaratory relief to provide notice to the person whose request prompted the action at the same time the defendant public agency in the action is served.	Add Section 6254.50 to the Government Code	2/19/2015- Ref to JUD	S-JUD		
SB-233	None	Hertzberg (S) Rendon (A)	<b>Marine resources and preservation (2/13/2015) (2 YR)</b> Would require offshore oil applicants to apportion and transmit a portion of the cost savings to the department, the department to apportion those cost-savings fby prescribed schedule, requires State Lands Commission to serve as the lead agency for the environmental review under CEQA and take certain adverse impacts to air quality and greenhouse gas emissions into account.	Amend Sections 6603, 6604, 6610, 6611, 6612, 6613, 6614, 6615, 6616, and 6618 of the Fish and Game Code	8/26/15 Placed on APPR suspense file	A-APPR		

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SB-234	None	Wolk (S) , Nielsen (S)	<b>Wildlife management areas: payments (2/13/2015) (2 YR)</b> Would appropriate \$19,000,000 from the General Fund to the department to make payments to counties for unpaid amounts under these provisions.	Appropriation	5/28/15 APPR, Held under submission.	S-APPR		
SB-345	Major	Berryhill (S) Bigelow (A)	<b>The Sport Fishing Stimulus Act of 2015 (2/24/15) (2 YR)</b> Would authorize a charitable organization or nonprofit organization to possess fish taken under a sport fishing license in excess of a possession limit if the charitable organization or nonprofit organization was given the fish by a donor intermediary, and requires the commission to recommend legislation or adopt regulations to clarify when a possession limit is not violated by processing into food lawfully taken sport fish, also makes changes to junior sport fishing license age requirements and sport fishing license fees.	Amend Section 7120; amend, repeal, and add Sections 7149, 7149.05, and 7233; and, add Sections 7122 and 7233 to the Fish and Game Code	6/15/15 Ref to WPW	A-WPW	Discussion at MRC and WRC meetings.	

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Bill No.	Impact	Authors	Title & General Purpose	Fish & Game Code/ Govt Code Sections	Bill Status	Location	Summary of FGC Action	Gov Action/Act No.
SB-457	Major	Nielsen (S)	<b>Bobcat Protection Act of 2013 (2/25/2015)</b> Would provide that identifiable features may include roads instead of major roads and provide that landmarks and geographic positions established by navigation and surveying methods may be used to delineate the boundaries of an area described above in which bobcat trapping is prohibited.	Amend Section 4155 of the Fish and Game Code	4/6/15 Amend, 2nd read, Ref to NRW	S-NRW		
SB-1062	None	Lara (S)	<b>Elephants: Prohibited treatment</b> -- would, beginning January 1, 2018, prohibit any person who houses, possesses, or is in direct contact with an elephant from using, or permitting an employee, agent, or contractor to use, a bullhook, ankus, baseball bat, axe handle, pitchfork, or other device designed to inflict pain for the purpose of training or controlling the behavior of an elephant.	Add Section 2128 to the Fish and Game Code	2/25/2016 Ref to WPW	S - NRW		

FISH AND GAME COMMISSION LEGISLATIVE TRACKING LOG 2015-2016

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Bill No.	Impact	Authors	Title & General Purpose	Fish & Game Code/ Govt Code Sections	Bill Status	Location	Summary of FGC Action	Gov Action/Act No.
SB-1081	Minor	Morrell (S)	<b>Hunting and sport fishing: free and reduced license fees: veterans</b> -- would require the department to issue a free hunting and fishing licenses, upon application to the department, to a disabled veteran/recovering service member and would require the department to issue a reduced fee hunting and fishing licenses for payment of a fee of \$5 to an honorably discharged veteran of the Armed Forces of the United States.	amend Sections 3033, 7150, and 7151 of, and to add Sections 3034 and 7150.5 to, the Fish and Game Code	2/28/2016 Re-ref to NRW	S- NRW		
SB-1089	Minor	Pavley (S)	<b>Wildlife Conservation Board</b> -- Under existing law, the board consists of the President of the Fish and Game Commission, the Director of Fish and Wildlife, and the Director of Finance. This bill would authorize the Director of Finance to appoint a designee to serve on the board to represent the Director of Finance.	Amend Section 1320 of the Fish and Game Code	2/28/2016 Re-ref to NRW	S- NRW		

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Bill No.	Impact	Authors	Title & General Purpose	Fish & Game Code/ Govt Code Sections	Bill Status	Location	Summary of FGC Action	Gov Action/Act No.
SB-1473	Minor	NRW (S)	<b>Fish and Game Commission: procedures</b> -- would clarify that those procedures apply generally to any commission regulation that governs the take or possession of any bird, mammal, fish, amphibian, or reptile, except as provided. The bill would conform certain commission rulemaking procedures to the rulemaking procedures of the Administrative Procedure Act. The bill would delete obsolete and superfluous provisions, make organizational changes, delete obsolete cross references, and make other conforming changes.	Various	3/10/16 Ref to NRW	S - NRW		



# Department of Fish & Wildlife Legislative Report April 2016

(as of March 30, 2016)

## [AB 501](#)

**(Levine D) Resources: Delta research.**

**Introduced:** 2/23/2015

**Last Amend:** 1/25/2016

**Status:** 2/4/2016-Referred to Com. on N.R. & W.

**Location:** 2/4/2016-S. N.R. & W.

**Summary:** Would require a person conducting Delta research, as defined, whose research is funded, in whole or in part, by the state, to take specified actions with regard to the sharing of the primary data, metadata, and other supporting materials created or gathered in the course of that research. The bill would make a researcher ineligible for state funding if the researcher does not substantially comply with these requirements within 6 months of completing the Delta research project, until the researcher complies with those requirements.

## [AB 1188](#)

**(Gipson D) Importation or sale of endangered animals.**

**Introduced:** 2/27/2015

**Last Amend:** 9/4/2015

**Status:** 1/28/2016-Re-referred to Coms. on N.R. & W. and PUB. S.

**Location:** 1/28/2016-S. N.R. & W.

**Summary:** Current law makes it unlawful to import into the state for commercial purposes, to possess with intent to sell, or to sell within the state, the dead body or other part or product of specified endangered animals, including kangaroos. This bill would delete the prohibition on the importation, possession with the intent to sell, and selling within the state of kangaroos. This bill contains other related provisions.

## [AB 1244](#)

**(Gray D) Water rights: small irrigation use.**

**Introduced:** 2/27/2015

**Last Amend:** 1/26/2016

**Status:** 2/18/2016-Referred to Com. on N.R. & W.

**Location:** 2/18/2016-S. N.R. & W.

**Summary:** Would require the State Water Resources Control Board, when adopting general conditions, to consult with the Department of Food and Agriculture and the University of California Cooperative Extension, regarding relevant agricultural information, and with the Department of Fish and Wildlife, regarding potential impacts on fish and wildlife species, for small irrigation use.

## [AB 1555](#)

**(Gomez D) Greenhouse Gas Reduction Fund.**

**Introduced:** 1/4/2016

**Last Amend:** 3/28/2016

**Status:** 3/29/2016-Re-referred to Com. on NAT. RES.

**Location:** 3/29/2016-A. NAT. RES.

**Summary:** Would state the intent of the Legislature to enact future legislation that would appropriate \$1,700,000,000 from the Greenhouse Gas Reduction Fund for the 2015-16 fiscal year that would be allocated to different entities in amounts to be determined in the future legislation for purposes

including low carbon transportation and infrastructure, clean energy communities, and community climate improvements, wetland and watershed restoration, and carbon sequestration.

**[AB 1566](#) (Wilk R) Reports.**

**Introduced:** 1/4/2016

**Last Amend:** 3/1/2016

**Status:** 3/28/2016-In committee: Hearing postponed by committee.

**Location:** 3/2/2016-A. A. & A.R.

**Summary:** Would require a written report, as defined, submitted by any state agency or department to the Legislature, a Member of the Legislature, or any state legislative or executive body to include a signed statement by the head of the agency or department declaring that the factual contents of the written report are true, accurate, and complete to the best of his or her knowledge. This bill contains other related provisions.

**[AB 1569](#) (Steinorth R) California Environmental Quality Act: exemption: existing transportation infrastructure.**

**Introduced:** 1/4/2016

**Last Amend:** 3/28/2016

**Status:** 3/29/2016-Re-referred to Com. on NAT. RES.

**Location:** 3/29/2016-A. NAT. RES.

**Summary:** Would exempt from the provisions of the California Environmental Quality Act a project, or the issuance of a permit for a project, that consists of the inspection, maintenance, repair, rehabilitation, replacement, or removal of, or the addition of an auxiliary lane or bikeway to, existing transportation infrastructure and that meets certain requirements. The bill would require the public agency carrying out the project to take certain actions.

**[AB 1575](#) (Bonta D) Medical cannabis.**

**Introduced:** 1/4/2016

**Last Amend:** 3/18/2016

**Status:** 3/28/2016-Re-referred to Com. on B. & P.

**Location:** 3/28/2016-A. B.&P.

**Summary:** Would rename the Medical Marijuana Regulation and Safety Act as the Medical Cannabis Regulation and Safety Act. The bill would also require the Board of Equalization to form an advisory group made up of representatives from financial institutions, the medical cannabis industry, and state and federal banking regulators to examine strategies such as integrated point-of-sale systems with state track and trace systems and other measures that will improve financial monitoring of medical cannabis businesses.

**[AB 1585](#) (Alejo D) Monterey County Water Resources Agency: Lake Nacimiento and Lake San Antonio.**

**Introduced:** 1/6/2016

**Last Amend:** 2/8/2016

**Status:** 3/17/2016-In committee: Set, first hearing. Hearing canceled at the request of author.

**Location:** 2/9/2016-A. W.,P. & W.

**Summary:** Current law authorizes the Monterey County Water Resources Agency to award a design-build contract for the combined design and construction of a project to connect Lake San Antonio, located in the County of Monterey, and Lake Nacimiento, located in the County of San Luis Obispo, with an underground tunnel or pipeline for the purpose of maximizing water storage, supply, and groundwater recharge. This bill would appropriate \$25,000,000 from an unspecified source to the agency for the purpose of constructing a water conveyance tunnel between Lake Nacimiento and Lake San Antonio and spillway modifications at Lake San Antonio, as specified. This bill contains other related provisions.

**[AB 1589](#) ([Mathis R](#)) California Environmental Quality Act: exemption: drought mitigation.**

**Introduced:** 1/6/2016

**Last Amend:** 3/14/2016

**Status:** 3/15/2016-Re-referred to Com. on NAT. RES.

**Location:** 3/15/2016-A. NAT. RES.

**Summary:** Would, for the duration of a state of emergency proclaimed by the Governor due to drought conditions, exempt from the requirements of CEQA certain projects that are undertaken, carried out, or approved by a public agency to mitigate those drought conditions. This bill contains other related provisions and other existing laws.

**[AB 1647](#) ([Waldron R](#)) Environmental quality: water storage facilities.**

**Introduced:** 1/12/2016

**Status:** 3/14/2016-In committee: Set, first hearing. Hearing canceled at the request of author.

**Location:** 2/4/2016-A. NAT. RES.

**Summary:** The California Environmental Quality Act requires the lead agency to determine whether a project may have a significant effect on the environment based on substantial evidence in light of the whole record. The act exempts certain specified projects from its requirements. This bill would exempt a project to expand the storage capacity of an existing surface water storage facility, or to replace an existing surface water storage facility, that is owned and operated by a public entity if that public entity adopts, by resolution, findings and declarations that the project meets specified criteria.

**[AB 1704](#) ([Dodd D](#)) Water rights.**

**Introduced:** 1/25/2016

**Last Amend:** 3/16/2016

**Status:** 3/30/2016-Action From SECOND READING: Read second time and amended.Re-referred to APPR..

**Location:** 3/30/2016-A. APPR.

**Summary:** Current law requires applicants for appropriation of water for small domestic, small irrigation, or livestock stockpond use to register with the State Water Resources Control Board, as specified. Current law requires the registration to include a certification that the registrant has contacted a representative of the Department of Fish and Wildlife and has agreed to comply with conditions set forth by the Department of Fish and Wildlife. This bill would, instead, require the registrant to provide a copy of the registrant's registration form to the Department of Fish and Wildlife and agree to general conditions, as specified.

**[AB 1707](#) ([Linder R](#)) Public records: response to request.**

**Introduced:** 1/25/2016

**Last Amend:** 3/28/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on L. GOV. (Ayes 10. Noes 0.) (March 29). Re-referred to Com. on L. GOV.

**Location:** 3/29/2016-A. L. GOV.

**Summary:** The California Public Records Act requires state and local agencies to make public records available for inspection, unless an exemption from disclosure applies. The act requires a response to a written request for public records that includes a denial of the request, in whole or in part, to be in writing. This bill instead would require that response to be in writing regardless of whether the request was in writing. The bill would require that written response additionally to include a list that contains the title or other identification of each record requested but withheld due to an exemption and the specific exemption that applies to that record.

**[AB 1716](#) (McCarty D) Lower American River Conservancy.**

**Introduced:** 1/27/2016

**Status:** 3/28/2016-In committee: Set, first hearing. Hearing canceled at the request of author.

**Location:** 2/18/2016-A. NAT. RES.

**Summary:** Current law establishes various conservancies in the Natural Resources Agency to acquire, manage, direct the management of, and conserve public lands in the state. This bill would establish in the Natural Resources Agency the Lower American River Conservancy to receive and expend proceeds from bonds or other appropriations for the benefit of the American River Parkway, as defined. The bill would create the Lower American River Conservancy Fund in the State Treasury, and would specify that moneys in the fund shall be available, upon appropriation, for the purposes of the conservancy.

**[AB 1755](#) (Dodd D) The Open and Transparent Water Data Act.**

**Introduced:** 2/2/2016

**Last Amend:** 3/1/2016

**Status:** 3/2/2016-Re-referred to Com. on W., P., & W.

**Location:** 3/2/2016-A. W.,P. & W.

**Summary:** Would enact the Open and Transparent Water Data Act. The act would require the Department of Water Resources to establish a public benefit corporation that would create and manage (1) a statewide water information system to improve the ability of the state to meet the growing demand for water supply reliability and healthy ecosystems, that, among things, would integrate existing water data information from multiple databases and (2) an online water transfer information clearinghouse for water transfer information that would include a database of historic water transfers and transfers pending responsible agency approval and a public forum to exchange information on water market issues.

**[AB 1792](#) (Wood D) Elk tags: Indian tribes.**

**Introduced:** 2/4/2016

**Status:** 3/30/2016-Action From SECOND READING: Read second time and amended.Re-referred to APPR..

**Location:** 3/30/2016-A. APPR.

**Summary:** Current law authorizes the Fish and Game Commission to determine and fix the area or areas, the seasons and hours, the bag and possession limit, and the number of elk that may be taken under rules and regulations that the commission may adopt from time to time. This bill would require the commission to allocate a specific number of elk tags to federally-recognized Indian tribes in California for the purpose of cultural or religious ceremonies or celebrations.

**[AB 1804](#) (Melendez R) Land use: development fees.**

**Introduced:** 2/8/2016

**Status:** 2/9/2016-From printer. May be heard in committee March 10.

**Location:** 2/8/2016-A. PRINT

**Summary:** The Mitigation Fee Act requires a local agency that establishes, increases, or imposes a fee as a condition of approval of a development project to, among other things, determine how there is a reasonable relationship between the fee's use and the type of development project on which the fee is imposed. This bill would make nonsubstantive changes to that provision.

**[AB 1820](#) (Quirk D) Unmanned aircraft systems.**

**Introduced:** 2/8/2016

**Last Amend:** 3/8/2016

**Status:** 3/15/2016-From committee: Do pass and re-refer to Com. on P. & C.P. (Ayes 7. Noes 0.) (March 15). Re-referred to Com. on P. & C.P.

**Location:** 3/15/2016-A. P. & C.P.

**Summary:** Would generally prohibit a law enforcement agency from using an unmanned aircraft system, obtaining an unmanned aircraft system from another public agency by contract, loan, or other arrangement, or using information obtained from an unmanned aircraft system used by another public agency, except as provided by the bill's provisions. The bill would make its provisions applicable to all law enforcement agencies and private entities when contracting with or acting as the agent of a law enforcement agency for the use of an unmanned aircraft system.

**AB 1833** **(Linder R) Transportation projects: environmental mitigation.**

**Introduced:** 2/9/2016

**Last Amend:** 3/16/2016

**Status:** 3/17/2016-Re-referred to Com. on TRANS.

**Location:** 3/17/2016-A. TRANS.

**Summary:** Would create the Advanced Mitigation Program in the Department of Transportation to implement environmental mitigation measures in advance of future transportation projects. The bill, by February 1, 2017, would require the department to establish a steering committee to advise the department in that regard.

**AB 1842** **(Levine D) Water: pollution: fines.**

**Introduced:** 2/9/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 13. Noes 0.) (March 29). Re-referred to Com. on APPR.

**Location:** 3/29/2016-A. APPR.

**Summary:** Current law imposes a maximum civil penalty of \$25,000 on a person who discharges various pollutants or other designated materials into the waters of the state. This bill would impose an additional civil penalty of not more than \$10 for each gallon or pound of polluting material discharged. The bill would require that the civil penalty be reduced for every gallon or pound of the illegally discharged material that is recovered and properly disposed of by the responsible party.

**AB 1844** **(Gallagher R) Hunting and fishing licenses: reduced license fees: veterans.**

**Introduced:** 2/9/2016

**Last Amend:** 3/10/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on V.A. (Ayes 11. Noes 2.) (March 29). Re-referred to Com. on V.A.

**Location:** 3/29/2016-A. V. A.

**Summary:** Would require the Department of Fish and Wildlife to reduce the fee required to obtain specified-described hunting and fishing licenses by 25% for a person who is a veteran of the Armed Forces of the United States, was honorably discharged, and is a resident of California. This bill contains other related provisions and other existing laws.

**AB 1845** **(Dahle R) Protected species: take: rough sculpin.**

**Introduced:** 2/9/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 15. Noes 0.) (March 29). Re-referred to Com. on APPR.

**Location:** 3/29/2016-A. APPR.

**Summary:** Would permit the Department of Fish and Wildlife to authorize, under the California Endangered Species Act, the take of the rough sculpin (*Cottus asperimus*) resulting from impacts attributable to repairing the Spring Creek Bridge in the County of Shasta if certain conditions are satisfied.

- [AB 1860](#)** **(Alejo D) Local law enforcement: body-worn cameras: grant program.**  
**Introduced:** 2/10/2016  
**Last Amend:** 3/17/2016  
**Status:** 3/28/2016-Re-referred to Com. on PUB. S.  
**Location:** 3/28/2016-A. PUB. S.  
**Summary:** Would require the Board of State and Community Corrections to develop a grant program to make funds available to local law enforcement entities to purchase body-worn cameras and related data storage and equipment, and to hire personnel necessary to operate a local body-worn camera program. The bill would create the Body-worn Camera Fund, that would continuously appropriate funds to the board for those purposes. This bill contains other related provisions and other existing laws.
- [AB 1940](#)** **(Cooper D) Peace officers: body-worn cameras: policies and procedures.**  
**Introduced:** 2/12/2016  
**Last Amend:** 3/17/2016  
**Status:** 3/28/2016-Re-referred to Com. on PUB. S.  
**Location:** 3/28/2016-A. PUB. S.  
**Summary:** Would require a law enforcement agency, department, or entity, if it employs peace officers and uses body-worn cameras for those officers, to develop a body-worn camera policy. The bill would require the policy to allow a peace officer to review his or her body-worn camera video and audio recordings before making a report, giving an internal affairs statement, or before any criminal or civil proceeding.
- [AB 1981](#)** **(Mayes R) California Environmental Quality Act: environmental impact report.**  
**Introduced:** 2/16/2016  
**Status:** 2/17/2016-From printer. May be heard in committee March 18.  
**Location:** 2/16/2016-A. PRINT  
**Summary:** The California Environmental Quality Act requires the lead agency to determine whether a project may have a significant effect on the environment based on substantial evidence in light of the whole record. This bill would make nonsubstantive changes to that provision.
- [AB 2001](#)** **(Mathis R) Fish: fully protected species: taking or possession.**  
**Introduced:** 2/16/2016  
**Last Amend:** 3/10/2016  
**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on APPR. with recommendation: To Consent Calendar. (Ayes 13. Noes 0.) (March 29). Re-referred to Com. on APPR.  
**Location:** 3/29/2016-A. APPR.  
**Summary:** The Department of Fish and Wildlife is authorized to permit the taking of a fully protected fish for necessary scientific research, including efforts to recover fully protected, threatened, or endangered species. For these purposes, scientific research does not include an action taken as part of specified mitigation for a project, as defined. This bill would authorize the department to permit the taking of those species for necessary scientific research or for efforts to recover fully protected, threatened, or endangered species, not including an action taken as part of specified mitigation for a project.
- [AB 2026](#)** **(Hadley R) California Environmental Quality Act: judicial challenge: identification of contributors.**  
**Introduced:** 2/16/2016  
**Last Amend:** 3/18/2016  
**Status:** 3/28/2016-Re-referred to Com. on NAT. RES.  
**Location:** 3/28/2016-A. NAT. RES.

**Summary:** Would require a plaintiff or petitioner, in an action brought pursuant to the California Environmental Quality Act, to disclose the identity of a person or entity that contributes in excess of \$1,000, as specified, toward the plaintiff's or petitioner's costs of the action. The bill also would require the plaintiff or petitioner to identify any pecuniary or business interest related to the project or issues involved in the action of any person or entity that contributes in excess of \$1,000 to the costs of the action, as specified. The bill would provide that a failure to comply with these requirements may be grounds for dismissal of the action by the court.

[AB 2038](#) **(Gaines, Beth R) California Environmental Quality Act: environmental impact report: substantial evidence.**

**Introduced:** 2/16/2016

**Status:** 2/17/2016-From printer. May be heard in committee March 18.

**Location:** 2/16/2016-A. PRINT

**Summary:** The California Environmental Quality Act requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would make nonsubstantive changes to those provisions.

[AB 2087](#) **(Levine D) Regional conservation frameworks.**

**Introduced:** 2/17/2016

**Status:** 2/29/2016-Referred to Com. on W., P., & W.

**Location:** 2/29/2016-A. W.,P. & W.

**Summary:** Would authorize the Department of Fish and Wildlife to prepare or approve, and to adopt and amend, a regional conservation framework that identifies wildlife and habitat conservation needs, guides investments in conservation, infrastructure planning, and compensatory mitigation for impacts to natural resources, and informs infrastructure planning, land use planning, and the design and implementation of public and private projects that affect the condition of species and resources under the jurisdiction of the department.

[AB 2148](#) **(Holden D) Unmanned aircraft systems: regulation.**

**Introduced:** 2/17/2016

**Last Amend:** 3/16/2016

**Status:** 3/17/2016-Re-referred to Com. on P. & C.P.

**Location:** 3/17/2016-A. P. & C.P.

**Summary:** Would require the Department of Fish and Wildlife and the Department of Parks and Recreation to develop guidelines for the use of unmanned aircraft systems, commonly known as drones, over the public lands managed by each department.

[AB 2162](#) **(Chu D) Oak Woodlands Protection Act.**

**Introduced:** 2/17/2016

**Status:** 2/29/2016-Referred to Com. on NAT. RES.

**Location:** 2/29/2016-A. NAT. RES.

**Summary:** Would enact the Oak Woodlands Protection Act, which would prohibit a person from removing from an oak woodland, as defined, specified oak trees, unless an oak removal plan and oak removal permit application for the oak tree removal has been submitted to and approved by the Director of Fish and Wildlife. This bill contains other related provisions and other existing laws.

[AB 2243](#) **(Wood D) Medical cannabis: taxation: cannabis production and environment mitigation.**

**Introduced:** 2/18/2016

**Status:** 3/3/2016-Referred to Com. on REV. & TAX.

**Location:** 3/3/2016-A. REV. & TAX

**Summary:** Would impose a tax in specified amounts on the distribution in this state by a licensed cultivator, as defined, of medical cannabis flowers, medical cannabis leaves, and immature medical cannabis plants to a licensed distributor, as specified, and would require the licensed distributor to collect the tax from the cultivator and remit it to the State Board of Equalization. This bill contains other related provisions and other existing laws.

**[AB 2305](#) ([Bloom D](#)) Native steelhead trout: study.**

**Introduced:** 2/18/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on W., P., & W.

**Location:** 3/28/2016-A. W.,P. & W.

**Summary:** Current law establishes the Department of Fish and Wildlife in the Natural Resources Agency. Under current law, the department has jurisdiction over the conservation, protection, and management of fish, wildlife, native plants, and habitat necessary for biologically sustainable populations of those species. This bill would require the department to conduct a study of native steelhead trout, as specified, and to submit the study to the Legislature by January 1, 2018.

**[AB 2320](#) ([Calderon D](#)) Unmanned aircraft systems.**

**Introduced:** 2/18/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on P. & C.P.

**Location:** 3/28/2016-A. P. & C.P.

**Summary:** Would specifically prohibit a person who is prohibited from coming within a specified distance of another person, from operating an unmanned aircraft system in a way that causes an unmanned aircraft, as those terms are defined, to fly within the prohibited distance of the other person or from capturing images of the other person by using an unmanned aircraft system. By creating a new crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

**[AB 2335](#) ([Gaines, Beth R](#)) Suction dredge mining: permits: report.**

**Introduced:** 2/18/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on W., P., & W.

**Location:** 3/28/2016-A. W.,P. & W.

**Summary:** Current law authorizes the State Water Resources Control Board or a California regional water quality control board to adopt waste discharge requirements or a waiver of waste discharge requirements that address certain water quality impacts, specify conditions or areas where the discharge of waste or other adverse impacts on beneficial uses of the waters of the state from the use of vacuum or suction dredge equipment is prohibited, or prohibit particular use of, or methods of using, vacuum or suction dredge equipment. This bill would require the state board and the department to report to the Legislature, on or before June 1, 2017, on the status of the suction dredge permitting program.

**[AB 2431](#) ([Linder R](#)) California Environmental Quality Act: subsequent projects.**

**Introduced:** 2/19/2016

**Status:** 2/22/2016-Read first time.

**Location:** 2/19/2016-A. PRINT

**Summary:** CEQA requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that

effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA authorizes the lead agency to prepare a mitigated negative declaration for a proposed subsequent project if certain conditions are met. This bill would make nonsubstantive changes to that provision.

**[AB 2444](#) ([Garcia, Eduardo](#) D) California Water, Climate, and Coastal Protection and Outdoor Access For All Act of 2016.**

**Introduced:** 2/19/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on W., P., & W.

**Location:** 3/28/2016-A. W.,P. & W.

**Summary:** Under current law, programs have been established pursuant to bond acts for, among other things, the development and enhancement of state and local parks and recreational facilities. This bill would enact the California Water, Climate, and Coastal Protection and Outdoor Access For All Act of 2016, which, if approved by the voters, would authorize the issuance of bonds in an unspecified amount pursuant to the State General Obligation Bond Law to finance a water, climate, and coastal protection and outdoor access for all program. This bill contains other related provisions.

**[AB 2446](#) ([Gordon](#) D) State Water Resources Control Board: judicial review.**

**Introduced:** 2/19/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on W., P., & W. Re-referred to Com. on JUD. pursuant to Assembly Rule 96.

**Location:** 3/28/2016-A. W.,P. & W.

**Summary:** The Porter-Cologne Water Quality Control Act, within 30 days of any action or failure to act by a California regional water quality control board under specified law, authorizes an aggrieved person to petition the State Water Resources Control Board to review that action or failure to act. Current law authorizes the state board, in the case of such a review, upon notice and hearing, if a hearing is requested, to stay in whole or in part the effect of the decision and order of a regional board or of the state board. This bill would expand that provision to authorize the state board to issue a stay in the case of review by the state board of a decision or order issued under authority delegated to an officer or employee of the state board where the state board by regulation has authorized a petition for reconsideration by the state board.

**[AB 2482](#) ([Lackey](#) R) Peace officers.**

**Introduced:** 2/19/2016

**Status:** 2/22/2016-Read first time.

**Location:** 2/19/2016-A. PRINT

**Summary:** Current law defines who is a peace officer and specifies the powers of peace officers. This bill would express the intent of the Legislature to enact legislation relating to peace officers.

**[AB 2488](#) ([Dababneh](#) D) Protected species: unarmored threespine stickleback; taking or possession.**

**Introduced:** 2/19/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on W., P., & W.

**Location:** 3/28/2016-A. W.,P. & W.

**Summary:** Would permit the Department of Fish and Wildlife to authorize, under the California Endangered Species Act, the take of the unarmored threespine stickleback (*Gasterosteus aculeatus williamsoni*) attributable to the periodic dewatering, inspection, maintenance, or repair of the Metropolitan Water District of Southern California's Foothill Feeder water supply facility from Castaic Dam to the Joseph Jensen Treatment Plant in the County of Los Angeles, as specified, if certain

conditions are satisfied.

**[AB 2555](#) (Committee on Water, Parks, and Wildlife) Fish and wildlife.**

**Introduced:** 2/19/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 13. Noes 1.) (March 29). Re-referred to Com. on APPR.

**Location:** 3/29/2016-A. APPR.

**Summary:** Under the California Endangered Species Act, an interested person may petition the commission to add a species to, or remove a species from, either the list of endangered species or the list of threatened species, and existing law requires the commission to consider the petition at a meeting, as prescribed. Current law, until January 1, 2017, establishes additional procedures for the review of a petition, including public hearings and public comment. This bill would extend those procedures indefinitely.

**[AB 2578](#) (Bigelow R) California Environmental Quality Act: exemptions: water service.**

**Introduced:** 2/19/2016

**Last Amend:** 3/18/2016

**Status:** 3/28/2016-Re-referred to Com. on NAT. RES.

**Location:** 3/28/2016-A. NAT. RES.

**Summary:** Would exempt from the requirements of CEQA a project within a public street or highway or other public right-of-way for the maintenance, repair, restoration, reconditioning, relocation, replacement, removal, or demolition of an existing water distribution pipeline to address water leakage. Because a local agency would be required to determine the applicability of this exemption, this bill would impose a state-mandated local program.

**[AB 2583](#) (Frazier D) Sacramento-San Joaquin Delta Reform Act of 2009.**

**Introduced:** 2/19/2016

**Last Amend:** 3/17/2016

**Status:** 3/28/2016-Re-referred to Com. on W., P., & W.

**Location:** 3/28/2016-A. W.,P. & W.

**Summary:** Would add a definition of the California Water Fix to the Sacramento-San Joaquin Delta Reform Act of 2009. This bill would eliminate certain provisions applicable to the BDCP and would revise other provisions to instead refer to a new Delta water conveyance project for the purpose of exporting water. This bill would require new Delta water conveyance infrastructure to be considered as interdependent parts of a system and to be operated in a way that maximizes benefits for each of the coequal goals. This bill contains other related provisions and other existing laws.

**[AB 2596](#) (Bloom D) Pesticides: use of anticoagulants.**

**Introduced:** 2/19/2016

**Status:** 3/28/2016-In committee: Set, first hearing. Hearing canceled at the request of author.

**Location:** 3/10/2016-A. E.S. & T.M.

**Summary:** Current law prohibits, except as specified, the use of any pesticide that contains one or more of specified anticoagulants in wildlife habitat areas, as defined. Current law requires the Director of Pesticide Regulation, and each county agricultural commissioner under the direction and supervision of the director, to enforce the provisions regulating the use of pesticides. A violation of these provisions is a misdemeanor. This bill would expand this prohibition to include a pesticide containing additional specified anticoagulants and would also prohibit the use of a pesticide containing one of those anticoagulants in the entire state.

[AB 2651](#) **(Gomez D) Urban Water and Transportation Environmental Revitalization Grant Program.**  
**Introduced:** 2/19/2016  
**Last Amend:** 3/29/2016  
**Status:** 3/29/2016-From committee chair, with author's amendments: Amend, and re-refer to Com. on W., P., & W. Read second time and amended.  
**Location:** 3/29/2016-A. W.,P. & W.  
**Summary:** Would require the Natural Resources Agency to establish and administer a grant program, known as the Urban Water and Transportation Environmental Revitalization Grant Program. The bill would require the program to provide grants for projects that develop greenways in areas that are adjacent to an urban creek in certain areas, and would require an entity that receives a grant under the program to provide a matching cost share. The bill would appropriate \$500,000,000 from the General Fund to the agency for purposes of the program and would prohibit more than 5% of these moneys from being used for administrative costs of the program.

[AB 2724](#) **(Gatto D) Unmanned aircraft.**  
**Introduced:** 2/19/2016  
**Last Amend:** 3/17/2016  
**Status:** 3/28/2016-Re-referred to Com. on P. & C.P.  
**Location:** 3/28/2016-A. P. & C.P.  
**Summary:** Would require a person who manufactures an unmanned aircraft for sale in this state to include with the unmanned aircraft a copy of FAA safety regulations applicable to unmanned aircraft and, if the unmanned aircraft is required to be registered with the FAA, a notification of that requirement. The bill would require an unmanned aircraft equipped with global positioning satellite mapping capabilities to also be equipped with geofencing technological capabilities that prohibit the unmanned aircraft from flying within 5 miles of an airport.

[AB 2778](#) **(Salas D) California Environmental Quality Act: lead agency.**  
**Introduced:** 2/19/2016  
**Status:** 2/22/2016-Read first time.  
**Location:** 2/19/2016-A. PRINT  
**Summary:** The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA defines lead agency to mean the public agency that has the principal responsibility for carrying out or approving a project that may have a significant effect upon the environment. This bill would make technical, nonsubstantive changes to those provisions.

[AB 2800](#) **(Quirk D) Climate change: infrastructure planning.**  
**Introduced:** 2/19/2016  
**Last Amend:** 3/18/2016  
**Status:** 3/28/2016-Re-referred to Com. on NAT. RES.  
**Location:** 3/28/2016-A. NAT. RES.  
**Summary:** Would require the Natural Resources Agency, by July 1, 2020, and every 5 years thereafter, to establish and update guidelines for effectively incorporating the effects of climate change into state infrastructure planning and investment decisions. The bill would require the agency to establish a science advisory panel with expertise in climate change impacts in California and state infrastructure engineering.

- [AB 2880](#) **(Committee on Judiciary) State intellectual property.**  
**Introduced:** 2/25/2016  
**Last Amend:** 3/15/2016  
**Status:** 3/16/2016-Re-referred to Com. on JUD.  
**Location:** 3/16/2016-A. JUD.  
**Summary:** Would authorize a public entity to own, license, and, if it deems it appropriate, formally register intellectual property it creates or otherwise acquires. The bill would provide that a public entity's intellectual property rights would not preclude the public entity from disclosing any information otherwise accessible under the California Public Records Act and that those disclosures would not be construed as waiving any rights afforded under the federal Copyright Act of 1976.
- [AB 2912](#) **(Committee on Natural Resources) Oil spills.**  
**Introduced:** 3/15/2016  
**Status:** 3/28/2016-Referred to Com. on NAT. RES.  
**Location:** 3/28/2016-A. NAT. RES.  
**Summary:** Would require each owner or operator of a tank vessel, nontank vessel, vessel carrying oil as a secondary cargo, or facility to submit, upon request of the administrator for oil spill response, a copy of a federally approved oil spill response plan at the time of approval of the plan. The bill also would make nonsubstantive changes to these and other provisions.
- [SB 868](#) **(Jackson D) State Remote Piloted Aircraft Act.**  
**Introduced:** 1/12/2016  
**Last Amend:** 3/28/2016  
**Status:** 3/28/2016-From committee with author's amendments. Read second time and amended. Re-referred to Com. on T. & H.  
**Location:** 3/28/2016-S. T. & H.  
**Summary:** Would enact the State Remote Piloted Aircraft Act. The bill would establish conditions for operating remote piloted aircraft, including the procurement of liability insurance. The bill would authorize the Department of Transportation to adopt reasonable rules and regulations governing the conditions under which remote piloted aircraft may be operated for the purpose of protecting and ensuring the general public interest and safety and the safety of persons operating remote piloted aircraft.
- [SB 901](#) **(Bates R) Transportation projects: Advanced Mitigation Program.**  
**Introduced:** 1/21/2016  
**Status:** 3/23/2016-April 5 hearing postponed by committee.  
**Location:** 2/4/2016-S. T. & H.  
**Summary:** Would create the Advanced Mitigation Program in the Department of Transportation to implement environmental mitigation measures in advance of future transportation projects. The bill would require the department to set aside certain amounts of future appropriations for this purpose.
- [SB 1020](#) **(Wieckowski D) Land use: mitigation lands.**  
**Introduced:** 2/11/2016  
**Last Amend:** 3/29/2016  
**Status:** 3/29/2016-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.  
**Location:** 3/29/2016-S. RLS.  
**Summary:** Would authorize a district that meets specified criteria to meet the mitigation obligation by possessing budget reserves in excess of funds required to meet the mitigation obligation and retaining permanent stewardship and maintenance staff to manage the resource. This bill contains other related

provisions and other existing laws.

**SB 1026 (Nielsen R) Department of Fish and Wildlife: lake or streambed alteration agreements.**

**Introduced:** 2/12/2016

**Status:** 3/24/2016-Set for hearing April 12.

**Location:** 2/25/2016-S. N.R. & W.

**Summary:** Current law prohibits an entity from substantially diverting or obstructing the natural flow of, or substantially changing or using any material from the bed, channel, or bank of, any river, stream, or lake, or from depositing certain material where it may pass into any river, stream, or lake, without first notifying the Department of Fish and Wildlife of that activity, and entering into a lake or streambed alteration agreement if required by the department to protect fish and wildlife resources. This bill would limit the diversions and obstructions governed by these alteration agreement requirements to the diversions and obstructions that alter the bed, channel, or bank of a river, stream, or lake.

**SB 1081 (Morrell R) Hunting and sport fishing: free and reduced license fees: veterans.**

**Introduced:** 2/17/2016

**Last Amend:** 3/28/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0.) (March 29). Re-referred to Com. on APPR.

**Location:** 3/29/2016-S. APPR.

**Summary:** Would require the Department of Fish and Wildlife to issue a free hunting license, upon application to the department, to a disabled veteran or recovering service member and would require the department, to issue a reduced fee hunting license, upon application and payment of a fee of \$5, to a veteran of the Armed Forces of the United States who was honorably discharged. The bill would prohibit the reduced hunting license fee from being adjusted pursuant to the specified index. This bill contains other related provisions and other existing laws.

**SB 1083 (Allen D) California oil spill contingency plan.**

**Introduced:** 2/17/2016

**Status:** 3/29/2016-Action From N.R. & W.: Do pass as amended.To E.Q..

**Location:** 3/29/2016-S. E.Q.

**Summary:** Current law directs the Governor to require the administrator for oil spill response to amend, not in conflict with the National Contingency Plan, the California oil spill contingency plan to provide for the best achievable protection of waters of the state and to include specified elements. This bill would require a communications element, as specified, to be developed by the administrator and included in the California oil spill contingency plan.

**SB 1089 (Pavley D) Wildlife Conservation Board.**

**Introduced:** 2/17/2016

**Last Amend:** 3/28/2016

**Status:** 3/29/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (March 29). Re-referred to Com. on APPR.

**Location:** 3/29/2016-S. APPR.

**Summary:** Would expand the composition of the board to include two public members appointed by an unspecified entity to serve terms of four years each. The bill would also authorize the Director of Finance to appoint a designee to serve on the board to represent the Director of Finance.

- [SB 1114](#) (Allen D) Commercial fishing: swordfish.**  
**Introduced:** 2/17/2016  
**Last Amend:** 3/29/2016  
**Status:** 3/29/2016-From committee with author's amendments. Read second time and amended. Re-referred to Com. on N.R. & W.  
**Location:** 3/29/2016-S. N.R. & W.  
**Summary:** Would, by March 1, 2017, require the State Water Resources Control Board to include as part of its guidance a list of potential funding sources available to a public agency to fund projects identified in a public agency's stormwater resource plan.
- [SB 1188](#) (McGuire D) Wildlife management areas: payment of taxes and assessments.**  
**Introduced:** 2/18/2016  
**Status:** 3/24/2016-Set for hearing April 12.  
**Location:** 3/3/2016-S. N.R. & W.  
**Summary:** Current law regulates real property acquired and operated by the state as wildlife management areas, and authorizes the Department of Fish and Wildlife, when income is directly derived from that real property, as provided, to annually pay to the county in which the property is located an amount equal to the county taxes levied upon the property at the time it was transferred to the state. This bill would require, instead of authorize, the department to make these payments subject to appropriation by the Legislature.
- [SB 1191](#) (Berryhill R) Fish and wildlife: management plans.**  
**Introduced:** 2/18/2016  
**Status:** 3/24/2016-Set for hearing April 12.  
**Location:** 3/3/2016-S. N.R. & W.  
**Summary:** Would require the Department of Fish and Wildlife to develop and submit, on or before September 1, 2018, to the Fish and Game Commission for its approval, a wildlife resources master plan, and would provide for the preparation and approval of wildlife management plans, which would form the primary basis for managing these wildlife resources. The bill would authorize regulations that the commission adopts to implement a wildlife management plan or amendment to make inoperative, in regard to the resource, any wildlife management statute that applies to the resource.
- [SB 1243](#) (Berryhill R) Sport fishing: licenses.**  
**Introduced:** 2/18/2016  
**Status:** 3/3/2016-Referred to Com. on RLS.  
**Location:** 3/3/2016-S. RLS.  
**Summary:** Current law requires a resident or a nonresident, 16 years of age or older, upon payment of a specified fee, to be issued a sport fishing license for a prescribed period. Current law requires the Fish and Game Commission to adjust the amount of the sport fishing license fees, as prescribed, to fully recover, but not exceed, all reasonable administrative and implementation costs of the Department of Fish and Wildlife and the Fish and Game Commission relating to those licenses. This bill would make nonsubstantive changes to these provisions.
- [SB 1286](#) (Leno D) Peace officers: records of misconduct.**  
**Introduced:** 2/19/2016  
**Status:** 3/18/2016-Set for hearing April 12.  
**Location:** 3/3/2016-S. PUB. S.  
**Summary:** Would, notwithstanding any confidentiality afforded the personnel records of peace officers or custodial officers, authorize a municipality or local public agency that employs peace officers or custodial officers to hear and adjudicate administrative appeals, or to empower a body to hear and adjudicate those appeals, in proceedings that are open to the public and in which some or all

documents filed are available for public inspection.

**SB 1287** **(McGuire D) Commercial fishing: Dungeness crab.**

**Introduced:** 2/19/2016

**Last Amend:** 3/28/2016

**Status:** 3/28/2016-From committee with author's amendments. Read second time and amended. Referred to Com. on N.R. & W.

**Location:** 3/28/2016-S. N.R. & W.

**Summary:** Current law, until April 1, 2019, authorizes the department, in consultation with the Dungeness Crab Task Force, to develop regulations as necessary to provide for the retrieval of lost or abandoned commercial crab traps. This bill would require the department, as part of the above-described regulations, to establish a retrieval permit program that would grant a Dungeness crab vessel permit holder who obtains a retrieval permit the authority to retrieve during the closed season of the Dungeness crab commercial fishery lost or abandoned Dungeness crab traps belonging to another person and to receive compensation for that retrieval on a per trap basis.

**SB 1330** **(Galgiani D) Missing persons.**

**Introduced:** 2/19/2016

**Last Amend:** 3/28/2016

**Status:** 3/28/2016-From committee with author's amendments. Read second time and amended. Referred to Com. on RLS.

**Location:** 3/28/2016-S. RLS.

**Summary:** Current law requires the Attorney General to maintain a directory of at-risk missing persons. Current law requires police or sheriff departments, if there is evidence that a missing person is at-risk, to broadcast a bulletin within its jurisdiction. Current law defines at-risk as including, among other things, a missing person who is mentally impaired. This bill would clarify that an at-risk includes a person who is cognitively impaired or developmentally disabled.

**SB 1416** **(Stone R) Personal income taxes: voluntary contribution: the Salton Sea.**

**Introduced:** 2/19/2016

**Last Amend:** 3/28/2016

**Status:** 3/28/2016-From committee with author's amendments. Read second time and amended. Referred to Com. on RLS.

**Location:** 3/28/2016-S. RLS.

**Summary:** Would allow an individual to designate on his or her tax return that a specified amount in excess of his or her tax liability be transferred to the Revive the Salton Sea Fund, which would be created by this bill. The bill would require the Franchise Tax Board to revise the tax return form to include a space for the designation of contributions to the fund and to include specified information, including the purposes for which the contribution would be used. This bill contains other related provisions.

**SB 1447** **(Morrell R) Peace officers.**

**Introduced:** 2/19/2016

**Status:** 3/10/2016-Referred to Com. on RLS.

**Location:** 3/10/2016-S. RLS.

**Summary:** Current law establishes which persons are included and excluded within the definition of peace officers. Current law provides that specified fire department, fire protection agency, and military personnel are peace officers. This bill would make a technical, nonsubstantive change to that provision.

**SB 1473 (Committee on Natural Resources and Water) Fish and Game Commission: procedures.**

**Introduced:** 2/29/2016

**Status:** 3/24/2016-Set for hearing April 12.

**Location:** 3/10/2016-S. N.R. & W.

**Summary:** The California Constitution provides for the delegation to the Fish and Game Commission of powers relating to the protection and propagation of fish and game. Current statutory law delegates to the commission the power to regulate the taking or possession of birds, mammals, fish, amphibia, and reptiles, except as provided. Current law establishes procedures that are specific to regulations adopted by the commission pursuant to this authority. This bill would clarify that those procedures apply generally to any commission regulation that governs the take or possession of any bird, mammal, fish, amphibian, or reptile, except as provided.

For more information call:

Susan LaGrande, CDFW Deputy Director at (916) 651-6719

Julie Oltmann, CDFW Legislative Representative at (916) 653-9772

You can also find legislative information on the web at <http://leginfo.legislature.ca.gov/> and follow the prompts to legislation.

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California Fish and Game Commission

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April 19, 2015

Commissioners

Section 332 of the California Fish and Game Code

Please include this document and attached map in the Shasta Nation input for the Act To Amend Section 332 of the Fish and Game Code, relating to hunting.

Allocating a specific number of Elk tags to federally recognize Indian tribes in California for any purpose is irresponsible for these reasons.

There is no data to quantify sufficient elk numbers and condition of habitats. To provide for lawful sustainable take of Elk or any wildlife without sufficient data is .

California Fish and Game Code S. 186 already allows for Karuk ceremonial game take, but restricts it to a narrow section of the Klamath River corridor, and limits it to ceremonial purposes in such manner as the commissioner deems proper.

This narrow section of the Klamath River described in FnG Code S. 186 is the Karuk aboriginal lands. As you can see on the attached map, most of the 1.38 million acres that the Karuk tribe claims as their aboriginal territory is Shasta Nation aboriginal lands. The Marble Mountain Elk herds in particular are wholly within the Shasta Nation Unextinguished Indian Lands. Documentation of tribal boundaries between Shasta and Karuk available upon request.

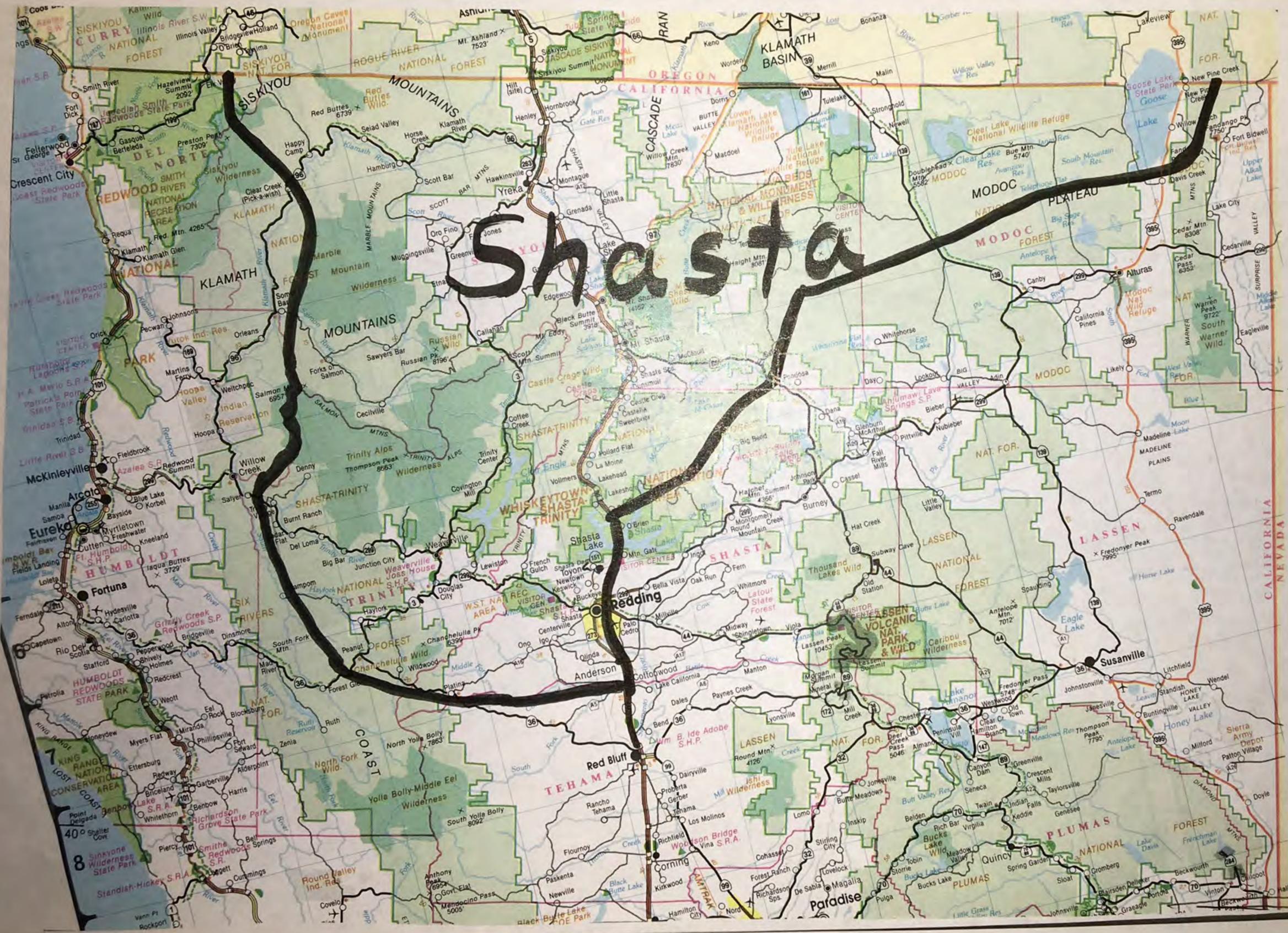
The Karuk Tribe claims jurisdiction over their 4000 members. January 15, 1979 The United States Dept. of the Interior OFFICE OF THE SECRETARY WASHINGTON D.C. established the Government to Government Relationship Between the Karuk Tribe of California and the Federal Government. Final verification of the existing membership rolls of the communities to ensure proper application of existing criteria including a prohibition of dual community membership and proper declaration of tribal affiliation of those individuals who possess Hoopa, Yurok as well as Karuk blood. The United States Department of the Interior has never completed any certified membership roll of the Karuk Tribe.

The United States Department of the Interior has been funding the Karuk Tribe millions upon millions of dollars for 37 years and do not know who the tribe lawfully is. The amendments and changes that the Karuk Tribe is offering for consideration to the California Fish and Game Code Section 186 are unlawful due to the foregoing information.

California Fish and Game Commission should require valid certification of the 4000 members of the Karuk Tribe to remain within state immunity and public trust.

Roy V. Hall

Chief, Shasta Nation



# Shasta

**Shasta  
Nation  
Aboriginal  
Boundaries**