

Regulatory Language

Option 1 – Closure above Highway 32 with the final dates to be set by the Commission

Section 5.80, Title 14, CCR, is amended to read:

§5.80. White Sturgeon.

- (a) Open season: All year, except for closures listed under special regulations.
- (b) Daily and annual bag limit: One fish per day. Three fish per year statewide.
- (c) Size limit: No fish less than 46 inches total length or greater than 66 inches total length may be taken or possessed.
- (d) Methods of take: The sturgeon must voluntarily take the bait or lure in its mouth. No sturgeon may be taken by trolling, snagging or by the use of firearms. Sturgeon may not be gaffed, nor shall any person use any type of firearm to assist in landing or killing any sturgeon.
- (e) Report card required: Any person fishing for or taking sturgeon shall have in their possession a nontransferable Sturgeon Fishing Report Card issued by the department and shall adhere to all reporting and tagging requirements for sturgeon defined in Sections 1.74 and 5.79, Title 14, CCR.
- (f) Special North Coast District Sturgeon Closure (Humboldt, Del Norte, Trinity and Siskiyou cos.). It is unlawful to take any sturgeon in the North Coast District at any time.
- (g) For regulations on take and possession of sturgeon in ocean waters as defined in Section 27.00, see Sections 27.90, 27.91, and 27.95.
- (h) Special Sierra and Valley District Sturgeon Closure from [varied dates between January 1 to December 31] (Shasta, Tehama and Glenn cos.).
 - (1) It is unlawful to fish for any sturgeon on the Sacramento River from Keswick Dam to the Highway 32 Bridge.
 - (2) It is unlawful to use wire leaders.
 - (3) It is unlawful to use lamprey or any type of shrimp as bait.

NOTE:

Authority cited: Sections 200, 202, 205 and 220, Fish and Game Code. Reference: Sections 200, 205 and 206, Fish and Game Code.

Section 5.81, Title 14, CCR, is amended to read:

§5.81. Green Sturgeon.

- (a) Green sturgeon may not be taken or possessed.
- (b) Green sturgeon taken and released incidentally to white sturgeon fishing shall be reported on a Sturgeon Fishing Report Card issued by the department, in accordance with procedures defined in Sections 1.74 and 5.79, Title 14, CCR.
- (c) Special Sierra and Valley District Sturgeon Closure from [varied dates between January 1 to December 31] (Shasta, Tehama and Glenn cos.).

(1) It is unlawful to fish for any sturgeon on the Sacramento River from Keswick Dam to the Highway 32 Bridge.

(2) It is unlawful to use wire leaders.

(3) It is unlawful to use lamprey or any type of shrimp as bait.

NOTE:

Authority cited: Sections 200, 202, 205 and 220, Fish and Game Code. Reference: Sections 200, 205 and 206, Fish and Game Code.

**Option 2 - Closure above Highway 162
with the final dates to be set by the Commission**

Section 5.80, Title 14, CCR, is amended to read:

§5.80. White Sturgeon.

(a) Open season: All year, except for closures listed under special regulations.

(b) Daily and annual bag limit: One fish per day. Three fish per year statewide.

(c) Size limit: No fish less than 46 inches total length or greater than 66 inches total length may be taken or possessed.

(d) Methods of take: The sturgeon must voluntarily take the bait or lure in its mouth. No sturgeon may be taken by trolling, snagging or by the use of firearms. Sturgeon may not be gaffed, nor shall any person use any type of firearm to assist in landing or killing any sturgeon.

(e) Report card required: Any person fishing for or taking sturgeon shall have in their possession a nontransferable Sturgeon Fishing Report Card issued by the department and shall adhere to all reporting and tagging requirements for sturgeon defined in Sections 1.74 and 5.79, Title 14, CCR.

(f) Special North Coast District Sturgeon Closure (Humboldt, Del Norte, Trinity and Siskiyou cos.). It is unlawful to take any sturgeon in the North Coast District at any time.

(g) For regulations on take and possession of sturgeon in ocean waters as defined in Section 27.00, see Sections 27.90, 27.91, and 27.95.

(h) Special Sierra and Valley District Sturgeon Closure from [varied dates between January 1 to December 31] (Shasta, Tehama and Glenn cos.).

(1) It is unlawful to fish for any sturgeon on the Sacramento River from Keswick Dam to the Highway 162 Bridge.

(2) It is unlawful to use wire leaders.

(3) It is unlawful to use lamprey or any type of shrimp as bait.

NOTE:

Authority cited: Sections 200, 202, 205 and 220, Fish and Game Code. Reference: Sections 200, 205 and 206, Fish and Game Code.

Section 5.81, Title 14, CCR, is amended to read:

§5.81. Green Sturgeon.

(a) Green sturgeon may not be taken or possessed.

(b) Green sturgeon taken and released incidentally to white sturgeon fishing shall be reported on a Sturgeon Fishing Report Card issued by the department, in accordance with procedures defined in Sections 1.74 and 5.79, Title 14, CCR.

(c) Special Sierra and Valley District Sturgeon Closure from [varied dates between January 1 to December 31] (Shasta, Tehama and Glenn cos.).

(1) It is unlawful to fish for any sturgeon on the Sacramento River from Keswick Dam to the Highway 162 Bridge.

(2) It is unlawful to use wire leaders.

(3) It is unlawful to use lamprey or any type of shrimp as bait.

NOTE:

Authority cited: Sections 200, 202, 205 and 220, Fish and Game Code. Reference: Sections 200, 205 and 206, Fish and Game Code.

For Both Options 1 and 2

Section 5.79, Title 14, CCR, is amended to read:

§5.79. White Sturgeon Report Card and Tagging Requirements for Inland Waters (FG 683, See Section 701).

(a) Sturgeon Fishing Report Card Required. All anglers must have a Sturgeon Fishing Report Card in their possession while fishing for or taking sturgeon. Anglers must complete and return the card pursuant to regulations in this Section and in Section 1.74.

(b) Tagging and Recording Requirements for Retained Fish. A Sturgeon Fishing Report Card includes detachable tags that shall be used to tag any white sturgeon that is taken and retained in the sport fishery. Any white sturgeon possessed by any person shall be tagged.

(1) Upon taking and retaining a white sturgeon, the cardholder shall immediately record the following information:

(A) The month, day, fishing location and length of the fish shall be recorded in the appropriate spaces on the tag. Tags shall be used in sequential order.

(B) The month, day, fishing location and length of the fish shall be recorded in the appropriate spaces on the Sturgeon Fishing Report Card which corresponds to the number on the tag.

(2) Immediately after recording the information above, the cardholder shall remove and completely detach the tag from the card and affix it to the white sturgeon. Cardholders shall not wait until completion of fishing activity to tag any white sturgeon in possession.

(3) The tag shall be securely fastened to the fish. To affix the tag, a "zip tie", string, line or other suitable material shall be passed through the tag at the location specified on the sturgeon tag and attached to the fish.

(4) Tags shall not be removed from the report card until immediately prior to affixing to a white sturgeon. Any tags detached from the report card and not affixed to a white sturgeon shall be considered used and therefore invalid. No person shall possess any used or otherwise invalid sturgeon tags.

(5) Records of Prior Activity. All tags must be accounted for at all times by entry of a record on the Sturgeon Fishing Report Card corresponding to all tags that are not in possession. Any tag that was lost or destroyed shall be recorded as such on the corresponding line on the Sturgeon Fishing Report Card.

(6) If the sturgeon has a department reward disk attached, write the reward disk number in the space provided on the report card.

(c) Reporting Requirements for Released Fish.

(1) Whenever the cardholder catches and releases a sturgeon, the cardholder shall immediately record the month, day, location code, and species of sturgeon.

(2) If all lines in the "sturgeon released" field of the report card are filled, any additional sturgeon caught and released need not be recorded on the card.

(3) If the sturgeon has a department reward disk attached, write the reward disk number in the space provided on the report card.

(d) Sturgeon tags must be left affixed to the fish in place, including while stored at a residence or non-transient location, until the fish is processed for immediate consumption.

(e) The annual fee for the Sturgeon Fishing Report Card is specified in Section 701, Title 14, CCR.

Note: Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202 and 205, Fish and Game Code

Section 27.92, Title 14, CCR, is amended to read:

§ 27.92. White Sturgeon Report Card and Tagging Requirements for Ocean Waters (FG 683, See Section 701).

(a) Sturgeon Fishing Report Card Required. All anglers must have a Sturgeon Fishing Report Card in their possession while fishing for or taking sturgeon. Anglers must complete and return the card pursuant to regulations in this Section and in Section 1.74.

(b) Tagging and Recording Requirements for Retained Fish. A Sturgeon Fishing Report Card includes detachable tags that shall be used to tag any white sturgeon that is taken and retained in the sport fishery. Any white sturgeon possessed by any person shall be tagged.

(1) Upon taking and retaining a white sturgeon, the cardholder shall immediately record the following information:

(A) The month, day, fishing location and length of the fish shall be recorded in the appropriate spaces on the tag. Tags shall be used in sequential order.

(B) The month, day, fishing location and length of the fish shall be recorded in the appropriate spaces on the Sturgeon Fishing Report Card which corresponds to the number on the tag.

(2) Immediately after recording the information above, the cardholder shall remove and completely detach the tag from the card and affix it to the white sturgeon. Cardholders shall not wait until completion of fishing activity to tag any white sturgeon in possession.

(3) The tag shall be securely fastened to the fish. To affix the tag, a "zip tie", string, line or other suitable material shall be passed through the tag at the location specified on the sturgeon tag and attached to the fish.

(4) Tags shall not be removed from the report card until immediately prior to affixing to a white sturgeon. Any tags detached from the report card and not affixed to a white sturgeon shall be considered used and therefore invalid. No person shall possess any used or otherwise invalid sturgeon tags.

(5) Records of Prior Activity. All tags must be accounted for at all times by entry of a record on the Sturgeon Fishing Report Card corresponding to all tags that are not in possession. Any tag that was lost or destroyed shall be recorded as such on the corresponding line on the Sturgeon Fishing Report Card.

(6) If the sturgeon has a department reward disk attached, write the reward disk number in the space provided on the report card.

(c) Reporting Requirements for Released Fish.

(1) Whenever the cardholder catches and releases a sturgeon, the cardholder shall immediately record the month, day, location code, and species of sturgeon.

(2) If all lines in the "sturgeon released" field of the report card are filled, any additional sturgeon caught and released need not be recorded on the card.

(3) If the sturgeon has a department reward disk attached, write the reward disk number in the space provided on the report card.

(d) Sturgeon tags must be left affixed to the fish in place, including while stored at a residence or non-transient location, until the fish is processed for immediate consumption.

(e) The annual fee for the Sturgeon Fishing Report Card is specified in Section 701, Title 14, CCR.

Note: Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202 and 205, Fish and Game Code.

Subsection 701(c), Title 14, CCR, is amended to read:

(c) ~~2009-2010~~ Sturgeon Fishing Report Card (FG 683 (rev. ~~09/08~~ 09/09)),
incorporated by reference herein \$0.00

NOTE:

Authority cited: Sections 200, 202, 205, 220, 713, 1050, 1053, 7149.8 and 7380, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 220, 713, 1050, 1053, 1055, 7149.8 and 7380, Fish and Game Code.