

AMENDED IN ASSEMBLY MAY 28, 2014

AMENDED IN ASSEMBLY APRIL 7, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2268**

---

---

**Introduced by Assembly Member Bigelow**

February 21, 2014

---

---

~~An act relating to the Department of Fish and Wildlife. An act to amend Sections 714, 3950, 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, relating to mammals.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2268, as amended, Bigelow. ~~Department of Fish and Wildlife. Game mammals: wild pig depredation.~~

(1) Existing law defines the term “wild pig” for purposes of managing, taking, or hunting that species.

The bill would also define “pigs” and prohibit the release of pigs into uncontrolled areas. The bill would provide that an area shall be deemed controlled if the pigs are regularly cared for and enclosed by a lawful fence, as defined. The bill would provide that an owner of a pig that escapes from a controlled area who has complied with this provision is not deemed to be in violation of any law that prohibits the release of any animal.

(2) Existing law requires the Department of Fish and Wildlife to prepare a management plan for wild pigs and provides that funds deposited in the Big Game Management Account shall be available to the department to be used for, among other things, acquiring land,

completing projects, and implementing programs to benefit specified game mammals. Existing law authorizes the department to make grants to, reimburse, or enter into contracts or other agreements with nonprofit organizations for these purposes.

The bill would delete the requirement that the department prepare a management plan for wild pigs. The bill would also require the department's granting criteria for Big Game Management Account programs to include consideration for projects that restore wildland habitat affected by wild pigs. The bill would also authorize the use of funds from this account for grants and reimbursement to, and contracts with, state and federal land management agencies for projects on lands that are open for hunting.

(3) Existing law classifies the wild pig as a game mammal and requires a person to procure, as specified, either a hunting license and a wild pig tag or a depredation permit in order to take a wild pig. However, existing law provides that any wild pig that is encountered while in the act of inflicting injury to, or damaging or destroying, or threatening to immediately damage or destroy, land or other property may be taken immediately by the owner or the owner's employee or agent, as specified. Existing regulations prohibit a person with a hunting license and a wild pig tag from taking a wild pig between  $\frac{1}{2}$  hour after sunset and  $\frac{1}{2}$  hour before sunrise. Existing regulations authorize a person with a depredation permit to take a wild pig during the hours specified in the permit.

This bill would revise and recast the provisions applicable to wild pigs by, among other things, reclassifying the wild pig as a nongame mammal for taking or possessing purposes. The bill would replace the wild pig tag requirement with a validation on the hunting license that would allow for the unlimited take and possession of wild pigs. The bill would set the price of a wild pig validation at \$15 for residents and \$30 for nonresidents. The bill would prohibit the taking of wild pigs at night, as specified, except by landowners or their employees or agents of depredated wild pigs if 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. The bill would provide that the permission granted for the planned take under these provisions applies to the night designated in the notification and the six nights following.

(4) Existing law establishes the base fees for wild pig tags beginning with the year 2004 and requires their adjustment annually according to the change in the Implicit Price Deflator for State and Local Government Purchases of Goods and Services, as published by the United States Department of Commerce. Existing law requires the Department of Fish and Wildlife to determine this change and to recalculate the current base fees charged for each license, stamp, permit, tag, or other entitlement issued by the department and requires the Fish and Game Commission to comply with these requirements.

This bill would instead, beginning with the 2014 license year, authorize the commission to adjust annually the base fees for wild pig validations to an amount that raises revenues not to exceed its costs of regulation relating to wild pigs.

(5) The bill would make other technical and conforming changes to these provisions.

(6) Because the bill would create new crimes, it would impose a state-mandated local program.

(7) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

~~Existing law requires the Department of Fish and Wildlife to prepare a plan for the management of wild pigs to determine the status and trend of wild pig populations and to designate management units within the state. Existing law requires the department, in preparing the plan, to consider available, existing information and literature relative to wild pigs:~~

~~This bill would require the department to conduct a study on the wild pig population in California that includes in its recommendations solutions to mitigate the wild pig population.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: ~~no~~-yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 714 of the Fish and Game Code is  
2 amended to read:

1 714. (a) In addition to Section 3031, 3031.2, 7149, 7149.05,  
2 or 7149.2 and notwithstanding Section 3037, the department shall  
3 issue lifetime sportsman's licenses pursuant to this section. A  
4 lifetime sportsman's license authorizes the taking of birds,  
5 mammals, fish, reptiles, or amphibia anywhere in this state in  
6 accordance with law for purposes other than profit for the life of  
7 the person to whom issued unless revoked for a violation of this  
8 code or regulations adopted pursuant to this code. A lifetime  
9 sportsman's license is not transferable. A lifetime sportsman's  
10 license does not include any special tags, stamps, or other  
11 entitlements.

12 (b) A lifetime sportsman's license may be issued to residents,  
13 as follows:

14 (1) To a person 62 years of age or over upon payment of a base  
15 fee of seven hundred thirty dollars (\$730).

16 (2) To a person 40 years of age or over and less than 62 years  
17 of age upon payment of a base fee of one thousand eighty dollars  
18 (\$1,080).

19 (3) To a person 10 years of age or over and less than 40 years  
20 of age upon payment of a base fee of one thousand two hundred  
21 dollars (\$1,200).

22 (4) To a person less than 10 years of age upon payment of a  
23 base fee of seven hundred thirty dollars (\$730).

24 (c) This section does not require a person less than 16 years of  
25 age to obtain a license to take fish, reptiles, or amphibia for  
26 purposes other than profit or to obtain a license to take birds or  
27 mammals, except as required by law.

28 (d) This section does not exempt an applicant for a license from  
29 meeting other qualifications or requirements otherwise established  
30 by law for the privilege of sport hunting or sport fishing.

31 (e) Upon payment of a base fee of four hundred forty-five dollars  
32 (\$445), a person holding a lifetime hunting license or lifetime  
33 sportsman's license shall be issued annually one deer tag  
34 application pursuant to subdivision (a) of Section 4332 and ~~five~~ *a*  
35 ~~wild pig tags~~ *validation* issued pursuant to Section 4654. Lifetime  
36 privileges issued pursuant to this subdivision are not transferable.

37 (f) Upon payment of a base fee of two hundred ten dollars  
38 (\$210), a person holding a lifetime hunting license or lifetime  
39 sportsman's license shall be entitled annually to the privileges  
40 afforded to a person holding a state duck stamp or validation issued

1 pursuant to Section 3700 or 3700.1 and an upland game bird stamp  
2 or validation issued pursuant to Section 3682 or 3682.1. Lifetime  
3 privileges issued pursuant to this subdivision are not transferable.

4 (g) The base fees specified in this section are applicable  
5 commencing January 1, 2004, and shall be adjusted annually  
6 thereafter pursuant to Section 713.

7 (h) The commission shall adjust the amount of the fees specified  
8 in subdivision (g), as necessary, to fully recover, but not exceed,  
9 all reasonable administrative implementation costs of the  
10 department and the commission relating to those licenses.

11 *SEC. 2. Section 3950 of the Fish and Game Code is amended*  
12 *to read:*

13 3950. (a) Game mammals are: deer (genus *Odocoileus*), elk  
14 (genus *Cervus*), prong-horned antelope (genus *Antilocapra*), ~~wild~~  
15 ~~pigs, including feral pigs and European wild boars (genus *Sus*),~~  
16 black and brown or cinnamon bears (genus *Euarctos*), ~~mountain~~  
17 ~~lions (genus *Felis*),~~ jackrabbits and varying hares (genus *Lepus*),  
18 cottontails, brush rabbits, pigmy rabbits (genus *Sylvilagus*), and  
19 tree squirrels (genus *Sciurus* and *Tamiasciurus*).

20 (b) Nelson bighorn sheep (subspecies *Ovis canadensis nelsoni*)  
21 are game mammals only for the purposes of sport hunting described  
22 in subdivision (b) of Section 4902.

23 *SEC. 3. Section 3953 of the Fish and Game Code is amended*  
24 *to read:*

25 3953. (a) The Big Game Management Account is hereby  
26 established within the Fish and Game Preservation Fund.

27 (b) All revenues from the sale of antelope, elk, deer, ~~wild pig,~~  
28 bear, and sheep tags, including any fundraising tags *and wild pig*  
29 *validations*, shall be deposited in the Big Game Management  
30 Account to permit separate accountability for the receipt and  
31 expenditure of these funds.

32 (c) Funds deposited in the Big Game Management Account  
33 shall be available for expenditure upon appropriation by the  
34 Legislature to the department. These funds shall be expended solely  
35 for the purposes set forth in this section and Sections 3951 and  
36 3952, and Chapter 5 (commencing with Section 450) of Division  
37 1, Chapter 7 (commencing with Section 4650), and Chapter 11  
38 (commencing with Section 4900), including acquiring land,  
39 completing projects, and implementing programs to benefit  
40 antelope, elk, deer, ~~wild pigs,~~ bear, and sheep, and expanding

1 public hunting opportunities and related public outreach. *The*  
2 *department's granting criteria shall include consideration for*  
3 *projects that restore wildland habitat affected by wild pigs.* Any  
4 land acquired with funds from the Big Game Management Account  
5 shall be acquired in fee title or protected with a conservation  
6 easement and, to the extent possible, be open or provide access to  
7 the public for antelope, elk, deer, ~~wild pig~~, bear, or sheep hunting.  
8 The department may also use funds from the Big Game  
9 Management Account to pay for administrative and enforcement  
10 costs of the programs and activities described in this section. The  
11 amount allocated from the account for administrative costs shall  
12 be limited to the reasonable costs associated with administration  
13 of the programs and activities described in this section.

14 (d) The department may *use funds from the Big Game*  
15 *Management Account to make grants to, reimburse, or enter into*  
16 *contracts or other agreements as defined in subdivision (a) of*  
17 *Section 1571 with, nonprofit organizations for the use of the funds*  
18 ~~*from the Big Game Management Account for the use of the funds*~~  
19 ~~*from the Big Game Management Account or state and federal*~~  
20 ~~*land management agencies for projects on lands that are open for*~~  
21 ~~*hunting to carry out the purposes of this section, including related*~~  
22 ~~*habitat conservation projects.*~~

23 (e) An advisory committee, as determined by the department,  
24 that includes interested nonprofit organizations that have goals  
25 and objectives directly related to the management and conservation  
26 of big game species and primarily represent the interests of persons  
27 licensed pursuant to Section 3031 shall review and provide  
28 comments to the department on all proposed projects funded from  
29 the Big Game Management Account to help ensure that the  
30 requirements of this section have been met. The department shall  
31 post budget information and a brief description on an Internet Web  
32 site for all projects funded from the Big Game Management  
33 Account.

34 (f) Big game projects authorized pursuant to this section are not  
35 subject to Part 2 (commencing with Section 10100) of Division 2  
36 of the Public Contract Code or Article 6 (commencing with Section  
37 999) of Chapter 6 of Division 4 of the Military and Veterans Code.

38 (g) The department shall maintain the internal accountability  
39 necessary to ensure compliance with the collection, deposit, and  
40 expenditure of funds specified in this section.

1 SEC. 4. Section 4181 of the Fish and Game Code is amended  
2 to read:

3 4181. (a) Except as provided in Section 4181.1, any owner or  
4 tenant of land or property that is being damaged or destroyed or  
5 is in danger of being damaged or destroyed by elk, bear, beaver,  
6 ~~wild pig, wild~~ turkeys, or gray squirrels, may apply to the  
7 department for a permit to kill the animals. Subject to the  
8 limitations in subdivisions (b) and (d), the department, upon  
9 satisfactory evidence of the damage or destruction, actual or  
10 immediately threatened, shall issue a revocable permit for the  
11 taking and disposition of the animals under regulations adopted  
12 by the commission. The permit shall include a statement of the  
13 penalties that may be imposed for a violation of the permit  
14 conditions. Animals so taken shall not be sold or shipped from the  
15 premises on which they are taken except under instructions from  
16 the department. No iron-jawed or steel-jawed or any type of  
17 metal-jawed trap shall be used to take any ~~bear~~ animal pursuant  
18 to this section. No poison of any type may be used to take any gray  
19 squirrel or wild turkey pursuant to this section. The department  
20 shall designate the type of trap to be used to ensure the most  
21 humane method is used to trap gray squirrels. The department may  
22 require trapped squirrels to be released in parks or other  
23 nonagricultural areas. It is unlawful for any person to violate the  
24 terms of any permit issued under this section.

25 (b) The permit issued for taking bears pursuant to subdivision  
26 (a) shall contain the following facts:

- 27 (1) Why the issuance of the permit was necessary.  
28 (2) What efforts were made to solve the problem without killing  
29 the bears.  
30 (3) What corrective actions should be implemented to prevent  
31 reoccurrence.

32 ~~(c) With respect to wild pigs, the department shall provide an~~  
33 ~~applicant for a depredation permit to take wild pigs or a person~~  
34 ~~who reports taking wild pigs pursuant to subdivision (b) of Section~~  
35 ~~4181.1 with written information that sets forth available options~~  
36 ~~for wild pig control, including, but not limited to, depredation~~  
37 ~~permits, allowing periodic access to licensed hunters, and holding~~  
38 ~~special hunts authorized pursuant to Section 4188. The department~~  
39 ~~may maintain and make available to these persons lists of licensed~~  
40 ~~hunters interested in wild pig hunting and lists of nonprofit~~

1 organizations that are available to take possession of depredate  
2 wild pig carcasses.

3 ~~(d)~~

4 (c) With respect to elk, the following procedures shall apply:

5 (1) Prior to issuing a depredation permit pursuant to subdivision  
6 (a), the department shall do all of the following:

7 (A) Verify the actual or immediately threatened damage or  
8 destruction.

9 (B) Provide a written summary of corrective measures necessary  
10 to immediately alleviate the problem.

11 (C) Determine the viability of the local herd, and determine the  
12 minimum population level needed to maintain the herd.

13 (D) Ensure the permit will not reduce the local herd below the  
14 minimum.

15 (E) Work with affected landowners to develop measures to  
16 achieve long-term resolution, while maintaining viability of the  
17 herd.

18 (2) After completing the statewide elk management plan  
19 pursuant to Section 3952, the department shall use the information  
20 and methods contained in the plan to meet the requirements of  
21 subparagraphs (C), (D), and (E) of paragraph (1).

22 *SEC. 5. Section 4181.1 of the Fish and Game Code is amended*  
23 *to read:*

24 4181.1. (a) Any bear that is encountered while in the act of  
25 inflicting injury to, molesting, or killing, livestock may be taken  
26 immediately by the owner of the livestock or the owner's employee  
27 if the taking is reported no later than the next working day to the  
28 department and the carcass is made available to the department.

29 ~~(b) Notwithstanding Section 4652, any wild pig that is~~  
30 ~~encountered while in the act of inflicting injury to, molesting,~~  
31 ~~pursuing, worrying, or killing livestock or damaging or destroying,~~  
32 ~~or threatening to immediately damage or destroy, land or other~~  
33 ~~property, including, but not limited to, rare, threatened, or~~  
34 ~~endangered native plants, wildlife, or aquatic species, may be taken~~  
35 ~~immediately by the owner of the livestock, land, or property or~~  
36 ~~the owner's agent or employee, or by an agent or employee of any~~  
37 ~~federal, state, county, or city entity when acting in his or her official~~  
38 ~~capacity. The person taking the wild pig shall report the taking no~~  
39 ~~later than the next working day to the department and shall make~~  
40 ~~the carcass available to the department. Unless otherwise directed~~

1 by the department and notwithstanding Section 4657, the person  
2 taking a wild pig pursuant to this subdivision, or to whom the  
3 carcass of a wild pig taken pursuant to this subdivision is  
4 transferred pursuant to subdivision (e), may possess the carcass  
5 of the wild pig. The person in possession of the carcass shall make  
6 use of the carcass, which may include an arrangement for the  
7 transfer of the carcass to another person or entity, such as a  
8 nonprofit organization, without compensation. The person who  
9 arranges this transfer shall be deemed to be in compliance with  
10 Section 4304. A violation of this subdivision is punishable pursuant  
11 to Section 12000. It is the intent of the Legislature that nothing in  
12 this subdivision shall be interpreted to authorize a person to take  
13 wild pigs pursuant to this subdivision in violation of a state statute  
14 or regulation or a local zoning or other ordinance that is adopted  
15 pursuant to other provisions of law and that restricts the discharge  
16 of firearms.

17 (e)

18 (b) The department shall make a record of each report made  
19 pursuant to subdivision (a) or (b) and may have an employee of  
20 the department investigate the taking or cause the taking to be  
21 investigated. The person taking a wild pig shall provide information  
22 as deemed necessary by the department. Upon completion of the  
23 investigation, the investigator may, upon a finding that the  
24 requirements of this section have been met with respect to the  
25 particular bear or wild pig taken under subdivision (a) or (b), (a),  
26 issue a written statement to the person confirming that the  
27 requirements of this section have been met. The person who took  
28 the wild pig may transfer the carcass to another person without  
29 compensation.

30 (d)

31 (c) Notwithstanding Section 4763, any part of any bear lawfully  
32 possessed pursuant to this section is subject to Section 4758.

33 (e)

34 (d) Nothing in this section prohibits federal, state, or county  
35 trappers from killing or trapping bears when the bears are killing  
36 or molesting livestock, but no iron-jawed or steel-jawed or any  
37 type of metal-jawed trap shall be used to take the bear, and no  
38 person, including employees of the state, federal, or county  
39 government, shall take bear with iron-jawed or steel-jawed or any  
40 type of metal-jawed traps.

1     *SEC. 6. Section 4181.2 of the Fish and Game Code is repealed.*  
 2     ~~4181.2. For the purposes of this article relating to damage~~  
 3 ~~caused by wild pigs, “damage” means loss or harm resulting from~~  
 4 ~~injury to person or property. The department shall develop~~  
 5 ~~statewide guidelines to aid in determining the damage caused by~~  
 6 ~~wild pigs. The guidelines shall consider various uses of the land~~  
 7 ~~impacted by pigs.~~

8     *SEC. 7. Section 4188 of the Fish and Game Code is amended*  
 9 *to read:*

10     4188. (a) If a landowner or tenant applies for a permit under  
 11 Section 4181 for ~~wild pigs~~ or wild turkeys, or under Section 4181.5  
 12 for deer, the department shall notify the landowner or tenant about  
 13 available options for allowing access by licensed hunters, including,  
 14 but not limited to, access authorized pursuant to Article 3  
 15 (commencing with Section 1570) of Chapter 5 of Division 2 to  
 16 control ~~wild pigs, wild turkeys,~~ *turkeys* and deer.

17     (b) The commission, in lieu of a permit as described in  
 18 subdivision (a), and with the consent of, or upon the request of,  
 19 the landowner or tenant, under appropriate regulations, may  
 20 authorize the issuance of permits to persons holding valid hunting  
 21 licenses to take ~~wild pigs, wild turkeys,~~ *turkeys* or deer in sufficient  
 22 numbers to stop the damage or threatened damage. Before issuing  
 23 permits to licensed hunters, the department shall investigate and  
 24 determine the number of permits necessary, the territory involved,  
 25 the dates of the proposed hunt, the manner of issuing the permits,  
 26 and the fee for the permit.

27     *SEC. 8. Section 4650 of the Fish and Game Code is amended*  
 28 *to read:*

29     4650. (a) Wild pigs, as used in this ~~chapter,~~ *means code, are*  
 30 *free-roaming pigs not distinguished by branding, ear marking, or*  
 31 *other permanent identification methods.*

32     **(b) For purposes of this code, pigs are of the species *sus scrofa***  
 33 **and *sus srofa domestica*.**

34     *SEC. 9. Section 4651 of the Fish and Game Code is repealed.*

35     ~~4651. (a) The department shall prepare a plan for the~~  
 36 ~~management of wild pigs. Under the plan, the status and trend of~~  
 37 ~~wild pig populations shall be determined and management units~~  
 38 ~~shall be designated within the state. The plan may establish pig~~  
 39 ~~management zones to address regional needs and opportunities.~~

1 ~~In preparing the plan, the department shall consider available,~~  
2 ~~existing information and literature relative to wild pigs.~~

3 ~~(b) The plan may include all of the following:~~

4 ~~(1) The distribution and abundance of wild pigs, as described~~  
5 ~~in Section 3950.~~

6 ~~(2) A survey of range conditions.~~

7 ~~(3) Recommendations for investigations and utilization of wild~~  
8 ~~pigs.~~

9 ~~(4) Encouraging mitigation of depredation by sport hunting~~  
10 ~~pursuant to this chapter.~~

11 ~~(5) Live trapping and relocation of wild pigs to areas suitable~~  
12 ~~and accessible to mitigation of depredation, with the consent of~~  
13 ~~the landowner and after prior consultation with adjacent landowners~~  
14 ~~who, in the department's opinion may be impacted, pursuant to~~  
15 ~~this chapter.~~

16 *SEC. 10. Section 4651 is added to the Fish and Game Code,*  
17 *to read:*

18 *4651. (a) Wild pigs may be taken at any time of year, and in*  
19 *any number by any person in possession of a valid hunting license,*  
20 *but it shall be unlawful to possess any wild pig without first*  
21 *procuring a wild pig validation pursuant to Section 4654.*

22 *(b) Notwithstanding subdivision (a), Section 3007, or any other*  
23 *provision of this code or regulations adopted pursuant to this code*  
24 *requiring possession of a hunting license, a landowner or lessee*  
25 *or agent of either in immediate possession of written authority*  
26 *from the landowner or lessee, shall not be required to obtain a*  
27 *hunting license, wild pig validation, or depredation permit to take*  
28 *wild pigs on land owned or leased by the landowner or lessee, if*  
29 *that land, or property on that land, is being damaged or destroyed*  
30 *or is in danger of being damaged or destroyed by wild pigs, except*  
31 *as provided in subdivision (b) of Section 4652. However, it shall*  
32 *be unlawful to possess any wild pig taken pursuant to this*  
33 *subdivision by any person who does not possess a valid wild pig*  
34 *validation.*

35 *SEC. 11. Section 4652 of the Fish and Game Code is repealed.*

36 ~~4652. It is unlawful to take any wild pig, except as provided~~  
37 ~~in Section 4181, without first procuring a tag authorizing the taking~~  
38 ~~of that wild pig in accordance with this chapter.~~

39 *SEC. 12. Section 4652 is added to the Fish and Game Code,*  
40 *to read:*

1     4652. (a) Notwithstanding Section 3000, it is unlawful to take  
2 any wild pig between one-half hour after sunset and one-half hour  
3 before sunrise at the place of the taking, except as provided in  
4 subdivision (b).

5     (b) A wild pig may be taken pursuant to subdivision (b) of  
6 Section 4651 between one-half hour after sunset and one-half hour  
7 before sunrise at the place of the taking, if the department receives  
8 prior notice pursuant to Section 4653 and the person taking the  
9 wild pig possesses a valid hunting license.

10     SEC. 13. Section 4653 of the Fish and Game Code is repealed.

11     ~~4653. The department may determine the design and type of~~  
12 ~~information to be included on the wild pig tag and prescribe the~~  
13 ~~procedures for the issuance and use of the tag.~~

14     SEC. 14. Section 4653 is added to the Fish and Game Code,  
15 to read:

16     4653. (a) A person who intends to take a wild pig between  
17 one-half hour after sunset and one-half hour before sunrise shall  
18 provide to the department his or her name and the location where  
19 the taking of the wild pig is expected to occur by telephoning the  
20 regional office nearest to the location of the expected take no later  
21 than 3:00 p.m. prior to the night or morning of the take, or, if the  
22 daylight hours before the planned take are not on a business day,  
23 no later than 3:00 p.m. of the last business day before the planned  
24 take.

25     (b) The permission granted pursuant to subdivision (a) shall  
26 apply to the night designated in the notification and the six nights  
27 following.

28     SEC. 15. Section 4654 of the Fish and Game Code is amended  
29 to read:

30     4654. (a) Any resident of this state, 12 years of age or older,  
31 who possesses a valid hunting license, may procure ~~the number~~  
32 ~~of a wild pig tags corresponding to the number of wild pigs that~~  
33 ~~may legally be taken by one person during the license year~~  
34 ~~validation upon payment of a base fee of fifteen dollars (\$15), for~~  
35 ~~each wild pig tag. (\$15).~~

36     (b) Any nonresident, 12 years of age or older, who possesses a  
37 valid California nonresident hunting license, may procure ~~the~~  
38 ~~number of a wild pig tags corresponding to the number of wild~~  
39 ~~pigs that may legally be taken by one person during the license~~

1 year validation upon payment of a base fee of  ~~fifty thirty~~  dollars  
2 (\$50), for each wild pig tag. (\$30).

3 (c) The base fees specified in this section are applicable to the  
4 2004 2014 license year, and  ~~shall~~  may be adjusted annually  
5 thereafter pursuant to Section 713 by the commission to an amount  
6 that raises revenues not to exceed its costs of regulation relating  
7 to wild pigs.

8 *SEC. 16. Section 4655 of the Fish and Game Code is repealed.*

9  ~~4655. Wild pig tags are valid only during that portion of the  
10 current hunting license year in which wild pigs may be taken or  
11 possessed in any area of the state.~~

12 *SEC. 17. Section 4655 is added to the Fish and Game Code,  
13 to read:*

14 *4655. (a) Pigs shall not be released into uncontrolled areas.  
15 An area shall be deemed controlled if the pigs are regularly cared  
16 for and enclosed by a lawful fence as defined in Section 17121 of  
17 the Food and Agriculture Code.*

18 *(b) An owner of a pig that escapes from a controlled area who  
19 has complied with subdivision (a) shall not be in violation of any  
20 law that prohibits the release of any animal.*

21 *SEC. 18. Section 4656 of the Fish and Game Code is repealed.*

22  ~~4656. Revenues received pursuant to this chapter shall be  
23 deposited in the Big Game Management Account established in  
24 Section 3953. These funds shall be available for expenditure by  
25 the department as set forth in Section 3953. The department shall  
26 maintain all internal accounting measures necessary to ensure that  
27 all restrictions on these funds are met.~~

28 *SEC. 19. Section 4657 of the Fish and Game Code is repealed.*

29  ~~4657. The holder of a wild pig tag shall keep the tag in his or  
30 her possession while hunting wild pig. Before the taking of any  
31 wild pig, the holder of a wild pig tag, except for wild pig tags  
32 issued through the Automated License Data System, shall legibly  
33 write or otherwise affix his or her hunting license number to the  
34 wild pig tag. Upon the killing of any wild pig, the date of the kill  
35 shall be clearly marked by the holder of the tag on both parts of  
36 the tag. Before transporting the pig, a tag shall be attached to the  
37 carcass by the holder of the tag. The holder of the wild pig tag  
38 shall immediately, upon harvesting a pig, notify the department  
39 in a manner specified by the commission.~~

1     *SEC. 20. Section 13005 of the Fish and Game Code is amended*  
2     *to read:*

3     13005. (a) Notwithstanding Section 13001, the fees collected  
4     from lifetime sportsman's licenses and privileges issued pursuant  
5     to Section 714, lifetime hunting licenses and privileges issued  
6     pursuant to Section 3031.2, and lifetime sport fishing licenses and  
7     privileges issued pursuant to Section 7149.2 shall be deposited as  
8     follows:

9     (1) Twenty dollars (\$20) from the initial issuance of each  
10    lifetime license shall be deposited in the Fish and Game  
11    Preservation Fund for use in accordance with Section 711.

12    (2) The balance of the fees collected shall be deposited in the  
13    Lifetime License Trust Account which is hereby created in the  
14    Fish and Game Preservation Fund. Except as provided in this  
15    section, that principal amount of the money in the account from  
16    the fee for a lifetime license shall not be used, except for  
17    investment.

18    (b) The money in the Lifetime License Trust Account may be  
19    transferred and invested through the Surplus Money Investment  
20    Fund and all interest shall accrue to the account pursuant to  
21    subdivision (g) of Section 16475 of the Government Code.

22    (c) Upon issuance of a lifetime license or lifetime privilege  
23    issued pursuant to Section 714, 3031.2, or 7149.2, the department  
24    shall transfer the following amounts from the Lifetime License  
25    Trust Account to the Fish and Game Preservation Fund:

26    (1) Twenty-nine dollars and twenty-five cents (\$29.25) for an  
27    annual resident hunting license or an annual resident sport fishing  
28    license.

29    (2) Seven dollars and twenty-five cents (\$7.25) for a junior  
30    hunting license.

31    (3) Nine dollars and twenty-five cents (\$9.25) for one second-rod  
32    stamp or validation issued pursuant to Section 7149.4 or Section  
33    7149.45.

34    (4) Two dollars and fifty cents (\$2.50) for one sport fishing  
35    ocean enhancement stamp or validation issued pursuant to  
36    subdivision (a) of Section 6596 or subdivision (a) of Section  
37    6596.1.

38    (5) Three dollars and fifty cents (\$3.50) for one Bay-Delta sport  
39    fishing enhancement stamp or validation issued pursuant to Section  
40    7360 or Section 7360.1.

1 (6) Three dollars and seventy-five cents (\$3.75) for one steelhead  
2 trout catch report-restoration card issued pursuant to Section 7380.

3 (7) One dollar (\$1) for one salmon punchcard issued pursuant  
4 to regulations adopted by the commission.

5 (8) Nineteen dollars and twenty-five cents (\$19.25) for a deer  
6 tag application issued pursuant to subdivision (a) of Section 4332.

7 ~~(9) Eight dollars and seventy-five cents (\$8.75) for five wild  
8 pig tags issued pursuant to Section 4654.~~

9 ~~(10)~~

10 (9) Ten dollars (\$10) for one state duck stamp or validation  
11 issued pursuant to Section 3700 or 3700.1.

12 ~~(11)~~

13 (10) Six dollars and twenty-five cents (\$6.25) for one upland  
14 game bird stamp or validation issued pursuant to Section 3682 or  
15 3682.1.

16 *SEC. 21. No reimbursement is required by this act pursuant*  
17 *to Section 6 of Article XIII B of the California Constitution because*  
18 *the only costs that may be incurred by a local agency or school*  
19 *district will be incurred because this act creates a new crime or*  
20 *infraction, eliminates a crime or infraction, or changes the penalty*  
21 *for a crime or infraction, within the meaning of Section 17556 of*  
22 *the Government Code, or changes the definition of a crime within*  
23 *the meaning of Section 6 of Article XIII B of the California*  
24 *Constitution.*

25 ~~SECTION 1. The Department of Fish and Wildlife shall~~  
26 ~~conduct a study on the wild pig population in California that~~  
27 ~~includes in its recommendations solutions to mitigate the wild pig~~  
28 ~~population.~~