



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.
Teleconference Only - No Physical Location

Regular Meeting December 8, 2020

TELECONFERENCE INFORMATION

As authorized by Governor Newsom's Executive Order, N-29-20, dated March 17, 2020, the meeting will be held via teleconferencing with members of the Board attending from separate remote locations. This altered format is in observance of recommendations by local officials that precautions be taken, including social distancing, to address the threat of COVID-19.

Important Notice to the Public Regarding COVID-19

Based on guidance from the California Department of Public Health and the California Governor's Officer, in order to minimize the spread of the COVID-19 virus, please note the following:

1. Joining via Zoom

There is no physical location of the meeting open to the public. You may participate in the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below.

To join the meeting by computer:

Visit <https://monocounty.zoom.us/j/94462396623>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 944 6239 6623.

To provide public comment (at appropriate times) during the meeting, press the "**Raise Hand**" button on your screen.

To join the meeting by telephone:

Dial (669) 900-6833, then enter Webinar ID 944 6239 6623.

To provide public comment (at appropriate times) during the meeting, press *9 to raise your hand.

2. Viewing the Live Stream

If you are unable to join the Zoom Webinar of the Board meeting you may still view the live stream of the meeting by visiting http://monocounty.granicus.com/MediaPlayer.php?publish_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a

NOTE: In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact Shannon Kendall, Clerk of the Board, at (760) 932-5533. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

ON THE WEB: You can view the upcoming agenda at <http://monocounty.ca.gov>. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at <http://monocounty.ca.gov/bos>.

UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.

9:00 AM Call meeting to Order

Pledge of Allegiance

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

2. RECOGNITIONS

A. Andrea Colasardo Recognition

Departments: Animal Control

10 minutes

(Malinda Huggans, Animal Control Officer, Emily Hartman, Shelter Attendant) - Recognize Andrea Colasardo for her fundraising efforts to construct a shade structure at the Whitmore Animal Shelter for the comfort of the animals and visitors who socialize and adopt these animals.

Recommended Action: Approve proclamation recognizing Andrea Colasardo.

Fiscal Impact: None.

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

4. DEPARTMENT/COMMISSION REPORTS

Receive brief oral report on emerging issues and/or activities.

5. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Data Use and Disclosure Agreement Between Mono County and CalConnect

Departments: Public Health

Data Use and Disclosure Agreement for Mono County Health Department's transition to CalCONNECT for case investigation and contact tracing purposes related to COVID-19.

Recommended Action: Approve the Data Use and Disclosure Agreement between Mono County and CalCONNECT and authorize Bryan Wheeler, Director of Public Health, to execute said agreement on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: None.

B. Second Amendment to Agreement with McGinley and Associates, Inc.

Departments: Public Works - Solid Waste

Proposed contract amendment with McGinley & Associates, Inc. pertaining to Groundwater Sampling and Reporting Services.

Recommended Action: Approve County entry into proposed contract and authorize County Administrative Officer (CAO) to execute said contract on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: This contract limits payments to no more than \$75,000 in any calendar year, for a term beginning January 1, 2021 and ending December 31, 2022. This annual amount provided is deemed sufficient to meet the needs for the duration of the contract, will be paid from the Solid Waste Enterprise Fund, and included in the most recently adopted budget.

C. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 10/31/2020.

Recommended Action: Approve the Treasury Transaction Report for the month ending 10/31/2020.

Fiscal Impact: None

D. 2018-2021 County Performance Contract Amendment between Mono County Behavioral Health and the California Department of Health Care Services

Departments: Behavioral Health

The proposed County Performance Contract Amendment with Department of Health Care Services continues the Department's efforts in streamlining the contracting process for behavioral health federal block grants by integrating the Substance Abuse Prevention and Treatment Block Grant (SABG) into the existing Performance Contract.

Recommended Action: Approve County entry into proposed contract amendment and authorize Robin Roberts to execute said contract on behalf of the County. Provide any desired direction to staff.

Fiscal Impact: There is no fiscal impact to the County General Fund. This County Performance Contract amendment ensures continued receipt of the Department's budgeted revenues to support the delivery of Behavioral Health program services.

E. Training Funds Request for Supervisor-Elect Duggan

Departments: Clerk of the Board

Under State law and the County Code, upon request of a Supervisor-Elect, county general fund moneys may be used prior to the assumption of office by that Supervisor-elect, for training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees.

Recommended Action: Approve request for training funds, not to exceed \$1,000, for Supervisor-Elect Duggan to attend relevant professional training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees between December 8, 2020 and January 4, 2021.

Fiscal Impact: Not to exceed \$1,000, which is included in the Board of Supervisors travel, conferences and training budget for FY 2020-2021.

6. CORRESPONDENCE RECEIVED

Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. Fish and Game Commission Notice re: Adoption of Regulatory Language

Fish and Game Commission notice stating that the regulatory action relative to amending sections 3.00, 4.00, 5.00, 5.41, 5.85, 7.00, 7.50, 8.10, and adding sections 5.84, 5.89, 7.40, identified in Title 14, California Code of Regulations, which first appeared in the California Regulatory Notice Register on July 7, 2020; relating to Simplification of Statewide Inland Sport Fishing Regulations was adopted on October 14, 2020.

B. Board of Forestry and Fire Protection Letter re: Adopted Resolution

The State Board of Forestry and Fire Protection adopted Resolution No. 2020-2 on November 4, 2020. The resolution temporarily suspends the Board's process for certifying local ordinances as equaling or exceeding the Board's Fire Safe Regulations (14 CCR§ 1270 et seq.) that apply in the State Responsibility Area (SRA).

C. Letter from Benny Romero re: Bridgeport Jail

Letter from Benny Romero regarding the proposed new jail facility on Twin Lakes Road in Bridgeport, CA.

D. Letter from John Muir Trail Wilderness Conservancy re: Approval of Wildlife Conservation Board Grant

Letter from the John Muir Trail Wilderness Conservancy regarding approval of

the 1.6 million 4-year Wildlife Conservation Board Grant for ecological restoration in the Ansel Adams Wilderness along the John Muir Trail.

E. Letter from SB 1290 Implementation Workgroup re: Passage of SB 1290

On September 30, Governor Newsom signed SB 1290, which ends collection of and discharges all fees charged to youth in the juvenile system and some fees charged to youth 21 and under in the adult (criminal) system.

7. REGULAR AGENDA - MORNING

A. Mountain View Fire Update

30 minutes

(Justin Nalder, EOC Director) - Update on the Mountain View Fire in Walker, California.

Recommended Action: Receive update from Incident Command for the Mountain View Fire and involved staff regarding impacts of the fire, recovery efforts, County response, debris removal and related topics. Provide any desired direction to staff.

Fiscal Impact: No impact from this update.

B. Mountain View Fire Recovery - Streamlining of Planning Permits and Fee Waivers

Departments: Community Development

10 minutes

(Wendy Sugimura, Community Development Director) - Proposed resolution providing for placement of RVs on properties, interpreting accessory uses as nonconforming uses if the main use was lost to the fire, and waiving planning and building permit fees for property owners suffering loss of a residence.

Recommended Action: Find that the proposed resolution qualifies under CEQA exemptions 15303(a) and 15303(b), direct staff to file a Notice of Exemption, and adopt proposed resolution "Interpreting and Providing Guidance to Staff in Implementing Various Community Development Department Regulations, Permits, and Fees for Reconstruction Associated With Mountain View Fire Recovery" with any desired modifications. Provide any further direction to staff.

Fiscal Impact: Reduced revenue due to waiving of County fees for Director Review permits and building permits. Total revenue reduction is unknown at this time as fees are dependent on number, type and scope of proposed construction.

C. COVID-19 (Coronavirus) Update

Departments: CAO

30 minutes

(Robert C. Lawton, CAO, Dr. Tom Boo, Mono County Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

Recommended Action: None, informational only.

Fiscal Impact: None.

D. Administrative Penalty Procedure for COVID-19-Related Violations

Departments: Public Health and County Counsel

20 minutes

(Dr. Tom Boo, Mono County Health Officer, County Counsel Simon) - The County's existing administrative penalty system (Mono County Code Chapter 1.12) provides for the imposition of penalties for violations of state and county law, including health orders. Chapter 1.12 is general in nature and was not specifically-tailored to address violations of public health orders related to COVID-19. This ordinance would create a more-tailored administrative penalty procedure for violations involving public health orders and establish penalty amounts for those violations.

Recommended Action: Adopt proposed ordinance establishing administrative penalty procedure and penalty amounts specific to violation of public health orders and state guidelines/orders related to preventing the spread of COVID-19.

Fiscal Impact: The ordinance may result in de minimus fine revenue to the County, which would partially offset the costs of enforcement.

E. Resolution Superseding and Replacing Resolution R17-86, Creating a Revolving Loan Fund for the Purchase of Deed-Restricted Housing, to Add Three 6-Month Loan Extension Periods, Delegate Authority to the CAO, and Commit Interest Earnings to Affordable Housing Purposes

Departments: Finance

10 minutes (5 minutes presentation, 5 minutes discussion)

(Janet Dutcher, Finance Director, Megan Mahaffey, Accountant) - Resolution R17-86, amended Resolution R15-81, authorizing creation of Mono County's revolving loan fund to facilitate the purchase of deed-restricted properties by Mammoth Lakes Housing (MLH). The previous resolution permits loans to MLH for a period no longer than 12 months. This proposed Resolution allows for three 6-month extension beyond the original twelve-month term, delegates authority to the CAO to approve these extension, and commits all fund interest earnings to affordable housing purposes.

Recommended Action: Adopt proposed Resolution R20-____, Superseding and Replacing Resolution R17-86, Creating a Revolving Loan Fund for the Purchase of Deed-Restricted Housing, to Add Three 6-Month Loan Extension Periods, Delegate Authority to the CAO, and Commit Interest Earnings to Affordable Housing Purposes.

Fiscal Impact: Allowing for 6-month extensions will permit MLH more time to complete renovations and sale activities associated with property securing the outstanding loan of \$104,000, which current term expires on December 16, 2020.

F. Appointments to Mono County Construction Board of Appeals

Departments: Community Development - Building Division

10 minutes

(Tom Perry, Building Official) - Consider appointments to fill two expired seats on the Mono County Construction Board of Appeals.

Recommended Action: Re-appoint Dan Hennarty and Steve Shipley to new four-year terms on the five (5) member Construction Board of Appeals.

Fiscal Impact: Fiscal impacts are negligible. Board operating costs are confined to support staff and minimal office expenses. Appeal fees will cover costs of individual appeals.

G. MCPE Merit Leave Balance Rollover

Departments: Human Resources/CAO

5 minutes

(David R Butters, HR Director) - Proposed resolution permitting MCPE employees who have unused merit leave balances as of December 31, 2020 to roll-over those balances into 2021 and use those balances by December 31, 2021 or they will be lost.

Recommended Action: Adopt proposed Resolution R20-____, Extending the Use of 2020 Merit Leave into 2021 Calendar Year for the MCPE Bargaining Unit Employees. Provide any desired direction to staff.

Fiscal Impact: None.

H. Inyo / Mono County Veteran Affairs Representative Update

Departments: CAO

10 minutes

(Robert C. Lawton, CAO) - Report and discussion on the Inyo / Mono County Veteran Affairs representative.

Recommended Action: Receive report and provide staff direction.

Fiscal Impact: None.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

9. CLOSED SESSION

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Frievalt. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

B. Closed Session - Public Employee Evaluation

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

C. Closed Session - Exposure to Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

D. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

E. Closed Session - Threat to Public Services or Facilities

Consultation with Mono County Sheriff, District Attorney, and Risk Manager.

10. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

ADJOURN



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Animal Control

TIME REQUIRED 10 minutes

SUBJECT Andrea Colasardo Recognition

**PERSONS
APPEARING
BEFORE THE
BOARD**

Malinda Huggans, Animal Control
Officer, Emily Hartman, Shelter
Attendant

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Recognize Andrea Colasardo for her fundraising efforts to construct a shade structure at the Whitmore Animal Shelter for the comfort of the animals and visitors who socialize and adopt these animals.

RECOMMENDED ACTION:

Approve proclamation recognizing Andrea Colasardo.

FISCAL IMPACT:

None.

CONTACT NAME: David R Butters

PHONE/EMAIL: 706-207-2143 / daverbutter@yahoo.com

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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Staff Report
Proclamation

History

Time	Who	Approval
12/3/2020 8:55 AM	County Administrative Office	Yes
12/3/2020 9:59 AM	County Counsel	Yes
12/3/2020 10:43 AM	Finance	Yes



County of Mono

County Administrative Office

Robert Lawton
County Administrative Officer

Dave Butters
Human Resources Director

To: Honorable Board of Supervisors
From: Dave Butters, Human Resources Director
Date: December 8, 2020
Re: Andrea Colasardo Recognition

Background: Earlier this year local resident, Andrea Colasardo conducted a fundraising effort for the construction of a shade structure at the Whitmore animal shelter. Her motivation and approach provide a great example of how a single individual can make a significant difference in their community.

In the spring of this year Andrea was walking her dog near the Whitmore shelter when she noticed a dog outside in the exercise area and realized that there was no shade in the yard. Andrea thought to herself, “here we are living in a beautiful area with many people who love animals. We must be able to do better than this”.

From Andrea’s simple yet clear idea she determined to try to do something to make a difference. She reached out on social media, created a *GoFundMe* page and in approximately 2 weeks she was able to raise over \$4,000. Most donations were from the local community, but one donation was from Switzerland.

From Andrea’s energy and the generosity of the community, we were provided the funds to construct a beautiful gazebo which will offer shade for the dogs and visitors who come to socialize these animals for many years to come.

We would also like to thank Pam Smitheman, Eric Eilts, Tony Iniguez, and Joe Blanchard from our Public Works Facilities Division for their guidance and expertise in building this structure.



**MONO COUNTY BOARD OF SUPERVISORS
PROCLAMATION OF APPRECIATION
FOR ANDREA COLASARDO**

WHEREAS, the location of the Whitmore Animal Shelter is subject to harsh conditions such as heavy snow load and high winds on a regular basis, thus making it difficult for Mono County Animal Control to provide shade structures that offer sufficient protection for the shelter dogs and those visiting the facility; and

WHEREAS, Andrea Colasardo, a Mono County resident, noted the lack of effective shade structures while walking her dog past the Whitmore Shelter yard early in 2020 and elected to help our county provide for the animals for which we care physically and emotionally; and

WHEREAS, Andrea Colasardo successfully utilized social media to raise funds for Mono County Animal Control for the purpose of installing a sturdy and effective shade structure to be used by dogs and visitors at the Whitmore Animal Shelter; and

WHEREAS, Andrea Colasardo sustained her fundraising efforts for a period of two weeks and presented the county with a substantial amount of money, most of which was donated by local residents and some of which was even donated from Switzerland; and

WHEREAS, a project was launched within the county to fulfill the needs of the Whitmore Animal Shelter with the money Andrea Colasardo raised for this purpose; and

WHEREAS, Mono County's engineers and construction experts convened in order to build a sturdy, attractive structure which could provide shade for Whitmore Shelter through all seasons and weather events; and

WHEREAS, with the shade structure being inspected and officially approved on November 3rd, 2020, the dogs and visitors at Whitmore Animal Shelter can now enjoy the backyard with the protection of their beautiful new pergola, provided by the efforts of Andrea Colasardo and Mono County;

NOW, THEREFORE, the Mono County Board of Supervisors proclaims its sincere appreciation for all of the employees, residents, and donors who combined forces to bring this project to fruition. And we offer a special thank you to Andrea Colasardo for the initiative and exceptional generosity she has shown to Mono County Animal Control.

APPROVED AND ADOPTED this 8th day of December, 2020, by the Mono County Board of Supervisors.

Jennifer Kreitz, Supervisor District #1

Fred Stump, Supervisor District #2

Bob Gardner, Supervisor District #3

John Peters, Supervisor District #4

Stacy Corless, Supervisor District #5



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Public Health

TIME REQUIRED

SUBJECT Data Use and Disclosure Agreement
Between Mono County and
CalConnect

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Data Use and Disclosure Agreement for Mono County Health Department's transition to CalCONNECT for case investigation and contact tracing purposes related to COVID-19.

RECOMMENDED ACTION:

Approve the Data Use and Disclosure Agreement between Mono County and CalCONNECT and authorize Bryan Wheeler, Director of Public Health, to execute said agreement on behalf of the County. Provide any desired direction to staff.

FISCAL IMPACT:

None.

CONTACT NAME: Emily Janoff

PHONE/EMAIL: 760-914-2253 / ejanoff@mono.ca.gov

SEND COPIES TO:

Emily Janoff, Bryan Wheeler

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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Staff Report
Data agreement with CALCONNECT

History

Time	Who	Approval
12/3/2020 7:44 AM	County Administrative Office	Yes
12/2/2020 9:25 AM	County Counsel	Yes
12/2/2020 2:15 PM	Finance	Yes



MONO COUNTY HEALTH DEPARTMENT

Public Health

P.O. BOX 476, BRIDGEPORT, CA 93517 PHONE (760) 932-5580 • FAX (760) 932-5284
P.O. BOX 3329, MAMMOTH LAKES, CA 93546 PHONE (760) 924-1830 • FAX (760) 924-1831

DATE: December 8, 2020
TO: Honorable Board of Supervisors
FROM: Emily Janoff, Epidemiologist
SUBJECT: Data Use and Disclosure Agreement for Mono County Health Department's transition to CalCONNECT for case investigation and contact tracing purposes related to COVID-19.

Recommendation:

Approve the Data Use and Disclosure Agreement between Mono County and CalCONNECT related to information privacy and security requirements.

Discussion:

CalCONNECT is a platform that was designed in partnership between CDPH and Salesforce to be used as a tracking tool by local health jurisdictions for case investigation and contact tracing as it relates to the COVID-19 pandemic. It is meant to streamline the data flow from CalREDIE (California's current communicable disease reporting platform) so that any data collected on cases and contacts can be stored and accessed in one place. Key features include a virtual assistant to aid in outreach, standardized call scripts, and a "status" system to easily tell where a case/contact is in the process. Additionally, counties that received ELC grant funds are required to submit a monthly performance metrics report and if the county is tracking over 90% of their cases in CalCONNECT, these reports are automatically generated as opposed to needing to be manually submitted.

On 12/8/20 Mono County Public Health requests the Board approve the Data Use and Disclosure Agreement between Mono County and CalCONNECT. The Data Use and Disclosure Agreement has been approved by CalCONNECT.

The intent of the Data Use and Disclosure Agreement with CalCONNECT is to set forth the information privacy and security requirements that Mono County and the California Department of Public Health are obligated to follow with respect to all CalCONNECT data collected or created within the CalCONNECT system.

Fiscal Impact/Budget Projections:

There is no impact on the Mono County General Fund.

For questions regarding this item, please call Emily Janoff (760) 914-2253

Submitted by Emily Janoff, Epidemiologist

Reviewed by Bryan Wheeler, Public Health Director

CalCONNECT System for California Connected Data Use and Disclosure Agreement

This CalCONNECT System (“CalCONNECT”) Data Use And Disclosure Agreement (“Agreement”) for the California Connected Program sets forth the information privacy and security requirements that the County of Mono, a political subdivision of the State of California (“Participant”), and the California Department of Public Health (“CDPH”) are obligated to follow with respect to all CalCONNECT Data (as defined herein) collected or created within the CalCONNECT System. Participant will have access to the CalCONNECT System managed by CDPH and will use it for COVID-19 surveillance and control in Mono County. By entering into this Agreement, CDPH and Participant agree to protect the privacy and provide for the security of all CalCONNECT Data in compliance with all state and federal laws applicable to the CalCONNECT Data. Permission to receive, use and disclose CalCONNECT Data requires execution of this Agreement that describes the terms, conditions, and limitations of Participant’s collection, use, and disclosure of the CalCONNECT Data.

I. Supersession: This Agreement supersedes any prior CalCONNECT Agreement between CDPH and Participant.

II. Definitions: For purposes of this Agreement, the following definitions shall apply:

A. Breach: “Breach” means:

1. the acquisition, access, use, or disclosure of CalCONNECT Data in violation of any state or federal law or in a manner not permitted under this Agreement that compromises the privacy, security or integrity of the information. For purposes of this definition, “compromises the privacy, security or integrity of the information” means poses a significant risk of financial, reputational, or other harm to an individual or individuals; or
2. the same as the definition of "breach of the security of the system" set forth in California Civil Code section 1798.29, subdivision (f). The “system” referenced in Civil Code section 1798.29 shall be interpreted for purposes of this Agreement to reference the CalCONNECT System only.

B. CalCONNECT System Data: “CalCONNECT System Data” means data in the CalCONNECT System including demographic, epidemiologic (including clinical information, risk factor information, exposure information, information on COVID-19 Cases and COVID-19 Contacts, and laboratory test result information), and administrative information on 2019 Novel Coronavirus (COVID-19) collected for the purposes of contact tracing, case investigation, disease prevention, and surveillance.

1. CalCONNECT Data specifically includes information contained in or derived from the following:

- a. California Reportable Disease Information Exchange (CalREDIE) System, which includes:
 - i. Confidential Morbidity Report (CMR) required by Title 17 of the California Code of Regulations CCR sections 2500, 2593, 2641.5-2643.20, and 2800-2812 Reportable Diseases and Conditions.
 - ii. Laboratory Test and Result information required by Title 17 of the CCR sections 2505 and 2641.5 - 2643.20.
 - iii. Communicable Disease Control Report Forms (required for specific diseases and conditions that are mandated by state laws and regulations to be reported by healthcare providers and laboratories to local health officers), including laboratory confirmed cases of COVID-19.
- b. California Connected COVID-19 Contact Tracing Activities, which includes:
 - i. Demographic data of COVID-19 Cases and COVID-19 Contacts;
 - ii. Information obtained through interviews with COVID-19 Cases and COVID-19 Contacts, including but not limited to, health information, demographic information, location and location history information, risk factor information, laboratory test results, and other personal information as defined by Civil Code section 1798.3; and
 - iii. Records of communications with COVID-19 Cases and COVID-19 Contacts which contain personal information as defined by Civil Code section 1798.3, including but not limited to, phone call recordings, SMS (text) messages, call logs, and tracking sheets.

2. CalCONNECT Data specifically excludes the following information:

- a. [Reserved.]

C. California Connected: “California Connected” means the State of California program launched in May 2020 for Contact Tracing, communicable disease surveillance, and public awareness related to COVID-19.

- D. Contact Tracing:** “Contact Tracing” means the process of tracking COVID-19 as it spreads from person to person with the goal of halting transmission.
- E. COVID-19 Cases:** “COVID-19 Cases” means persons with a suspected or confirmed case of COVID-19 in California.
- F. COVID-19 Contacts:** “COVID-19 Contacts” means persons in California who may have been in contact with, interacted with or were otherwise exposed to a COVID-19 Case.
- G. Disclosure:** “Disclosure” means the release, transfer, provision of, access to, or divulging in any other manner of information.
- H. Security Incident:** “Security Incident” means:
1. an attempted breach;
 2. the attempted or successful modification or destruction of CalCONNECT Data in the CalCONNECT System, in violation of any state or federal law or in a manner not permitted under this Agreement; or
 3. the attempted or successful modification or destruction of, or interference with, system operations in the CalCONNECT System that negatively impacts the confidentiality, availability or integrity of CalCONNECT Data, or hinders or makes impossible the receipt, collection, creation, storage, transmission or use of CalCONNECT Data in the CalCONNECT System.
- I. Use:** “Use” means the sharing, employment, application, utilization, examination, or analysis of information.
- J. Workforce Member:** “Workforce Member” means an employee, volunteer, trainee, or other person whose conduct, in the performance of work for Participant, is under the direct control of Participant, whether or not they are paid by the Participant.
- K. [Reserved.]**

III. Background and Purpose:

The CalCONNECT System is an online database that maintains information, collected through the California Connected program, on contact tracing of COVID-19 to test, trace and isolate people who may have been infected. The purpose of this database is to improve the efficiency of disease surveillance activities and the early detection of public health events through the collection of more complete and timely surveillance information on a state-wide basis. CalCONNECT is a secure, web-based electronic solution for state departments and local health departments to maintain information to allow them to interview COVID-19 Cases and COVID-19 Contacts, identify the individuals they have

interacted with, and notify those contacts to evaluate whether they need to isolate or quarantine. CalCONNECT is an integral part of the overall California public health emergency preparedness and response strategy to COVID-19 as a database resource to adequately implement statewide contact tracing through both state departments and local health departments.

- IV. Legal Authority for Collection, Use and Disclosure of CalCONNECT Data:** The legal authority for CDPH and Participant to collect, use and disclose CalCONNECT Data is set forth in Attachment A, which is made part of this Agreement by this reference.
- V. Health Insurance Portability and Accountability Act of 1996 (HIPAA) Authority:**
- A. CDPH and CalCONNECT HIPAA Status:** CDPH is a “hybrid entity” for purposes of applicability of the federal regulations entitled "Standards for Privacy of Individually Identifiable Health Information" ("Privacy Rule") (45 C.F.R. Parts 160, 162, and 164) promulgated pursuant to the Health Insurance Portability and Accountability Act of 1996 (HIPAA) (42 U.S.C. §§ 1320d - 1320d-8) (as amended by Subtitle D Privacy, of the Health Information Technology for Economic and Clinical Health (HITECH) Act (Pub. L. 111–5, 123 Stat. 265–66)). The CalCONNECT System has not been designated by the CDPH as, and is not, one of the HIPAA-covered “health care components” of CDPH. (45 C.F.R. § 164.504(c)(3)(iii).) The legal basis for this determination is as follows:
1. The CalCONNECT System is not a component of CDPH that would meet the definition of a covered entity or business associate if it were a separate legal entity. (45 C.F.R. §§ 160.105(a)(2)(iii)(D); 160.103 (definition of “covered entity”)); and
 2. The HIPAA Privacy Rule creates a special rule for a subset of public health activities whereby HIPAA cannot preempt state law if, “[t]he provision of state law, including state procedures established under such law, as applicable, provides for the reporting of disease or injury, child abuse, birth, or death, or for the conduct of public health surveillance, investigation, or intervention.” (45 C.F.R. § 160.203(c) [HITECH Act, § 13421, sub. (a)].) [NOTE: See State laws and regulations listed in Attachment A];
- B. Parties Are “Public Health Authorities”:** CDPH and Participant are each a “public health authority” as that term is defined in the Privacy Rule. (45 C.F.R. §§ 164.501; 164.512(b)(1)(i).)
- C. CalCONNECT Data Use and Disclosure Permitted by HIPAA:** To the extent a disclosure or use of CalCONNECT Data may also be considered a disclosure or use of “Protected Health Information” (PHI) of an individual, as that term is defined in Section 160.103 of Title 45, Code of Federal Regulations, the following Privacy Rule provisions apply to permit such CalCONNECT Data disclosure and/or use by CDPH

and Participant, without the consent or authorization of the individual who is the subject of the PHI:

1. HIPAA cannot preempt state law if, “[t]he provision of state law, including state procedures established under such law, as applicable, provides for the reporting of disease or injury, child abuse, birth, or death, or for the conduct of public health surveillance, investigation, or intervention.” (45 C.F.R. § 160.203(c) [HITECH Act, § 13421, sub. (a)].) [NOTE: See state laws and regulations listed in Attachment A];
2. A covered entity may disclose PHI to a “public health authority” carrying out public health activities authorized by law; (45 C.F.R. § 164.512(b).);
3. A covered entity may use or disclose protected health information to the extent that such use or disclosure is required by law and the use or disclosure complies with and is limited to the relevant requirements of such law.” (Title 45 C.F.R. §§ 164.502 (a)(1)(vii), 164.512(a)(1).) and,
4. Other, non-public health-specific provisions of HIPAA may also provide the legal basis for all or specific CalCONNECT Data uses and disclosures.

D. No HIPAA Business Associate Agreement or Relationship Between CDPH and Participant: This Agreement and the relationship it memorializes between CDPH and Participant do not constitute a business associate agreement or business associate relationship pursuant to Title 45, CFR, Part 160.103 (definition of “business associate”). The basis for this determination is Section 160.203(c) of Title 45 of the Code of Federal Regulations (see, also, [HITECH Act, § 13421, subdivision. (a)].) [NOTE: See state laws and regulations listed in Attachment A]. Accordingly, this Agreement is not intended to nor at any time shall result in or be interpreted or construed as to create a business associate relationship between CDPH and Participant. By the execution of this Agreement, CDPH and Participant expressly disclaim the existence of any business associate relationship.

VI. Permitted Disclosures: The Participant and its workforce members and agents, shall safeguard the CalCONNECT Data to which they have access from unauthorized disclosure. The Participant, and its workforce members and agents, shall not disclose any CalCONNECT Data for any purpose other than carrying out contact tracing in the Participant's obligations under this Agreement or the statutes and regulations set forth in Attachment A, or as otherwise allowed or required by state or federal law. When COVID-19 Cases and COVID-19 Contacts cross into another county's jurisdiction, the Participant shall be permitted to disclose CalCONNECT Data with the local health department of that county's jurisdiction. Any such disclosure of CalCONNECT Data shall be limited to the minimum necessary, to the extent practicable, in carrying out the Participant's obligations under this Agreement or as otherwise allowed or required by state or federal law.

VII. Permitted Use: The Participant, and its workforce members and agents, shall safeguard the CalCONNECT Data to which they have access to from unauthorized use. The Participant, and its workforce members and agents, shall not use any CalCONNECT Data for any purpose other than carrying out the Participant's obligations under this Agreement or the statutes and regulations set forth in Attachment A, or as otherwise allowed or required by state or federal law. Any such use of CalCONNECT Data shall be limited to the minimum necessary, to the extent practicable, in carrying out the Participant's obligations under this Agreement or as otherwise allowed or required by state or federal law.

VIII. Restricted Disclosures and Uses:

A. [Reserved.]

IX. Safeguards: Participant shall implement administrative, physical, and technical safeguards that reasonably and appropriately protect the privacy, confidentiality, security, integrity, and availability of CalCONNECT Data. The Participant shall develop and maintain a written information privacy and security program that includes administrative, technical and physical safeguards appropriate to the size and complexity of the Participant's operations and the nature and scope of its activities in performing its legal obligations and duties (including performance of its duties and obligations under this Agreement), and which incorporates the requirements of Section X, Security, below. Participant shall provide CDPH with Participant's current and updated policies.

X. Security: The Participant shall take all steps necessary to ensure the continuous security of all computerized data systems containing CalCONNECT Data. These steps shall include, at a minimum:

A. Providing a level and scope of security that is at least comparable to the level and scope of security established by the Office of Management and Budget in OMB Circular No. A-130, Appendix III- Security of Federal Automated Information Systems, and/or NIST 800-53 (version 4 or subsequent approved versions) which sets forth guidelines for automated information systems in Federal agencies; and

B. In case of a conflict between any of the security standards contained in any of the aforementioned sources of security standards, the most stringent shall apply. The most stringent means that safeguard which provides the highest level of protection to CalCONNECT Data from breaches and security incidents.

XI. Security Officer: The Participant shall designate a Security Officer to oversee its compliance with this Agreement and for communicating with CDPH on matters concerning this Agreement. Such designation is set forth in Attachment B, which is made a part of this Agreement by this reference.

XII. Training: The Participant shall provide training on its obligations under this Agreement, at its own expense, to all of its workforce members who assist in the performance of

Participant's obligations under this Agreement, or otherwise use or disclose CalCONNECT Data.

- A. The Participant shall require each workforce member who receives training to receive and sign a certification, indicating the workforce member's name, the date on which the training was completed, and an agreement to comply with all applicable federal and state laws.
- B. The Participant shall retain each workforce member's written certifications for CDPH inspection for a period of three years following contract termination.

XIII. Workforce Member Discipline: Participant shall impose discipline that it deems appropriate (in its sole discretion) on such employees and other Participant workforce members under Participant's direct control who intentionally or negligently violate any provisions of this Agreement.

XIV. Participant Breach and Security Incident Responsibilities:

- A. Notification to CDPH of Breach or Security Incident: The Participant shall notify CDPH **immediately by telephone call plus email or fax** upon the discovery of a breach (as defined in this Agreement), **or within twenty-four (24) hours by email or fax** of the discovery of any security incident (as defined in this Agreement). Notification shall be provided to the CDPH Program Manager, the CDPH Privacy Officer and the CDPH Chief Information Security Officer, using the contact information listed in Section XIV(G), below. If the breach or security incident occurs after business hours or on a weekend or holiday and involves CalCONNECT Data in electronic or computerized form, notification to CDPH shall be provided by calling the CDPH IT Service Desk at the telephone numbers listed in Section XIV(G), below. For purposes of this Section, breaches and security incidents shall be treated as discovered by Participant as of the first day on which such breach or security incident is known to the Participant, or, by exercising reasonable diligence would have been known to the Participant. Participant shall be deemed to have knowledge of a breach or security incident if such breach or security incident is known, or by exercising reasonable diligence would have been known, to any person, other than the person committing the breach or security incident, who is a workforce member or agent of the Participant.

Participant shall take:

1. prompt corrective action to mitigate any risks or damages involved with the breach or security incident and to protect the CalCONNECT System operating environment; and,
2. any action pertaining to a breach required by applicable federal or state laws, including, specifically, California Civil Code section 1798.29.

- B. Investigation of Breach:** The Participant shall immediately investigate such breach or security incident, and within seventy-two (72) hours of the discovery, shall inform the CDPH Program Manager, the CDPH Privacy Officer, and the CDPH Chief Information Security Officer of:
1. what data elements were involved and the extent of the data involved in the breach, including, specifically, the number of individuals whose personal information was breached; and
 2. a description of the unauthorized persons known or reasonably believed to have improperly used the CalCONNECT Data and/or a description of the unauthorized persons known or reasonably believed to have improperly accessed or acquired the CalCONNECT Data, or to whom it is known (or reasonably believed) to have had the CalCONNECT Data improperly disclosed to them; and
 3. a description of where the CalCONNECT Data is known or believed to have been improperly used or disclosed; and
 4. a description of the known or probable causes of the breach or security incident; and
 5. whether Civil Code section 1798.29 or any other federal or state laws requiring individual notifications of breaches have been triggered.
- C. Written Report:** The Participant shall provide a written report of the investigation to the CDPH Program Manager, the CDPH Privacy Officer, and the CDPH Chief Information Security Officer within five (5) working days of the discovery of the breach or security incident. The report shall include, but not be limited to, the information specified above, as well as a full, detailed corrective action plan, including information on measures that were taken to halt and/or contain the breach or security incident, and measures to be taken to prevent the recurrence of such breach or security incident.
- D. Notification to Individuals:** If notification to individuals whose information was breached is required under state or federal law, and regardless of whether Participant is considered only a custodian and/or non-owner of the CalCONNECT Data, Participant shall, at its sole expense, and at the sole election of CDPH, either:
1. make notification to the individuals affected by the breach (including substitute notification), pursuant to the content and timeliness provisions of such applicable state or federal breach notice laws. The CDPH Privacy Officer shall approve, in writing, the time, manner and content of any such notifications, prior to the transmission of such notifications to the individual(s);
or

2. cooperate with and assist CDPH in its notification (including substitute notification) to the individuals affected by the breach.
- E. Submission of Sample Notification to California Attorney General:** If notification to more than 500 individuals is required pursuant to California Civil Code section 1798.29, Participant shall, at its sole expense, and at the sole election of CDPH, either:
1. electronically submit a single sample copy of the security breach notification, excluding any personally identifiable information, to the California Attorney General pursuant to the format., content and timeliness provisions of Section 1798.29, subdivision (e). Participant shall inform the CDPH Privacy Officer of the time, manner and content of any such submissions, prior to the transmission of such submissions to the Attorney General; or
 2. cooperate with and assist CDPH in its submission of a sample copy of the notification to the California Attorney General.
- F. Public Statements:** Participant shall cooperate with CDPH in developing content for any public statements regarding Breaches or Security Incidents related to Participant and shall not provide any public statements without the express written permission of CDPH. Requests for public statement(s) by any non-party about a breach or security incidents shall be directed to the CDPH Program Manager, the CDPH Privacy Officer and the CDPH Chief Information Security Officer, using the contact information listed in Section XIV(G), below.
- G. CDPH Contact Information:** To direct communications to the above referenced CDPH staff, the Participant shall initiate contact as indicated below. CDPH reserves the right to make changes to the contact information by giving written notice to the Participant. Said changes shall not require an amendment to this Agreement.

[This space intentionally left blank – Continued on next page.]

CDPH Program Manager	CDPH Privacy Officer	CDPH Chief Information Security Officer (and CDPH IT Service Desk)
<p>Juan Ruiz, MD, MPH Chief, Communicable Disease Emergency Response Program</p> <p>Email: Juan.Ruiz@cdph.ca.gov Telephone: (510) 620-3036</p>	<p>Privacy Officer Privacy Office, c/o Office of Legal Services California Department of Public Health 1415 L Street, Suite 500 Sacramento, CA 95814</p> <p>Email: privacy@cdph.ca.gov Telephone: (877) 421-9634</p>	<p>Chief Information Security Officer Information Security Office California Department of Public Health P.O. Box 997413, MS 6302 Sacramento, CA 95899-7413</p> <p>Email: CDPH.InfoSecurityOffice@cdph.ca.gov Telephone: IT Service Desk (916) 440-7000 or (800) 579-0874</p>

XV. CDPH Breach and Security Incident Responsibilities: CDPH shall notify Participant immediately by telephone call plus email or fax upon the discovery of a breach (as defined in this Agreement), or within twenty-four (24) hours by email or fax of the discovery of any security incident (as defined in this Agreement) that involves CalCONNECT Data that was created or collected by Participant in the CalCONNECT System. Notification shall be provided by CDPH to the Participant Representative, using the contact information listed in Attachment B, which is made a part of this Agreement by this reference. For purposes of this Section, breaches and security incidents shall be treated as discovered by CDPH as of the first day on which such breach or security incident is known to CDPH, or, by exercising reasonable diligence would have been known to CDPH. CDPH shall be deemed to have knowledge of a breach or security incident if such breach or security incident is known, or by exercising reasonable diligence would have been known, to any person, other than the person committing the breach or security incident, who is a workforce member or agent of CDPH.

A. Participant Contact Information: To direct communications to the Participant’s breach/security incident response staff, CDPH shall initiate contact as indicated by Participant in Attachment B. Participant’s contact information must be provided to CDPH prior to execution of this Agreement. Participant reserves the right to make changes to the contact information in Attachment B. Said changes shall not require an amendment to this Agreement.

XVI. Compliance with California Health and Safety Code Section 121022(h): CDPH and Participant shall comply, when required, with California Health and safety Code Section 121022, subdivision (h), which provides as follows: “Any potential or actual breach of

confidentiality of HIV-related public health records shall be investigated by the local health officer, in coordination with the department, when appropriate. The local health officer shall immediately report any evidence of an actual breach of confidentiality of HIV-related public health records at a city or county level to the department and the appropriate law enforcement agency. The department shall investigate any potential or actual breach of confidentiality of HIV-related public health records at the state level, and shall report any evidence of such a breach of confidentiality to an appropriate law enforcement agency.”

XVII. Term of Agreement: Unless otherwise terminated earlier in accordance with the provisions set forth herein, this Agreement shall remain in effect for three (3) years after the latest signature date in the signature block below. After three (3) years, this Agreement will expire without further action. If the parties wish to extend this Agreement, they may do so by reviewing, updating, and reauthorizing this Agreement. If one or both of the parties wish to terminate this Agreement prematurely, they may do so upon 30 days advanced written notice. CDPH may also terminate this Agreement pursuant to Section XVIII, below.

XVIII. Termination for Cause:

A. Termination Upon Breach: A breach by either party of any provision of this Agreement, as determined by CDPH or Participant, shall constitute a material breach of the Agreement and grounds for immediate termination of the Agreement by CDPH or Participant by providing written notice of such termination. At its sole discretion, CDPH or Participant may give the breaching party 30 days to cure the breach.

B. Judicial or Administrative Proceedings: CDPH and Participant shall notify the other party in writing if it is named as a defendant in a criminal proceeding related to a violation of this Agreement. CDPH or Participant may terminate the Agreement by providing written notice to the other party if the other party is found guilty of a criminal violation related to a violation of this Agreement. CDPH or Participant may terminate the Agreement by providing written notice to the other party if a finding or stipulation that the other party has violated any security or privacy laws is made in any administrative or civil proceeding in which the other party is a party or has been joined.

XIX. Amendment: The parties acknowledge that Federal and State laws relating to information security and privacy are rapidly evolving and that amendment of this Agreement may be required to provide for procedures to ensure compliance with such laws. The parties specifically agree to take such action as is necessary to implement new standards and requirements imposed by regulations and other applicable laws relating to the security or privacy of CalCONNECT Data. Upon CDPH’s request, Participant agrees to promptly enter into negotiations with CDPH concerning an amendment to this Agreement embodying written assurances consistent with new standards and requirements imposed by regulations and other applicable laws. CDPH may terminate this Agreement upon thirty (30) days written notice in the event:

- A. Participant does not promptly enter into negotiations to amend this Agreement when requested by CDPH pursuant to this Section, or
 - B. Participant does not enter into an amendment providing assurances regarding the safeguarding of CalCONNECT Data that CDPH in its sole discretion deems sufficient to satisfy the standards and requirements of applicable laws and regulations relating to the security or privacy of CalCONNECT Data.
- XX. Assistance in Litigation or Administrative Proceedings: Each party shall make itself and any workforce members or agents assisting in the performance of obligations under this Agreement available to the other party at no cost to testify as witnesses, or otherwise, in the event of litigation or administrative proceedings being commenced based upon claimed violation of laws relating to security and privacy, which involve inactions or actions by CDPH or Participant, except where CDPH and Participant or their workforce members or agents are a named adverse party.
- XXI. Disclaimer: CDPH makes no warranty or representation that compliance by Participant with this Agreement will be adequate or satisfactory for Participant's own purposes or that any information in Participant's possession or control, or transmitted or received by Participant, is or will be secure from unauthorized use or disclosure. Participant is solely responsible for all decisions made by Participant regarding the safeguarding of CalCONNECT Data.
- XXII. Transfer of Rights: Participant has no right and shall not delegate, assign, or otherwise transfer or delegate any of its rights or obligations under this Agreement to any other person or entity. Any such transfer of rights shall be null and void.
- XXIII. No Third-Party Beneficiaries: Nothing express or implied in the terms and conditions of this Agreement is intended to confer, nor shall anything herein confer, upon any person other than CDPH or Participant, any rights, remedies, obligations or liabilities whatsoever.
- XXIV. Interpretation: The terms and conditions in this Agreement shall be interpreted as broadly as necessary to implement and comply with regulations and applicable State and Federal laws. The parties agree that any ambiguity in the terms and conditions of this Agreement shall be resolved in favor of a meaning that complies and is consistent with Federal and State laws.
- XXV. Survival: The respective rights and obligations of Participant under Sections IX, X, and XIV of this Agreement shall survive the termination or expiration of this Agreement.
- XXVI. Attachments: The parties mutually agree that the following specified Attachments are part of this Agreement:
 - A. Attachment A: State Law Authority for: (1) Use and Disclosure of CalCONNECT Data; and, (2) Application of HIPAA preemption exception for public health (45 C.F.R. § 160.203(c)).

B. Attachment B: Participant Breach and Security Incident Contact Information.

- XXVII.** Entire Agreement: This Agreement, including all attachments, constitutes the entire agreement between CDPH and Participant. Any and all modifications of this Agreement must be in writing and signed by all parties. Any oral representations or agreements between the parties shall be of no force or effect.
- XXVIII.** Severability: The invalidity in whole or in part of any provisions of this Agreement shall not void or affect the validity of any other provisions of this Agreement.
- XXIX.** Choice of Law and Venue: The laws of the state of California will govern any dispute from or relating to this Agreement. The parties submit to the exclusive jurisdiction of the state of California and federal courts for or in Sacramento and agree that any legal action or proceeding relating to the Agreement may only be brought in those courts.

[This space intentionally left blank – Signature Page on Next Page.]

XXX. Signatures:

IN WITNESS, WHEREOF, the Parties have executed this Agreement as follows:

On behalf of the County of Mono, the undersigned individual hereby attests that he or she is authorized to enter into this Agreement and agrees to abide by and enforce all the terms specified herein.

Bryan Wheeler, Director
Mono County Public Health Department
P.O. Box 3329
Mammoth Lakes, CA 93546

Date

On behalf of CDPH, the undersigned individual hereby attests that he or she is authorized to enter into this Agreement and agrees to all the terms specified herein.

James Watt, MD, MPH
Chief, Division of Communicable Disease Control
California Department of Public Health
850 Marina Bay Parkway, Building P
Richmond, CA 94804

Date

Return Executed Agreement to:

Emily White
Office of Legal Services
California Department of Public Health
Emily.White@cdph.ca.gov

Attachment A

State Law Authority for:

- (1) Use and Disclosure of CDPH CalCONNECT Data; and,
- (2) Application of HIPAA preemption exception for public health (45 C.F.R. § 160.203(c)).

A. Legal Authority:

1. California Information Practices Act:

- a. California Civil Code section 1798.24, subdivision (i), provides in part as follows: “An agency shall not disclose any personal information in a manner that would link the information disclosed to the individual to whom it pertains unless the information is disclosed, as follows: Pursuant to a determination by the agency that maintains information that compelling circumstances exist that affect the health or safety of an individual....”

2. March 4, 2020, Governor’s Proclamation of a State of Emergency:

<https://www.gov.ca.gov/wp-content/uploads/2020/03/3.4.20-Coronavirus-SOE-Proclamation.pdf>.

3. California Health and Safety Code section 101085

4. California Health and Safety Code section 120175

5. California Health and Safety Code sections 121022-121035

6. Title 17. Public Health, Division 1. State Department of Health Services, Chapter 4. Preventive Medical Service, Article 3.5, Reporting of HIV, Sub Article 4 Sections: 2641.5-2643.20

Attachment B

Participant Contact Information

The following contact information must be provided prior to execution of this Agreement.

Participant Program Manager	Participant Privacy Officer	Participant Chief Information Security Officer
[Name]	[Name]	[Name]
[Title]	[Title]	[Title]
[Address]	[Address]	[Address]
[Address 2]	[Address 2]	[Address 2]
[City]	[City]	[City]
[State, Zip Code]	[State, Zip Code]	[State, Zip Code]
[Telephone]	[Telephone]	[Telephone]
[Fax]	[Fax]	[Fax]
[E-mail]	[E-mail]	[E-mail]



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Public Works - Solid Waste

TIME REQUIRED

SUBJECT Second Amendment to Agreement
with McGinley and Associates, Inc.

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed contract amendment with McGinley & Associates, Inc. pertaining to Groundwater Sampling and Reporting Services.

RECOMMENDED ACTION:

Approve County entry into proposed contract and authorize County Administrative Officer (CAO) to execute said contract on behalf of the County. Provide any desired direction to staff.

FISCAL IMPACT:

This contract limits payments to no more than \$75,000 in any calendar year, for a term beginning January 1, 2021 and ending December 31, 2022. This annual amount provided is deemed sufficient to meet the needs for the duration of the contract, will be paid from the Solid Waste Enterprise Fund, and included in the most recently adopted budget.

CONTACT NAME: Justin Nalder

PHONE/EMAIL: 760-932-5453 / jnalder@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
<input type="checkbox"/> McGinley Contract 2nd Amend Staff Report
<input type="checkbox"/> Agreement and 2nd Amendment for McGinley & Ass.

History

Time	Who	Approval
12/3/2020 7:44 AM	County Administrative Office	Yes
12/2/2020 9:27 AM	County Counsel	Yes
12/2/2020 2:19 PM	Finance	Yes



**MONO COUNTY
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION**

POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517
760.932.5440 • FAX 760.932.5441 • monopw@mono.ca.gov • www.monocounty.ca.gov

Date: December 8, 2020
To: Honorable Chair and Members of the Board of Supervisors
From: Justin Nalder, Solid Waste Superintendent
Subject: Second Amendment to Agreement with McGinley & Associates, Inc.

Recommended Action:

1. Approve Agreement Amendment and authorize CAO to execute said Agreement on behalf of the County.

Fiscal Impact:

The total sum of all payments made by County to McGinley & Associates, Inc. shall not exceed \$75,000 in any calendar year, for a term beginning January 1, 2021 and ending December 31, 2022. This annual amount provided is deemed sufficient to meet the needs for the duration of the contract and will be paid from the Solid Waste Enterprise Fund.

Discussion:

Since June of 2018 Mono County has contracted with McGinley & Associates, Inc. (the Contractor) for the provision of groundwater sampling, reporting, and monitoring services. The Contractor was also specifically contracted to sample County landfill monitoring wells for the presence of per- and polyfluoroalkyl substances (PFAS) per order of Lahontan Regional Water Quality Control Board (Regional Water Board) in 2019.

The Contractor conducts groundwater sampling on a quarterly basis and reporting on a semi-annually basis. These are Waste Discharge Requirements for each County landfill both closed and active. Staff has been satisfied with the services performed and has a need to continue contracting for these services, and therefore recommends approving an Agreement Amendment with McGinley & Ass.

If you have any questions regarding this item, please contact me at (760) 932-5453.

Respectfully submitted,

Justin Nalder
Solid Waste Superintendent

Attachments: Agreement and Second Amendment to Agreement Between County of Mono and McGinley and Associates, Inc. for the Provision of Groundwater Sampling and Reporting Services.

**AGREEMENT AND SECOND AMENDMENT TO AGREEMENT
BETWEEN COUNTY OF MONO AND MCGINLEY & ASSOCIATES, INC.
FOR THE PROVISION OF GROUNDWATER SAMPLING AND
REPORTING SERVICES**

This AGREEMENT AND SECOND AMENDMENT BETWEEN COUNTY OF MONO AND MCGINLEY & ASSOCIATES, INC. FOR THE PROVISION OF GROUNDWATER SAMPLING AND REPORTING SERVICES (“Second Amendment”) is made and entered into by and between the County of Mono (“County”), a political subdivision of the State of California, and McGinley & Associates, Inc. (“Contractor”), of Reno, Nevada. Hereinafter, County and Contractor may be referred to herein collectively as the “Parties”.

RECITALS

A. On or about June 25, 2018, the Parties entered into the AGREEMENT BETWEEN COUNTY OF MONO AND MCGINLEY & ASSOCIATES, INC. FOR THE PROVISION OF GROUNDWATER SAMPLING AND REPORTING SERVICES (“Original Agreement”) for Contractor’s provision of certain groundwater sampling, reporting, and monitoring services.

B. Paragraph 3.D of the Original Agreement provides that the total sum of all payments made by County to Contractor for services and work under the Original Agreement shall not exceed \$65,000.00 in any twelve month period, and shall not exceed \$120,000.00 during the term of the Original Contract (collectively, the “Contract Limit”). In addition, Attachment A: Scope of Work to the Original Agreement includes primarily tasks related to groundwater sampling, monitoring, and reporting at County’s landfills and transfer stations.

C. In March 2019, the Lahontan Regional Water Quality Control Board (“Regional Water Board”) issued three orders to County’s Public Works Department – Solid Waste Division (“Division”) requiring the Division to perform random groundwater sampling and prepare technical reports related to the possible presence of per- and polyfluoroalkyl substances (PFAS) at the Bridgeport Landfill, the Walker Landfill, and the Chalfant Landfill. Thereafter, on or about July 3, 2019, the Parties entered into the AGREEMENT AND FIRST AMENDMENT TO AGREEMENT BETWEEN COUNTY OF MONO AND MCGINLEY & ASSOCIATES, INC. FOR THE PROVISION OF GROUNDWATER SAMPLING AND REPORTING SERVICES (“First Amendment”) to amend the Original Agreement to extend the term thereof until December 31, 2020; to increase the Contract Limit specified in Paragraph 3.D thereof to an amount not exceed \$75,000 in any calendar year; and to revise Attachment A (Scope of Work) thereof so that Contractor had sufficient time, compensation, and authority to perform and provide groundwater sampling work and services, and prepare the technical reports, consistent with the Regional Water Board orders.

D. County has been satisfied with the services performed by Contractor under the Original Agreement and continues to have a need for Contractor’s services. Therefore, the Parties wish to amend the Original Agreement, as amended by the First Amendment, to extend the term thereof.

NOW, THEREFORE, the Parties agree as follows:

1. Paragraph 2 of the Original Agreement, as amended by the First Agreement, is amended to extend the term specified in Paragraph 2 of the Original Agreement to December 31, 2022.

2. All other provisions of the Original Agreement, as amended by the First Amendment, not expressly amended or modified by this Second Amendment shall remain in full force and effect.

3. This Second Amendment may be executed in two (2) or more counterparts (including electronic and facsimile transmission), each of which shall constitute an original, and all of which taken together shall constitute one and the same written instrument.

IN WITNESS of the foregoing, the Parties have signed this Second Amendment through their duly authorized representatives as of the last date set forth below.

COUNTY OF MONO

MCGINLEY & ASSOCIATES, INC.

By: _____

By: _____

Name: Robert C. Lawton

Name: _____

Title: County Administrative Officer

Title: _____

Date: _____

Date: _____

APPROVED AS TO FORM:

Mono County Counsel's Office



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

02/28/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER		CONTACT NAME: Allyson Givens	
L/P Insurance Services LLC		PHONE (A/C, No, Ext): (775) 996-6000	FAX (A/C, No):
11149 Brockway Road, Suite 101		E-MAIL ADDRESS: allyson.givens@lpins.net	
Truckee CA 96161		INSURER(S) AFFORDING COVERAGE	
		INSURER A: Greenwich Insurance Co	NAIC #
INSURED		INSURER B: XL Specialty Insurance Company	37885
McGinley & Associates, Inc.		INSURER C: Employers Preferred Ins. Co.	10346
5410 Longley Lane		INSURER D: Indian Harbor Insurance Company	36940
Reno NV 89511		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 20-21 Master

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS		
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY			GEC002814511	03/01/2020	03/01/2021	EACH OCCURRENCE	\$ 1,000,000	
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 100,000	
	GEN'L AGGREGATE LIMIT APPLIES PER:							MED EXP (Any one person)	\$ 5,000
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC						PERSONAL & ADV INJURY	\$ 1,000,000	
	OTHER:						GENERAL AGGREGATE	\$ 2,000,000	
							PRODUCTS - COMP/OP AGG	\$ 2,000,000	
								\$	
B	AUTOMOBILE LIABILITY			AEC004940503	03/01/2020	03/01/2021	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000	
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$	
	<input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS						BODILY INJURY (Per accident)	\$	
	<input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	\$	
							Collison	\$	
B	<input checked="" type="checkbox"/> UMBRELLA LIAB			UEC002015214	03/01/2020	03/01/2021	EACH OCCURRENCE	\$ 5,000,000	
	<input type="checkbox"/> EXCESS LIAB						AGGREGATE	\$ 5,000,000	
	<input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000							\$	
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			EIG451898600	03/01/2020	03/01/2021	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER		
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N	N/A				E.L. EACH ACCIDENT	\$ 1,000,000	
	If yes, describe under DESCRIPTION OF OPERATIONS below	<input type="checkbox"/> Y <input type="checkbox"/> N					E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000	
							E.L. DISEASE - POLICY LIMIT	\$ 1,000,000	
D	Professional Liability			PEC002015114	03/01/2020	03/01/2021	Each Occurrence	\$2,000,000	
	Pollution Liability						Aggregate	\$4,000,000	
							Retroactive Date	March 1, 2001	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Project Mono County, Landfill Groundwater Sampling and Reporting Services dated May 3, 2018: when Named Insureds operations are performed for Certificate Holder pursuant to a valid written contract or agreement executed by Named Insured prior to loss. In accordance with the policy(ies) listed above: Additional Insured Status is determined by attached GL Form #CG 20 10 12 19, CG 20 37 12 19, Auto Form #XIC 411 1013; Waiver of Subrogation Status is determined by GL Form CG 24 53 12 19, Auto Form CA 04 44 10 13, Workers' Compensation Form WC 00 03 13, Primary and Non-Contributory Status is determined by GL Form XIL4240605.

CERTIFICATE HOLDER**CANCELLATION**

Mono County PO Box 696 Bridgeport CA 93517	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE <i>Allyson Givens</i>

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THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – OWNERS, LESSEES OR CONTRACTORS – SCHEDULED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)	Location(s) Of Covered Operations
Any person or organization where required by written contract provided that such contract was executed prior to the date of loss.	All Locations as required per written contract.
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.	

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by:

1. Your acts or omissions; or
2. The acts or omissions of those acting on your behalf;

in the performance of your ongoing operations for the additional insured(s) at the location(s) designated above.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following additional exclusions apply:

This insurance does not apply to "bodily injury" or "property damage" occurring after:

1. All work, including materials, parts or equipment furnished in connection with such work, on the project (other than service, maintenance or repairs) to be performed by or on behalf of the additional insured(s) at the location of the covered operations has been completed; or
2. That portion of "your work" out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for a principal as a part of the same project.

C. With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or

2. Available under the applicable limits of insurance;
whichever is less.

This endorsement shall not increase the applicable limits of insurance.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – OWNERS, LESSEES OR CONTRACTORS – COMPLETED OPERATIONS

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART
PRODUCTS/COMPLETED OPERATIONS LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)	Location And Description Of Completed Operations
Any person or organization where required by written contract provided that such contract was executed prior to the date of loss.	All Locations as required per written contract.,
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.	

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury" or "property damage" caused, in whole or in part, by "your work" at the location designated and described in the Schedule of this endorsement performed for that additional insured and included in the "products-completed operations hazard".

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
 2. Available under the applicable limits of insurance;
- whichever is less.

This endorsement shall not increase the applicable limits of insurance.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US (WAIVER OF SUBROGATION)

This endorsement modifies insurance provided under the following:

- COMMERCIAL GENERAL LIABILITY COVERAGE PART
- ELECTRONIC DATA LIABILITY COVERAGE PART
- LIQUOR LIABILITY COVERAGE PART
- POLLUTION LIABILITY COVERAGE PART DESIGNATED SITES
- POLLUTION LIABILITY LIMITED COVERAGE PART DESIGNATED SITES
- PRODUCTS/COMPLETED OPERATIONS LIABILITY COVERAGE PART
- RAILROAD PROTECTIVE LIABILITY COVERAGE PART
- UNDERGROUND STORAGE TANK POLICY DESIGNATED TANKS

SCHEDULE

Name Of Person(s) Or Organization(s):

Any person or organization where required by written contract provided that such contract was executed prior to the date of loss (as permissible by law).

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

The following is added to Paragraph **8. Transfer Of Rights Of Recovery Against Others To Us** of **Section IV – Conditions**:

We waive any right of recovery against the person(s) or organization(s) shown in the Schedule above because of payments we make under this Coverage Part. Such waiver by us applies only to the extent that the insured has waived its right of recovery against such person(s) or organization(s) prior to loss. This endorsement applies only to the person(s) or organization(s) shown in the Schedule above.

ENDORSEMENT #

This endorsement, effective 12:01 a.m., 03-01-2020, forms a part of

Policy No. GEC0028145-11 issued to McGinley and Associates, Inc.

by Greenwich Insurance Company.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

PRIMARY INSURANCE CLAUSE ENDORSEMENT

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

PRODUCTS/COMPLETED OPERATIONS COVERAGE PART

It is agreed that to the extent that insurance is afforded to any Additional Insured under this policy, this insurance shall apply as primary and not contributing with any insurance carried by such Additional Insured, as required by written contract.

All other terms and conditions of this policy remain unchanged.

ENDORSEMENT #004

This endorsement, effective 12:01 a.m., March 1, 2020 forms a part of Policy No. AEC004940503 issued to MCGINLEY & ASSOCIATES, INC. by XL Specialty Insurance Company.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

AUTOMATIC ADDITIONAL INSURED

This endorsement modifies insurance provided under the following:

BUSINESS AUTO COVERAGE FORM
MOTOR CARRIER COVERAGE FORM
AUTO DEALERS COVERAGE FORM

A. **COVERED AUTOS LIABILITY COVERAGE, Who Is An Insured**, is amended to include as an "insured" any person or organization you are required in a written contract to name as an additional insured, but only for "bodily injury" or "property damage" otherwise covered under this policy caused, in whole or in part, by the negligent acts or omissions of:

1. You, while using a covered "auto"; or
2. Any other person, except the additional insured or any employee or agent of the additional insured, operating a covered "auto" with your permission;

Provided that:

- a. The written contract is in effect during the policy period of this policy;
 - b. The written contract was signed by you and executed prior to the "accident" causing "bodily injury" or "property damage" for which liability coverage is sought; and
 - c. Such person or organization is an "insured" solely to the extent required by the contract, but in no event if such person or organization is solely negligent.
- B. The Limits of Insurance provided for the Additional Insured shall not be greater than those required by contract and, in no event shall the Limits of Insurance set forth in this policy be increased by the contract.
- C. **General Conditions, Other Insurance** is amended as follows:

Any coverage provided hereunder shall be excess over any other valid and collectible insurance available to the additional insured whether such insurance is primary, excess, contingent or on any other basis unless the contract specifically requires that this policy be primary.

All terms, conditions, exclusions and limitations of this policy shall apply to the liability coverage provided to any additional insured, and in no event shall such coverage be enlarged or expanded by reason of the contract.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US (WAIVER OF SUBROGATION)

This endorsement modifies insurance provided under the following:

- AUTO DEALERS COVERAGE FORM
- BUSINESS AUTO COVERAGE FORM
- MOTOR CARRIER COVERAGE FORM

With respect to coverage provided by this endorsement, the provisions of the Coverage Form apply unless modified by the endorsement.

This endorsement changes the policy effective on the inception date of the policy unless another date is indicated below.

Named Insured: MCGINLEY & ASSOCIATES, INC. Endorsement Effective Date: March 1, 2020

SCHEDULE

Name(s) Of Person(s) Or Organization(s): WHERE REQUIRED BY WRITTEN CONTRACT OR AGREEMENT EXECUTED PRIOR TO LOSS (EXCEPT WHERE NOT PERMITTED BY LAW).
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

The **Transfer Of Rights Of Recovery Against Others To Us** condition does not apply to the person(s) or organization(s) shown in the Schedule, but only to the extent that subrogation is waived prior to the "accident" or the "loss" under a contract with that person or organization.

WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.

This agreement shall not operate directly or indirectly to benefit anyone not named in the Schedule.

Schedule

With respect to all employees subject to the workers' compensation laws of the state of NEVADA, any person or organization for whom the Named Insured has agreed by written contract to furnish this waiver.

This endorsement changes the policy to which it is attached and is effective on the date issued unless otherwise stated.
(The information below is required only when this endorsement is issued subsequent to preparation of the policy.)

This endorsement, effective 03/01/2020 at 12:01 AM standard time, forms a part of
Policy No. EIG 4518986 00 Of the EMPLOYERS PREFERRED INS. CO.
Carrier Code 31283

Issued to MCGINLEY & ASSOCIATES INC

Endorsement No.

Premium

Countersigned at _____ on _____ By:  _____

Authorized Representative



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Finance

TIME REQUIRED

SUBJECT Monthly Treasury Transaction Report

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Treasury Transaction Report for the month ending 10/31/2020.

RECOMMENDED ACTION:

Approve the Treasury Transaction Report for the month ending 10/31/2020.

FISCAL IMPACT:

None

CONTACT NAME: Gerald Frank

PHONE/EMAIL: 7609325483 / gfrank@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Treasury Transaction Report for the month ending 10/31/2020](#)

History

Time	Who	Approval
12/3/2020 7:49 AM	County Administrative Office	Yes
12/2/2020 9:16 AM	County Counsel	Yes
11/25/2020 9:45 AM	Finance	Yes



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 9/30/2020, End Date: 10/31/2020

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Buy Transactions									
Buy	10/6/2020	796711G86	335,000.00	San Bernardino City USD 0.984 8/1/2024	100.69	337,311.50	109.88	0.80	337,421.38
Buy	10/8/2020	3134GWY26	1,000,000.00	FHLMC 0.57 10/8/2025-21	100.00	1,000,000.00	0.00	0.57	1,000,000.00
Buy	10/14/2020	3133EMCP5	1,000,000.00	FFCB 0.52 10/14/2025-21	99.88	998,750.00	0.00	0.55	998,750.00
Buy	10/28/2020	3134GWYZ3	1,000,000.00	FHLMC 0.53 10/28/2025-22	100.00	1,000,000.00	0.00	0.53	1,000,000.00
Subtotal			3,335,000.00			3,336,061.50	109.88		3,336,171.38
Deposit	10/8/2020	LAIF6000Q	1,000,000.00	Local Agency Investment Fund LGIP	100.00	1,000,000.00	0.00	0.00	1,000,000.00
Deposit	10/14/2020	LAIF6000Q	2,000,000.00	Local Agency Investment Fund LGIP	100.00	2,000,000.00	0.00	0.00	2,000,000.00
Deposit	10/15/2020	LAIF6000Q	130,522.19	Local Agency Investment Fund LGIP	100.00	130,522.19	0.00	0.00	130,522.19
Deposit	10/22/2020	LAIF6000Q	1,000,000.00	Local Agency Investment Fund LGIP	100.00	1,000,000.00	0.00	0.00	1,000,000.00
Deposit	10/30/2020	FIT	498,000.00	Funds in Transit Cash	100.00	498,000.00	0.00	0.00	498,000.00
Deposit	10/30/2020	OAKVALLEY0670	2,440.92	Oak Valley Bank Cash	100.00	2,440.92	0.00	0.00	2,440.92
Deposit	10/31/2020	OAKVALLEY0670	19,797,588.45	Oak Valley Bank Cash	100.00	19,797,588.45	0.00	0.00	19,797,588.45
Subtotal			24,428,551.56			24,428,551.56	0.00		24,428,551.56
Total Buy Transactions			27,763,551.56			27,764,613.06	109.88		27,764,722.94
Sell Transactions									
Called	10/3/2020	594918BG8	500,000.00	Microsoft Corp 2 11/3/2020-20	0.00	500,000.00	4,166.67	0.00	504,166.67
Subtotal			500,000.00			500,000.00	4,166.67		504,166.67
Matured	10/1/2020	696624CC7	250,000.00	Palm Desert CA Redev 2.25 10/1/2020	0.00	250,000.00	0.00	0.00	250,000.00
Matured	10/19/2020	92937CGB8	245,000.00	WEX BANK 2 10/19/2020	0.00	245,000.00	0.00	0.00	245,000.00
Matured	10/28/2020	57116AMW5	245,000.00	MARLIN BUSINESS BANK 1.4 10/28/2020	0.00	245,000.00	0.00	0.00	245,000.00
Matured	10/30/2020	17286TAC9	249,000.00	Citadel Federal Credit Union 3 10/30/2020	0.00	249,000.00	0.00	0.00	249,000.00
Matured	10/30/2020	812541AA8	249,000.00	Seasons Federal Credit Union 3 10/30/2020	0.00	249,000.00	0.00	0.00	249,000.00
Subtotal			1,238,000.00			1,238,000.00	0.00		1,238,000.00
Withdraw	10/31/2020	OAKVALLEY0670	18,510,296.17	Oak Valley Bank Cash	0.00	18,510,296.17	0.00	0.00	18,510,296.17
Subtotal			18,510,296.17			18,510,296.17	0.00		18,510,296.17
Total Sell Transactions			20,248,296.17			20,248,296.17	4,166.67		20,252,462.84
Interest/Dividends									



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 9/30/2020, End Date: 10/31/2020

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	10/1/2020	84485EAE7	0.00	Southwest Financial Federal CU 3.15 2/26/2021		0.00	644.67	0.00	644.67
Interest	10/1/2020	299547AQ2	0.00	Evansville Teachers Federal Credit Union 2.6 6/12/		0.00	532.11	0.00	532.11
Interest	10/1/2020	13063DAD0	0.00	California State GO UNLTD 2.367 4/1/2022		0.00	5,917.50	0.00	5,917.50
Interest	10/1/2020	538036HP2	0.00	Live Oak Banking Company 1.85 1/20/2025		0.00	378.62	0.00	378.62
Interest	10/1/2020	76124YAB2	0.00	Resource One Credit Union 1.9 11/27/2024		0.00	382.60	0.00	382.60
Interest	10/1/2020	91435LAB3	0.00	University of Iowa Community Credit Union 3 4/28/2		0.00	604.11	0.00	604.11
Interest	10/1/2020	696624CC7	0.00	Palm Desert CA Redevel 2.25 10/1/2020		0.00	2,812.50	0.00	2,812.50
Interest	10/1/2020	33651FAD1	0.00	First Source Federal Credit Union 1.95 3/26/2021		0.00	399.08	0.00	399.08
Interest	10/1/2020	499724AD4	0.00	Knox TVA Employee Credit Union 3.25 8/30/2023		0.00	654.45	0.00	654.45
Interest	10/1/2020	911312BK1	0.00	United Parcel Service 2.5 4/1/2023-23		0.00	6,250.00	0.00	6,250.00
Interest	10/1/2020	13063DLZ9	0.00	State of California 3 4/1/2024		0.00	7,500.00	0.00	7,500.00
Interest	10/1/2020	052392AA5	0.00	Austin Telco FCU 1.8 2/28/2025		0.00	368.38	0.00	368.38
Interest	10/2/2020	15118RUR6	0.00	Celtic Bank 1.35 4/2/2025		0.00	276.29	0.00	276.29
Interest	10/2/2020	3133EJD48	0.00	FFCB 3.05 10/2/2023		0.00	15,250.00	0.00	15,250.00
Interest	10/3/2020	9497486Z5	0.00	WELLS FARGO BK NA SIOUXFALLS SD 1.6 8/3/2021		0.00	322.19	0.00	322.19
Interest	10/5/2020	14042RCQ2	0.00	CAPITAL ONE, NATIONAL ASSOCIATION 1.7 10/5/2021		0.00	2,088.21	0.00	2,088.21
Interest	10/5/2020	3135G0T78	0.00	FNMA 2 10/5/2022		0.00	10,000.00	0.00	10,000.00
Interest	10/5/2020	31926GAL4	0.00	First Bank of Greenwich 3 11/8/2020		0.00	606.58	0.00	606.58
Interest	10/5/2020	32117BCX4	0.00	First National Bank Dama 2.8 5/5/2023		0.00	573.04	0.00	573.04
Interest	10/5/2020	981571CE0	0.00	Worlds Foremost Bk Sidney NE 1.75 5/5/2021		0.00	287.67	0.00	287.67
Interest	10/7/2020	90983WBT7	0.00	United Community Bank 1.65 2/7/2025		0.00	337.68	0.00	337.68
Interest	10/7/2020	3135G0Q89	0.00	FNMA 1.375 10/7/2021		0.00	6,875.00	0.00	6,875.00
Interest	10/8/2020	29367SJK8	0.00	Enterprise Bank & Trust 1.8 11/8/2024		0.00	368.38	0.00	368.38
Interest	10/8/2020	89579NCB7	0.00	Triad Bank/Frontenac MO 1.8 11/8/2024		0.00	368.38	0.00	368.38
Interest	10/9/2020	59452WAE8	0.00	Michigan Legacy Credit Union 3.45 11/9/2023		0.00	706.07	0.00	706.07



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 9/30/2020, End Date: 10/31/2020

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	10/10/2020	7954502D6	0.00	Sallie Mae Bank/Salt Lake 2.75 4/10/2024		0.00	3,377.98	0.00	3,377.98
Interest	10/10/2020	25460FCF1	0.00	Direct Federal Credit Union 3.5 9/11/2023		0.00	716.30	0.00	716.30
Interest	10/10/2020	59013JZP7	0.00	Merrick Bank 2.05 8/10/2022		0.00	412.81	0.00	412.81
Interest	10/10/2020	58404DAP6	0.00	MEDALLION BANK 2.15 10/11/2022		0.00	2,640.97	0.00	2,640.97
Interest	10/11/2020	910160AR1	0.00	United Credit Union 1.9 1/11/2021		0.00	388.85	0.00	388.85
Interest	10/11/2020	3133EJKN8	0.00	FFCB 2.7 4/11/2023		0.00	13,500.00	0.00	13,500.00
Interest	10/11/2020	20033APV2	0.00	COMENITY CAP BK SALT LAKE CITY UTAH 1.6 4/12/2021		0.00	322.19	0.00	322.19
Interest	10/12/2020	856487AM5	0.00	State Bank of Reeseville 2.6 4/12/2024		0.00	532.11	0.00	532.11
Interest	10/13/2020	66736ABP3	0.00	Northwest Bank 2.95 2/13/2024		0.00	603.74	0.00	603.74
Interest	10/13/2020	69417ACG2	0.00	Pacific Crest Savings Bank 2.85 3/13/2024		0.00	583.27	0.00	583.27
Interest	10/13/2020	15721UDA4	0.00	CF Bank 2 8/13/2024		0.00	409.32	0.00	409.32
Interest	10/13/2020	25665QAX3	0.00	Dollar BK Fed Savings BK 2.9 4/13/2023		0.00	3,562.23	0.00	3,562.23
Interest	10/14/2020	32114VBT3	0.00	First National Bank of Michigan 1.65 2/14/2025		0.00	337.68	0.00	337.68
Interest	10/14/2020	17801GBX6	0.00	City National Bank of Metropolis 1.65 2/14/2025		0.00	337.68	0.00	337.68
Interest	10/14/2020	45581EAR2	0.00	Industrial and Commercial Bank of China USA, NA 2.		0.00	533.63	0.00	533.63
Interest	10/15/2020	20143PDV9	0.00	Commercial Bank Harrogate 3.4 11/15/2023		0.00	695.84	0.00	695.84
Interest	10/15/2020	55266CQE9	0.00	MB FINANCIAL BANK, NATIONAL ASSN 1.8 1/15/2021		0.00	362.47	0.00	362.47
Interest	10/15/2020	061785DY4	0.00	Bank of Deerfield 2.85 2/15/2024		0.00	583.27	0.00	583.27
Interest	10/15/2020	30257JAM7	0.00	FNB Bank Inc/Romney 3 1/16/2024		0.00	613.97	0.00	613.97
Interest	10/15/2020	62384RAF3	0.00	Mountain America Federal Credit Union 3 3/27/2023		0.00	604.11	0.00	604.11
Interest	10/16/2020	3133EK3B0	0.00	FFCB 1.5 10/16/2024		0.00	7,500.00	0.00	7,500.00
Interest	10/16/2020	740367HP5	0.00	Preferred Bank LA Calif 2 8/16/2024		0.00	409.32	0.00	409.32
Interest	10/16/2020	33640VCF3	0.00	First Service Bank 3.3 5/16/2023		0.00	675.37	0.00	675.37
Interest	10/17/2020	87165FZD9	0.00	Synchrony Bank 1.45 4/17/2025		0.00	1,802.93	0.00	1,802.93
Interest	10/17/2020	855736DA9	0.00	STATE BK & TR CO DEFIANCE OHIO 1.6 2/17/2021		0.00	322.19	0.00	322.19



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 9/30/2020, End Date: 10/31/2020

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	10/17/2020	219240BY3	0.00	Cornerstone Community Bank 2.6 5/17/2024		0.00	532.11	0.00	532.11
Interest	10/17/2020	50116CBE8	0.00	KS Statebank Manhattan KS 2.1 5/17/2022		0.00	422.88	0.00	422.88
Interest	10/18/2020	08173QBX3	0.00	BENEFICIAL BANK 2.15 10/18/2022		0.00	2,640.97	0.00	2,640.97
Interest	10/18/2020	457731AK3	0.00	Inspire Federal Credit Union 1.15 3/18/2025		0.00	235.36	0.00	235.36
Interest	10/18/2020	00257TBJ4	0.00	Abacus Federal Savings Bank 1.75 10/18/2024		0.00	358.15	0.00	358.15
Interest	10/18/2020	22766ABN4	0.00	Crossfirst Bank 2.05 8/18/2022		0.00	412.81	0.00	412.81
Interest	10/18/2020	48836LAF9	0.00	Kemba Financial Credit Union 1.75 10/18/2024		0.00	358.15	0.00	358.15
Interest	10/18/2020	202291AG5	0.00	Commercial Savings Bank 1.8 10/18/2024		0.00	2,229.09	0.00	2,229.09
Interest	10/19/2020	92937CGB8	0.00	WEX BANK 2 10/19/2020		0.00	2,470.14	0.00	2,470.14
Interest	10/19/2020	560507AJ4	0.00	Maine Savings Federal Credit Union 3.3 5/19/2023		0.00	675.37	0.00	675.37
Interest	10/19/2020	310567AB8	0.00	Farmers State Bank 2.35 9/19/2022		0.00	473.22	0.00	473.22
Interest	10/19/2020	474067AQ8	0.00	Jefferson Financial Credit Union 3.35 10/19/2023		0.00	4,114.99	0.00	4,114.99
Interest	10/20/2020	50625LAK9	0.00	Lafayette Federal Credit Union 3.5 11/20/2023		0.00	716.30	0.00	716.30
Interest	10/20/2020	32112UCW9	0.00	First National Bank of McGregor 2.85 2/21/2024		0.00	583.27	0.00	583.27
Interest	10/21/2020	49254FAC0	0.00	Keesler Federal Credit Union 3.1 12/21/2020		0.00	634.44	0.00	634.44
Interest	10/22/2020	061803AH5	0.00	Bank of Delight 2.85 2/22/2024		0.00	583.27	0.00	583.27
Interest	10/22/2020	90352RAC9	0.00	USAlliance Federal Credit Union 3 8/20/2021		0.00	604.11	0.00	604.11
Interest	10/22/2020	92535LCC6	0.00	Verus Bank of Commerce 2.8 2/22/2024		0.00	573.04	0.00	573.04
Interest	10/23/2020	938828BJ8	0.00	Washington Federal Bank 2.05 8/23/2024		0.00	419.55	0.00	419.55
Interest	10/23/2020	33766LAJ7	0.00	Firstier Bank 1.95 8/23/2024		0.00	399.08	0.00	399.08
Interest	10/24/2020	03753XBD1	0.00	Apex Bank 3.1 8/24/2023		0.00	624.25	0.00	624.25
Interest	10/24/2020	06406RAL1	0.00	Bank of New York Mellon 2.1 10/24/2024		0.00	5,250.00	0.00	5,250.00
Interest	10/24/2020	90348JEV8	0.00	UBS Bank USA 3.45 10/24/2023		0.00	706.07	0.00	706.07
Interest	10/25/2020	063907AA7	0.00	Bank of Botetourt 1.75 10/25/2024		0.00	358.15	0.00	358.15
Interest	10/25/2020	22230PBY5	0.00	Country Bank New York 3 1/25/2024		0.00	613.97	0.00	613.97



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 9/30/2020, End Date: 10/31/2020

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	10/25/2020	330459BY3	0.00	FNB BANK INC 2 2/25/2022		0.00	402.74	0.00	402.74
Interest	10/26/2020	32065TAZ4	0.00	First Kentucky Bank Inc 2.55 4/26/2024		0.00	521.88	0.00	521.88
Interest	10/26/2020	05465DAE8	0.00	AXOS Bank 1.65 3/26/2025		0.00	337.68	0.00	337.68
Interest	10/26/2020	56065GAG3	0.00	Mainstreet Bank 2.6 4/26/2024		0.00	532.11	0.00	532.11
Interest	10/27/2020	39115UBE2	0.00	Great Plains Bank 2.8 2/27/2024		0.00	573.04	0.00	573.04
Interest	10/27/2020	32063KAV4	0.00	First Jackson Bank 1.05 3/27/2025		0.00	214.89	0.00	214.89
Interest	10/27/2020	79772FAF3	0.00	San Francisco FCU 1.1 3/27/2025		0.00	225.12	0.00	225.12
Interest	10/28/2020	080515CH0	0.00	Belmont Savings Bank 2.7 2/28/2023		0.00	543.70	0.00	543.70
Interest	10/28/2020	06406RAG2	0.00	Bank of New York Mellon 3.5 4/28/2023		0.00	8,750.00	0.00	8,750.00
Interest	10/28/2020	57116AMW5	0.00	MARLIN BUSINESS BANK 1.4 10/28/2020		0.00	1,719.70	0.00	1,719.70
Interest	10/28/2020	59828PCA6	0.00	Midwest Bank of West IL 3.3 8/29/2022		0.00	675.37	0.00	675.37
Interest	10/29/2020	01748DAX4	0.00	ALLEGIANCE BK TEX HOUSTON 2.15 9/29/2022		0.00	432.95	0.00	432.95
Interest	10/30/2020	17286TAC9	0.00	Citadel Federal Credit Union 3 10/30/2020		0.00	613.97	0.00	613.97
Interest	10/30/2020	812541AA8	0.00	Seasons Federal Credit Union 3 10/30/2020		0.00	613.97	0.00	613.97
Interest	10/30/2020	15201QDK0	0.00	Centerstate Bank 1 4/30/2025		0.00	1,243.40	0.00	1,243.40
Interest	10/30/2020	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	2,440.92	0.00	2,440.92
Interest	10/31/2020	710571DS6	0.00	Peoples Bank Newton NC 2 7/31/2024		0.00	422.96	0.00	422.96
Interest	10/31/2020	694231AC5	0.00	Pacific Enterprise Bank 1.15 3/31/2025		0.00	243.20	0.00	243.20
Interest	10/31/2020	29278TCP3	0.00	Enerbank USA 3.2 8/30/2023		0.00	644.38	0.00	644.38
Interest	10/31/2020	67054NAM5	0.00	Numerica Credit Union 3.4 10/31/2023		0.00	719.03	0.00	719.03
Interest	10/31/2020	06426KAM0	0.00	Bank of New England 3.2 7/31/2023		0.00	671.30	0.00	671.30
Interest	10/31/2020	98138MAB6	0.00	Workers Credit Union 2.55 5/31/2022		0.00	513.49	0.00	513.49
Subtotal			0.00			0.00	156,376.28		156,376.28
Total Interest/Dividends			0.00			0.00	156,376.28		156,376.28



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Behavioral Health

TIME REQUIRED

SUBJECT 2018-2021 County Performance
Contract Amendment between Mono
County Behavioral Health and the
California Department of Health Care
Services

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The proposed County Performance Contract Amendment with Department of Health Care Services continues the Department's efforts in streamlining the contracting process for behavioral health federal block grants by integrating the Substance Abuse Prevention and Treatment Block Grant (SABG) into the existing Performance Contract.

RECOMMENDED ACTION:

Approve County entry into proposed contract amendment and authorize Robin Roberts to execute said contract on behalf of the County. Provide any desired direction to staff.

FISCAL IMPACT:

There is no fiscal impact to the County General Fund. This County Performance Contract amendment ensures continued receipt of the Department's budgeted revenues to support the delivery of Behavioral Health program services.

CONTACT NAME: Robin Roberts

PHONE/EMAIL: 760-924-1740 / rroberts@mono.ca.gov

SEND COPIES TO:

agreenberg@mono.ca.gov

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report
A01 - STD213A - Performance - Mono - 18-95258
A01 - CCC 042017 - Performance - Mono - 18-95258

[A01 - Exhibit A A1 - Performance - Mono - 18-95258](#)

[A01 - Exhibit B A1 - Performance - FY 2018-21 - Mono - 18-95258](#)

History

Time	Who	Approval
12/3/2020 7:42 AM	County Administrative Office	Yes
12/2/2020 9:11 AM	County Counsel	Yes
12/2/2020 2:23 PM	Finance	Yes



MONO COUNTY BEHAVIORAL HEALTH DEPARTMENT

COUNTY OF MONO

P. O. BOX 2619 MAMMOTH LAKES, CA 93546 (760) 924-1740 FAX: (760) 924-1741

TO: Mono County Board of Supervisors

FROM: Robin Roberts, Director, Mono County Behavioral Health

DATE: November 23, 2020

SUBJECT:

2018-2021 County Performance Contract Amendment between Mono County Behavioral Health and the California Department of Health Care Services

RECOMMENDED ACTION:

Approve County entry into proposed contract amendment and authorize Robin Roberts or other designated Behavioral Health staff to execute said contract on behalf of the County. Provide any desired direction to staff.

DISCUSSION:

The California Department of Health Care Services (hereafter referred to as DHCS or Department) administers the Mental Health Services Act, Projects for Assistance in Transition from Homelessness (PATH) and Community Mental Health Services Grant (MHBG) programs and oversees county provision of community mental health services provided with realignment funds. Mono County Behavioral Health must meet certain conditions and requirements to receive funding for these programs and community mental health services. This Agreement, which is County's performance contract, as required by Welfare and Institutions Code (Welf. & Inst. Code) sections 5650(a), 5651, 5666, 5897, and Title 9, California Code of Regulations (Cal. Code Regs.), Title 9, section 3310, sets forth conditions and requirements that County must meet in order to receive this funding.

The proposed County Performance Contract Amendment with continues the DHCS's efforts in streamlining the contracting process for behavioral health federal block grants by integrating the Substance Abuse Prevention and Treatment Block Grant (SABG) into the existing Performance Contract.

FISCAL IMPACT:

There is no fiscal impact to the County General Fund. The County Performance Contract amendment ensures continued receipt of the Department's budgeted revenues to support the delivery of Behavioral Health program services.

SUBMITTED BY:

Robin K. Roberts, Director of Behavioral Health, Contact: 760.924.1740

STANDARD AGREEMENT - AMENDMENT

STD 213A (Rev. 4/2020)

 CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 24 PAGES

AGREEMENT NUMBER

18-95258

AMENDMENT NUMBER

A01

Purchasing Authority Number

1. This Agreement is entered into between the Contracting Agency and the Contractor named below:

CONTRACTING AGENCY NAME

Department of Health Care Services

CONTRACTOR NAME

County of Mono

2. The term of this Agreement is:

START DATE

July 1, 2018

THROUGH END DATE

June 30, 2021

3. The maximum amount of this Agreement after this Amendment is:

\$0.00 (Zero Dollars)

4. The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

I. The effective date of this amendment is the date approved by DHCS.

II. Purpose of amendment: This amendment modifies the terms and conditions as outlined in the original contract to include the Substance Abuse Prevention and Treatment Block Grant (SABG), incorporate the SABG County Application by reference, and clarifies the Contractor's name.

III. Certain changes made in this amendment are shown as: Text additions are displayed in bold and underline. Text deletions are displayed as strike through text (i.e., Strike).

IV. Paragraph 4 (incorporated exhibits) on the face of the original STD 213 is amended to add the following revised exhibit:

Exhibit A A1 – Program Specifications (23 pages)

All references to Exhibit A – Program Specifications, in any exhibit incorporated into this agreement, shall hereinafter be deemed to read Exhibit A A1 – Program Specifications. Exhibit A – Program Specifications is hereby replaced in its entirety by the revised exhibit.

V. Paragraph 4 (incorporated exhibits) on the face of the original STD 213 is amended to add the following revised exhibit:

Exhibit B A1 – Funds Provision (1 page)

All references to Exhibit B – Funds Provision, in any exhibit incorporated into this agreement, shall hereinafter be deemed to read Exhibit B A1 – Funds Provision. Exhibit B – Funds Provision is hereby replaced in its entirety by the revised exhibit.

*All other terms and conditions shall remain the same.**IN WITNESS WHEREOF, THIS AGREEMENT HAS BEEN EXECUTED BY THE PARTIES HERETO.***CONTRACTOR**

CONTRACTOR NAME (if other than an individual, state whether a corporation, partnership, etc.)

County of Mono

CONTRACTOR BUSINESS ADDRESS

P. O. Box 2619

CITY

Mammoth Lakes

STATE

CA

ZIP

93546

PRINTED NAME OF PERSON SIGNING

Robin K. Roberts, MFT

TITLE

Behavioral Health Director

CONTRACTOR AUTHORIZED SIGNATURE

DATE SIGNED

STANDARD AGREEMENT - AMENDMENT

STD 213A (Rev. 4/2020)

 CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 24 PAGES

AGREEMENT NUMBER

18-95258

AMENDMENT NUMBER

A01

Purchasing Authority Number

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

Department of Health Care Services

CONTRACTING AGENCY ADDRESS

1501 Capitol Ave., MS 4200, PO Box 9974413

CITY

Sacramento

STATE

CA

ZIP

95899

PRINTED NAME OF PERSON SIGNING

Carrie Talbot

TITLE

SSM I, Contracts Section

CONTRACTING AGENCY AUTHORIZED SIGNATURE

DATE SIGNED

CALIFORNIA DEPARTMENT OF GENERAL SERVICES APPROVAL

EXEMPTION (If Applicable)

W&I Code 14703

Contractor Certification Clauses

CCC 04/2017

CERTIFICATION

I, the official named below, CERTIFY UNDER PENALTY OF PERJURY that I am duly authorized to legally bind the prospective Contractor to the clause(s) listed below. This certification is made under the laws of the State of California.

Contractor/Bidder Firm Name (Printed)	Federal ID Number
County of Mono	95-6005661

By (Authorized Signature)

Printed Name and Title of Person Signing

Robin K. Roberts, MFT, Behavioral Health Director

Date Executed	Executed in the County of
	Mono

CONTRACTOR CERTIFICATION CLAUSES

1. STATEMENT OF COMPLIANCE: Contractor has, unless exempted, complied with the nondiscrimination program requirements. (Gov. Code §12990 (a-f) and CCR, Title 2, Section 11102) (Not applicable to public entities.)

2. DRUG-FREE WORKPLACE REQUIREMENTS: Contractor will comply with the requirements of the Drug-Free Workplace Act of 1990 and will provide a drug-free workplace by taking the following actions:

a. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations.

b. Establish a Drug-Free Awareness Program to inform employees about:

- 1) the dangers of drug abuse in the workplace;
- 2) the person's or organization's policy of maintaining a drug-free workplace;
- 3) any available counseling, rehabilitation and employee assistance programs; and,
- 4) penalties that may be imposed upon employees for drug abuse violations.

c. Every employee who works on the proposed Agreement will:

- 1) receive a copy of the company's drug-free workplace policy statement; and,

2) agree to abide by the terms of the company's statement as a condition of employment on the Agreement.

Failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both and Contractor may be ineligible for award of any future State agreements if the department determines that any of the following has occurred: the Contractor has made false certification, or violated the certification by failing to carry out the requirements as noted above. (Gov. Code §8350 et seq.)

3. NATIONAL LABOR RELATIONS BOARD CERTIFICATION: Contractor certifies that no more than one (1) final unappealable finding of contempt of court by a Federal court has been issued against Contractor within the immediately preceding two-year period because of Contractor's failure to comply with an order of a Federal court, which orders Contractor to comply with an order of the National Labor Relations Board. (Pub. Contract Code §10296) (Not applicable to public entities.)

4. CONTRACTS FOR LEGAL SERVICES \$50,000 OR MORE- PRO BONO REQUIREMENT: Contractor hereby certifies that Contractor will comply with the requirements of Section 6072 of the Business and Professions Code, effective January 1, 2003.

Contractor agrees to make a good faith effort to provide a minimum number of hours of pro bono legal services during each year of the contract equal to the lessor of 30 multiplied by the number of full time attorneys in the firm's offices in the State, with the number of hours prorated on an actual day basis for any contract period of less than a full year or 10% of its contract with the State.

Failure to make a good faith effort may be cause for non-renewal of a state contract for legal services, and may be taken into account when determining the award of future contracts with the State for legal services.

5. EXPATRIATE CORPORATIONS: Contractor hereby declares that it is not an expatriate corporation or subsidiary of an expatriate corporation within the meaning of Public Contract Code Section 10286 and 10286.1, and is eligible to contract with the State of California.

6. SWEATFREE CODE OF CONDUCT:

a. All Contractors contracting for the procurement or laundering of apparel, garments or corresponding accessories, or the procurement of equipment, materials, or supplies, other than procurement related to a public works contract, declare under penalty of perjury that no apparel, garments or corresponding accessories, equipment, materials, or supplies furnished to the state pursuant to the contract have been laundered or produced in whole or in part by sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor, or with the benefit of sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor. The contractor further declares under penalty of perjury that they adhere to the Sweatfree Code of Conduct as set forth on the California Department of Industrial Relations website located at www.dir.ca.gov, and Public Contract Code Section 6108.

b. The contractor agrees to cooperate fully in providing reasonable access to the contractor's records, documents, agents or employees, or premises if reasonably

required by authorized officials of the contracting agency, the Department of Industrial Relations, or the Department of Justice to determine the contractor's compliance with the requirements under paragraph (a).

7. DOMESTIC PARTNERS: For contracts of \$100,000 or more, Contractor certifies that Contractor is in compliance with Public Contract Code section 10295.3.

8. GENDER IDENTITY: For contracts of \$100,000 or more, Contractor certifies that Contractor is in compliance with Public Contract Code section 10295.35.

DOING BUSINESS WITH THE STATE OF CALIFORNIA

The following laws apply to persons or entities doing business with the State of California.

1. CONFLICT OF INTEREST: Contractor needs to be aware of the following provisions regarding current or former state employees. If Contractor has any questions on the status of any person rendering services or involved with the Agreement, the awarding agency must be contacted immediately for clarification.

Current State Employees (Pub. Contract Code §10410):

1). No officer or employee shall engage in any employment, activity or enterprise from which the officer or employee receives compensation or has a financial interest and which is sponsored or funded by any state agency, unless the employment, activity or enterprise is required as a condition of regular state employment.

2). No officer or employee shall contract on his or her own behalf as an independent contractor with any state agency to provide goods or services.

Former State Employees (Pub. Contract Code §10411):

1). For the two-year period from the date he or she left state employment, no former state officer or employee may enter into a contract in which he or she engaged in any of the negotiations, transactions, planning, arrangements or any part of the decision-making process relevant to the contract while employed in any capacity by any state agency.

2). For the twelve-month period from the date he or she left state employment, no former state officer or employee may enter into a contract with any state agency if he or she was employed by that state agency in a policy-making position in the same general subject area as the proposed contract within the 12-month period prior to his or her leaving state service.

If Contractor violates any provisions of above paragraphs, such action by Contractor shall render this Agreement void. (Pub. Contract Code §10420)

Members of boards and commissions are exempt from this section if they do not receive payment other than payment of each meeting of the board or commission, payment for preparatory time and payment for per diem. (Pub. Contract Code §10430 (e))

2. LABOR CODE/WORKERS' COMPENSATION: Contractor needs to be aware of the provisions which require every employer to be insured against liability for Worker's Compensation or to undertake self-insurance in accordance with the provisions, and

Contractor affirms to comply with such provisions before commencing the performance of the work of this Agreement. (Labor Code Section 3700)

3. AMERICANS WITH DISABILITIES ACT: Contractor assures the State that it complies with the Americans with Disabilities Act (ADA) of 1990, which prohibits discrimination on the basis of disability, as well as all applicable regulations and guidelines issued pursuant to the ADA. (42 U.S.C. 12101 et seq.)

4. CONTRACTOR NAME CHANGE: An amendment is required to change the Contractor's name as listed on this Agreement. Upon receipt of legal documentation of the name change the State will process the amendment. Payment of invoices presented with a new name cannot be paid prior to approval of said amendment.

5. CORPORATE QUALIFICATIONS TO DO BUSINESS IN CALIFORNIA:

a. When agreements are to be performed in the state by corporations, the contracting agencies will be verifying that the contractor is currently qualified to do business in California in order to ensure that all obligations due to the state are fulfilled.

b. "Doing business" is defined in R&TC Section 23101 as actively engaging in any transaction for the purpose of financial or pecuniary gain or profit. Although there are some statutory exceptions to taxation, rarely will a corporate contractor performing within the state not be subject to the franchise tax.

c. Both domestic and foreign corporations (those incorporated outside of California) must be in good standing in order to be qualified to do business in California. Agencies will determine whether a corporation is in good standing by calling the Office of the Secretary of State.

6. RESOLUTION: A county, city, district, or other local public body must provide the State with a copy of a resolution, order, motion, or ordinance of the local governing body which by law has authority to enter into an agreement, authorizing execution of the agreement.

7. AIR OR WATER POLLUTION VIOLATION: Under the State laws, the Contractor shall not be: (1) in violation of any order or resolution not subject to review promulgated by the State Air Resources Board or an air pollution control district; (2) subject to cease and desist order not subject to review issued pursuant to Section 13301 of the Water Code for violation of waste discharge requirements or discharge prohibitions; or (3) finally determined to be in violation of provisions of federal law relating to air or water pollution.

8. PAYEE DATA RECORD FORM STD. 204: This form must be completed by all contractors that are not another state agency or other governmental entity.

1. Service Overview

The California Department of Health Care Services (hereafter referred to as DHCS or Department) administers the Mental Health Services Act, Lanterman-Petris-Short (LPS) Act, Projects for Assistance in Transition from Homelessness (**PATH**), Community Mental Health Services Block Grant (**MHBG**), **Substance Abuse Treatment and Prevention Block Grant (SABG)**, and Crisis Counseling Assistance and Training Program (**CCP**) programs and oversees county provision of community mental health services pursuant to the Bronzan-McCorquodale Act. Contractor (hereafter referred to as County in this Exhibit) must meet certain conditions and requirements to receive funding for these programs and community mental health services. This Agreement, which is County’s performance contract, as required by Welfare and Institutions Code (Welf. & Inst. Code) sections 5650, subd. (a), 5651, 5897, and California Code of Regulations (Cal. Code Regs.), Title 9, section 3310, sets forth conditions and requirements that County must meet in order to receive this funding. This Agreement does not cover federal financial participation or State general funds as they relate to Medi-Cal services provided through the Mental Health Plan Contracts. County agrees to comply with all of the conditions and requirements described herein.

DHCS shall monitor this Agreement to ensure compliance with applicable federal and State law and applicable regulations. (Gov. Code, §§ 11180-11182; Welf. & Inst. Code, §§ 5614, 5717, subd. (b), 5651, subd. (b)(10) & 14124.2, subd. (a).)

2. Service Location

The services shall be performed at appropriate sites as described in this contract.

3. Service Hours

The services shall be provided during times required by this contract.

4. Project Representatives

A. The project representatives during the term of this Agreement will be:

Department of Health Care Services Contract Manager: Ivan Bhardwaj Telephone: (916) 345-7483 Fax: (916) 440-7621 Email: Ivan.Bhardwaj@dhcs.ca.gov	County of Mono Robin K. Roberts, MFT, Behavioral Health Director Telephone: (760) 924-1740 Fax: (760) 924-1741 Email: rroberts@mono.ca.gov
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B. Direct all inquiries to:

Department of Health Care Services	County of Mono
Behavioral Health – Community Services Division/Federal Grants Section	Attention: Julie Jones P. O. Box 2619 Mammoth Lakes, CA, 93546
Attention: DeAnn Harrison 1500 Capitol Avenue, MS 2624 P.O. Box Number 997413 Sacramento, CA, 95899-7413	Phone: (760) 924-1752 Fax: (760) 924-1741 Email: jjones@mono.ca.gov
Phone: (916) 345-8700 Email: DeAnn.Harrison@dhcs.ca.gov	

C. Either party may make changes to the information above by giving written notice to the other party. Said changes shall not require an amendment to this Agreement.

5. General Requirements for Agreement

Welfare and Institutions Code section 5651, subdivision (b), provides specific assurances, which are listed below, that must be included in this Agreement. County shall:

- A. Comply with the expenditure requirements of Welfare and Institutions Code section 17608.05,
- B. Provide services to persons receiving involuntary treatment as required by Part 1 (commencing with section 5000) and Part 1.5 (commencing with section 5585) of Division 5 of the Welfare and Institutions Code,
- C. Comply with all of the requirements necessary for Medi-Cal reimbursement for mental health treatment services and case management programs provided to Medi-Cal eligible individuals, including, but not limited to, the provisions set forth in Chapter 3 (commencing with section 5700) of Division 5 of the Welfare and Institutions Code, and submit cost reports and other data to DHCS in the form and manner determined by the DHCS,
- D. Ensure that the Local Mental Health Advisory Board has reviewed and approved procedures ensuring citizen and professional involvement at all stages of the planning process pursuant to Welfare and Institutions Code section 5604.2,
- E. Comply with all provisions and requirements in law pertaining to patient rights,
- F. Comply with all requirements in federal law and regulation, and all agreements, certifications, assurances, and policy letters, pertaining to federally funded

mental/**behavioral** health programs, including, but not limited to, the Projects for Assistance in Transition from Homelessness grant, ~~and~~ Community Mental Health Services Block Grant programs, **and Substance Abuse Prevention and Treatment Block Grant programs.**

- G. Provide all data and information set forth in sections 5610 and 5664 of the Welfare and Institutions Code,
- H. If County elects to provide the services described in Chapter 2.5 (commencing with section 5670) of Division 5 of the Welfare and Institutions Code, comply with guidelines established for program initiatives outlined in this chapter, and
- I. Comply with all applicable laws and regulations for all services delivered, including all laws, regulations, and guidelines of the Mental Health Services Act.

6. **Services Authority**

A. **THE MENTAL HEALTH SERVICES ACT PROGRAM**

1) Program Description

Proposition 63, which created the Mental Health Services Act (MHSA), was approved by the voters of California on November 2, 2004. The Mental Health Services (MHS) Fund, which provides funds to counties for the implementation of its MHSA programs, was established pursuant to Welfare and Institutions Code section 5890. The MHSA was designed to expand California's public mental health programs and services through funding received by a one percent tax on personal incomes in excess of \$1 million. Counties use this funding for projects and programs for prevention and early intervention, community services and supports, workforce development and training, innovation, plus capital facilities and technological needs through mental health projects and programs. The State Controller distributes MHS Funds to the counties to plan for and provide mental health programs and other related activities outlined in a county's three-year program and expenditure plan or annual update. MHS Funds are distributed by the State Controller's Office to the counties on a monthly basis.

DHCS shall monitor County's use of MHS Funds to ensure that the County meets the MHSA and MHS Fund requirements. (Gov. Code §§ 11180-11182; Welf. & Inst. Code, §§ 5651, subd. (b)(10), 5897, subd. (d), & 14124.2, subd. (a).)

2) Issue Resolution Process

County shall have an Issue Resolution Process (Process) to handle client disputes related to the provision of their mental health services. The Process

shall be completed in an expedient and appropriate manner. County shall develop a log to record issues submitted as part of the Process. The log shall contain the date the issue was received; a brief synopsis of the issue; the final issue resolution outcome; and the date the final issue resolution was reached.

3) Revenue and Expenditure Report

County shall submit its Revenue and Expenditure Report (RER) electronically to the Department and the Mental Health Services Oversight and Accountability Commission by December 31 following the close of the fiscal year in accordance with Welfare and Institutions Code sections 5705 and 5899, regulations, and DHCS-issued guidelines. The RER shall be certified by the County's Behavioral Health Director (also referred to as "mental health director") and the County's auditor-controller (or equivalent), using the DHCS-issued certification form. Data submitted shall be full and complete.

If the RER does not meet the requirements, in accordance with the procedure in section 9 of this Agreement, DHCS may withhold payments from the MHS Fund until the County submits a complete RER. (Welf. & Inst. Code, §§ 5655; Cal. Code Regs., tit. 9, § 3510, subd. (c).)

4) Distribution and Use of Local Mental Health Services Funds:

- a. Welfare and Institutions Code section 5891, subdivision (c), provides that commencing July 1, 2012, on or before the 15th day of each month, pursuant to a methodology provided by DHCS, the State Controller shall distribute to County's Local Mental Health Services Fund (MHS Fund) (established by County pursuant to Welfare and Institutions Code section 5892, subdivision (f)) all unexpended and unreserved funds on deposit as of the last day of the prior month in the Mental Health Services Fund for the provision of specified programs and other related activities.
- b. The expenditure for Prevention and Early Intervention (PEI) may be increased by County if DHCS determines that the increase will decrease the need and cost for additional services to severely mentally ill persons in County by an amount at least commensurate with the proposed increase. (Welf. & Inst. Code, § 5892, subd. (a)(4).)

Local MHS Fund money distributed to counties by the State Controller's Office includes funding for annual planning costs pursuant to Welfare and Institutions Code section 5848. The total of these costs shall not exceed five percent of the total annual revenues received for the Local MHS Fund. The planning costs shall include money for County's mental health programs to pay for the costs of having consumers, family members, and other stakeholders participate in the

planning process, and for the planning and implementation required for private provider contracts to be expanded to provide additional services. (Welf. & Inst. Code, § 5892, subd. (c).)

- c. County shall use Local MHS Fund monies to pay for those portions of the mental health programs/services for children and adults for which there is no other source of funds available. (Welf. & Inst. Code, §§ 5813.5, subd. (b), 5878.3 subd. (a); Cal. Code Regs., tit. 9, § 3610, subd. (d).)
- d. County shall only use Local MHS Funds to expand mental health services. These funds shall not be used to supplant existing State or County funds utilized to provide mental health services. These funds shall only be used to pay for the programs authorized in Welfare and Institutions Code sections 5890 and 5892. These funds may not be used to pay for any other program and may not be loaned to County's general fund or any other County fund for any purpose. (Welf. & Inst. Code, § 5891, subd. (a).)
- e. All expenditures for County mental health programs shall be consistent with a currently approved three-year program and expenditure plan or annual update pursuant to Welfare and Institutions Code section 5847. (Welf. & Inst. Code, §§ 5891, subd. (d), 5892, subd. (g).)

5) Three-Year Program and Expenditure Plan and Annual Updates:

- a. County shall prepare and submit a three-year program and expenditure plan, and annual updates, adopted by County's Board of Supervisors, to the Mental Health Services Oversight and Accountability Commission (MHSOAC) and DHCS within 30 calendar days after adoption. (Welf. & Inst. Code, § 5847, subd. (a).) The three-year program and expenditure plan and annual updates shall include all of the following:
 - i. A program for PEI in accordance with Part 3.6 of Division 5 of the Welfare and Institutions Code (commencing with section 5840). (Welf. & Inst. Code, § 5847, subd. (b)(1).)
 - ii. A program for services to children in accordance with Part 4 of Division 5 of the Welfare and Institutions Code (commencing with section 5850), to include a wraparound program pursuant to Chapter 4 of Part 6 of Division 9 of the Welfare and Institutions Code (commencing with section 18250), or provide substantial evidence that it is not feasible to establish a

wraparound program in the County. (Welf. & Inst. Code, § 5847, subd. (b)(2).)

- iii. A program for services to adults and seniors in accordance with Part 3 of Division 5 of the Welfare and Institutions Code (commencing with section 5800). (Welf. & Inst. Code, § 5847, subd. (b)(3).)
- iv. A program for innovation in accordance with Part 3.2 of Division 5 of the Welfare and Institutions Code (commencing with section 5830). (Welf. & Inst. Code, § 5847, subd. (b)(4).) Counties shall expend funds for their innovation programs upon approval by the Mental Health Services Oversight and Accountability Commission. (Welf. & Inst. Code, § 5830, subd. (e).)
- v. A program for technological needs and capital facilities needed to provide services pursuant to Part 3 of Division 5 of the Welfare and Institutions Code (commencing with section 5800), Part 3.6 of Division 5 of the Welfare and Institutions Code (commencing with section 5840), and Part 4 of Division 5 of the Welfare and Institutions Code (commencing with section 5850). All plans for proposed facilities with restrictive settings shall demonstrate that the needs of the people to be served cannot be met in a less restrictive or more integrated setting. (Welf. & Inst. Code, § 5847, subd. (b)(5).)
- vi. Identification of shortages in personnel to provide services pursuant to the above programs and the additional assistance needed from the education and training programs established pursuant to Part 3.1 of Division 5 of the Welfare and Institutions Code (commencing with section 5820). (Welf. & Inst. Code, § 5847, subd. (b)(6); Cal. Code Regs., tit. 9, § 3830, subd. (b).)
- vii. Establishment and maintenance of a prudent reserve to ensure the County program will continue to be able to serve children, adults, and seniors that it is currently serving pursuant to Part 3 of Division 5 of the Welfare and Institutions Code (commencing with section 5800), Part 3.6 of Division 5 of the Welfare and Institutions Code (commencing with section 5840), and Part 4 of Division 5 of the Welfare and Institutions Code (commencing with section 5850), during years in which revenues for the Local MHS Fund are below recent averages adjusted by changes in

the State population and the California Consumer Price Index. (Welf. & Inst. Code, § 5847, subd. (b)(7).)

- viii. Certification by County's Behavioral Health Director, which ensures that County has complied with all pertinent regulations, laws, and statutes of the MHSA, including stakeholder participation and non-supplantation requirements. (Welf. & Inst. Code, § 5847, subd. (b)(8).)
 - ix. Certification by County's Behavioral Health Director and County's Auditor-Controller that the County has complied with any fiscal accountability requirements as directed by DHCS, and that all expenditures are consistent with the requirements of the MHSA pursuant to California Code of Regulations, Title 9, sections 3500 and 3505. (Welf. & Inst. Code, § 5847, subd. (b)(9).)
- b. County shall include services in the programs described in section 6, subparagraphs A, 5.a.i. through 5.a.v., inclusive, to address the needs of transition age youth between the ages of 16 and 25 years old, including the needs of transition age foster youth. (Welf. & Inst. Code, § 5847, subd. (c).)
 - c. County shall prepare expenditure plans for the programs described in section 6, subparagraphs A, 5.a.i. through 5.a.v., inclusive, and annual expenditure updates. Each expenditure plan and annual update shall indicate the number of children, adults, and seniors to be served, and the cost per person. The expenditure update shall also include utilization of unspent funds allocated in the previous year and the proposed expenditure for the same purpose. (Welf. & Inst. Code, § 5847, subd. (e).)
 - d. County's three-year program and expenditure plan and annual updates shall include reports on the achievement of performance outcomes for services provided pursuant to the Adult and Older Adult Mental Health System of Care Act, Prevention and Early Intervention, and the Children's Mental Health Services Act, which are funded by the Local MHS Fund and established jointly by DHCS and the MHSAOAC, in collaboration with the County Behavioral Health Directors Association of California. (Welf. & Inst. Code, § 5848, subd. (c).) County contracts with providers shall include the performance goals from the County's three-year program and expenditure plan and annual updates that apply to each provider's programs and services
 - e. County's three-year program and expenditure plan and annual update shall consider ways to provide services to adults and older adults that

are similar to those established pursuant to the Mentally Ill Offender Crime Reduction Grant Program. Funds shall not be used to pay for persons incarcerated in State prison or parolees from State prisons. (Welf. & Inst. Code, § 5813.5, subd. (f).)

- 6) Planning Requirements and Stakeholder Involvement:
 - a. County shall develop its three-year program and expenditure plan and annual update with local stakeholders, including adults and seniors with severe mental illness, families of children, adults, and seniors with severe mental illness, providers of services, law enforcement agencies, education, social services agencies, veterans, representatives from veterans organizations, providers of alcohol and drug services, health care organizations, and other important interests. Counties shall demonstrate a partnership with constituents and stakeholders throughout the process that includes meaningful stakeholder involvement on mental health policy, program planning, and implementation, monitoring, quality improvement, evaluation, and budget allocations. County shall prepare and circulate a draft plan and update for review and comment for at least 30 calendar days to representatives of stakeholder interests and any interested party who has requested a copy of the draft plans. (Welf. & Inst. Code, § 5848, subd. (a); Cal. Code Regs., tit. 9, §§ 3300, 3310, 3315 & 3320.)
 - 1) County's mental health board, established pursuant to Welfare and Institutions Code section 5604, shall conduct a public hearing on the County's draft three-year program and expenditure plan and annual updates at the close of the 30 calendar day comment period. Each adopted three-year program and expenditure plan or annual update shall summarize and analyze substantive recommendations and describe substantive changes to the three-year program and expenditure plan and annual updates. The County's mental health board shall review the adopted three-year program and expenditure plan and annual updates and recommend revisions to the County's mental health department. (Welf. & Inst. Code, § 5848, subd. (b); Cal. Code Regs., tit. 9, § 3315.)
 - 2) The County shall provide for a Community Planning Process as the basis for developing the Three-Year Program and Expenditure Plans and updates. The County shall designate positions and or units responsible for the overall Community Program Planning Process; coordination and management of the Community Program Planning Process; ensuring stakeholders have the opportunity to participate; ensuring that stakeholders reflect the diversity of the demographics of the County; and providing outreach to clients and their family members. The Community Program Planning process shall, at a

minimum, include involvement of clients and their family members in all aspects of the Process; participation of stakeholders; and training, as needed, to County staff and stakeholders, clients, and family members regarding the stakeholder process. (Cal. Code Regs., tit. 9, § 3300.)

3) The County shall adopt the following standards in planning, implementing, and evaluating the programs and/or services provided with MHSA funds:

- community collaboration, as defined in California Code of Regulations, Title 9, section 3200.060;
- cultural competence, as defined in section 3200.100;
- client driven, as defined in section 3200.050;
- family driven, as defined in section 3200.120;
- wellness, recovery and resilience focused; and integrated service experiences for clients and their families, as defined in section 3200.190.

The planning, implementation and evaluation process includes, but is not limited to, the Community Program Planning Process; development of the Three-Year Program and Expenditure Plans and updates; and the manner in which the County delivers services and evaluates service delivery. (Cal. Code Regs., tit. 9, § 3320.)

7) County Requirements for Handling MHSA Funds

- a. County shall place all funds received from the State MHS Fund into a Local MHS Fund. The Local MHS Fund balance shall be invested consistent with other County funds and the interest earned on the investments shall be transferred into the Local MHS Fund. (Welf. & Inst. Code, § 5892, subd. (f).)
- b. When accounting for all receipts and expenditures of MHSA funds, County must adhere to uniform accounting standards and procedures that conform to the Generally Accepted Accounting Principles (GAAP), as prescribed by the State Controller in California Code of Regulations, Title 2, division 2, chapter 2, subchapter 1, Accounting Procedures for Counties, sections 901-949, and a manual, which is currently entitled "Accounting Standards and Procedures for Counties" and available at http://www.sco.ca.gov/pubs_guides.html, (Gov. Code, § 30200),

except County shall report as spent the full cost of an asset purchased with Capital Facilities and Technological Needs funds.

8) Department Compliance Investigations:

DHCS may investigate County's performance of the Mental Health Services Act related provisions of this Agreement and compliance with the provisions of the Mental Health Services Act, and relevant regulations. In conducting such an investigation, DHCS may inspect and copy books, records, papers, accounts, documents and any writing, as defined by Evidence Code section 250, that is pertinent or material to the investigation of the County. For purposes of this Paragraph, "provider" means any person or entity that provides services, goods, supplies or merchandise, which are directly or indirectly funded pursuant to MHSA. (Gov. Code, §§ 11180, 11181, & 11182; Welf. & Inst. Code, §§ 5651, subd. (b)(9), 5897, subd. (d), & 14124.2.)

9) County Breach, Plan of Correction and Withholding of State Mental Health Funds:

- a. If DHCS determines that County is out-of-compliance with the Mental Health Services Act related provisions of this Agreement, DHCS may request that County submit a plan of correction, including a specific timeline to correct the deficiencies, to DHCS. (Welf. & Inst. Code, § 5897, subd. (e).)
- b. In accordance with Welfare and Institutions Code section 5655, if DHCS considers County to be substantially out-of-compliance with any provision of the Mental Health Services Act or relevant regulations, including all reporting requirements, other than timely submission of a complete Revenue and Expenditure Report, the director shall order County to appear at a hearing before the Director or the Director's designee to show cause why the Department should not take administrative action. County shall be given at least twenty (20) days' notice before the hearing.
- c. If the Director determines that there is or has been a failure, in a substantial manner, on the part of County to comply with any provision of the Welfare and Institutions Code or its implementing regulations, and that administrative sanctions are necessary, the Department may

invoke any, or any combination of, the following sanctions per Welfare and Institutions Code section 5655:

- 1) Withhold part or all State mental health funds from County.
- 2) Require County to enter into negotiations with DHCS to agree on a plan for County to address County's non-compliance.
- 3) Bring an action in mandamus or any other action in court as may be appropriate to compel compliance. Any action filed in accordance with the section shall be entitled to a preference in setting a date for hearing.

B. BRONZAN-McCORQUODALE ACT

1) Description

The Bronzan-McCorquodale Act realigned responsibility for administration of community mental health services, for the indigent population, to counties (Welf. & Inst. Code, § 5600) and provided a dedicated funding source. The County's primary goal in using the funds is to provide an array of treatment options to seriously emotionally disturbed children and adults who have a serious mental disorder, in every geographic area, to the extent resources are available to the County. (Welf. & Inst. Code, §§ 5600.3, 5600.35, 5600.4) The mission of California's mental health system shall be to enable persons experiencing severe and disabling mental illnesses and children with serious emotional disturbances to access services and programs that assist them, in a manner tailored to each individual, to better control their illness, to achieve their personal goals, and to develop skills and supports leading to their living the most constructive and satisfying lives possible in the least restrictive available settings. (Welf. & Inst. Code, § 5600.1)

2) County Obligations

County shall comply with all requirements in the Bronzan McCorquodale Act (Welf. & Inst. Code, § 5600 et. Seq.) and specifically, county shall comply with the following:

- a. County shall fund children's services pursuant to the requirements of Welfare and Institutions Code sections 5704.5 and 5704.6.
- b. County shall comply with reporting requirements developed by the Department. (Welf. & Inst. Code, §§ 5610, 5664, 5614, subd. (b)(4))
- c. To the extent resources are available, County shall maintain the program principles and array of treatment options required under

Welfare and Institutions Code sections 5600.2 to 5600.9, inclusive.
(Welf. & Inst. Code, § 5614, subd. (b)(4))

- d. County shall report data to the state required by the performance outcome systems for adults and children. (Welf. & Inst. Code, §§ 5610, 5664, 5614, subd. (b)(6))

C. LANTERMAN-PETRIS-SHORT ACT

1) Description

The LPS Act was enacted to end indefinite involuntary commitment of persons with mental health disorders and to provide prompt evaluation and treatment, to establish consistent personal rights standards, and to provide services in the least restrictive setting for individuals served under the Act. (Welf. & Inst. Code § 5001.) Pursuant to Welfare and Institutions Code section 5400, DHCS administers the LPS Act and may adopt standards as necessary.

2) Reporting and Data Submission Requirements

- a. The County shall maintain data on the number of persons admitted for 72-hour evaluation and treatment, 14-day and 30-day periods of intensive treatment, and 180-day post-certification intensive treatment, the number of persons transferred to mental health facilities pursuant to Section 4011.6 of the Penal Code, the number of persons for whom temporary conservatorships are established, and the number of persons for whom conservatorships are established in the County. (Welf. & Inst. Code § 5402, subds. (a)-(b).) Upon request from DHCS, the County shall provide the aforementioned data or other information, records, and reports, which DHCS deems necessary for the purposes of Welfare and Institutions Code section 5402. (*Id.* at subd. (b).)
- b. The County shall maintain data on the number of persons whose rights were denied under the LPS Act and the right or rights which were denied. Quarterly, the County shall provide DHCS with a report of the number of persons whose rights were denied under the LPS Act and

shall identify the right or rights which were denied. (Welf. & Inst. Code § 5326.1.)

- c. The County shall collect information and submit reports to DHCS as specified in Welfare and Institutions Code section 5326.15, subdivision (a).

3) Laura's Law

If the County operates an Assisted Outpatient Treatment Program pursuant to Welfare and Institution Code, Division 5, Part 1, Chapter 2, Article 9, (Laura's Law), it shall be required to comply with all applicable statutes including, but not limited to, Welfare and Institutions Code sections 5345 through 5349.5, inclusive. In addition, a County that has a Laura's Law program shall:

- a. Maintain and provide data to DHCS regarding the services the county provides under Laura's Law. (Welf. & Inst. Code § 5348 (d).) The report shall include an evaluation of the effectiveness of the strategies employed by each program in reducing homelessness and hospitalization of persons in the program and in reducing involvement with local law enforcement by persons in the program. The County shall maintain and include in the report to DHCS all of the information enumerated in Welfare and Institutions Code section 5348, subdivision (d), paragraphs (1) through (14).
- b. Pay for the provision of services under Welfare and Institutions Code sections 5347 and 5348 using funds distributed to the counties from the Mental Health Subaccount, the Mental Health Equity Subaccount, and the Vehicle License Collection Account of the Local Revenue Fund, funds from the Mental Health Account and the Behavioral Health Subaccount within the Support Services Account of the Local Revenue Fund 2011, funds from the Mental Health Services Fund when included in county plans pursuant to Section 5847, and any other funds from which the Controller makes distributions to the counties for those purposes. (Welf. & Inst. Code § 5349.)

D. PROJECTS FOR ASSISTANCE IN TRANSITION FROM HOMELESSNESS PROGRAM (42 U.S.C. §§ 290cc-21 -290cc-35, inclusive)

Pursuant to Title 42 of the United States Code, sections 290cc-21 through 290cc-35, inclusive, the State of California has been awarded federal homeless funds through the federal McKinney Projects for Assistance in Transition from Homelessness (PATH) formula grant. The PATH grant funds community based outreach, mental health and substance abuse referral/treatment, case management and other support services, as well as a limited set of housing services for the homeless mentally ill.

County shall submit its Request for Application (RFA) responses and required documentation specified in DHCS' RFA to receive PATH funds. County shall complete its RFA responses in accordance with the instructions, enclosures and attachments available on the DHCS website at:

<http://www.dhcs.ca.gov/services/MH/Pages/PATH.aspx>.

If County applied for and DHCS approved its request to receive PATH grant funds, the RFA, County's RFA responses and required documentation, and DHCS' approval constitute provisions of this Agreement and are incorporated by reference herein. County shall comply with all provisions of the RFA and the County's RFA responses.

The PATH grant is a federal award within the meaning of Title 2 Code of Federal Regulations part 200. This contract is a subaward to County. County is a subrecipient and subject to all applicable requirements in Title 2 Code of Federal Regulations part 200 and Title 45 Code of Federal Regulations part 75, including, but not limited to, the County requirement to have a single audit performed for PATH funds in accordance with the audit requirements in Title 2 Code of Federal Regulations part 200, subpart F, or Title 45 Code of Federal Regulations part 75.

E. COMMUNITY MENTAL HEALTH SERVICES GRANT PROGRAM (42 U.S.C. § 300x-1 et seq.)

Pursuant to Title 42 United States Code section 300x-1 et seq., the State of California has been awarded the federal Community Mental Health Services Block Grant funds (known as Mental Health Block Grant (MHBG)). County mental health agencies utilize MHBG funding to provide a broad array of mental health services within their mental health system of care (SOC) programs. These programs provide services to the following target populations: children and youth with serious emotional disturbances (SED) and adults and older adults with serious mental illnesses (SMI).

County shall submit its RFA responses and required documentation specified in DHCS' RFA to receive MHBG funding. County shall complete its RFA responses in

accordance with the instructions, enclosures and attachments, ~~available on the DHCS website at:~~

~~<http://www.dhcs.ca.gov/services/MH/Pages/MHBG.aspx>~~

If County applied for and DHCS approved its request to receive MHBG grant funds, the RFA, County's RFA responses and required documentation, and DHCS' approval constitute provisions of this Agreement and are incorporated by reference herein. County shall comply with all provisions of the RFA and the County's RFA responses.

The MHBG is a federal award within the meaning of Title 2 Code of Federal Regulations part 200. This contract is a subaward to County. County is a subrecipient and subject to all applicable requirements in Title 2 Code of Federal Regulations part 200 and Title 45 Code of Federal Regulations part 75, including, but not limited to, the County requirement to have a single audit performed for MHBG funds in accordance with the audit requirements in Title 2 Code of Federal Regulations part 200, subpart F, or Title 45 Code of Federal Regulations part 75.

F. SUBSTANCE ABUSE PREVENTION AND TREATMENT BLOCK GRANT PROGRAM (42 U.S.C. § 300x-1 et seq.)

Pursuant to Title 42 United States Code section 300x-1 et seq., the State of California has been awarded the federal Substance Abuse Treatment and Prevention Block Grant funds (known as SABG). County Alcohol and Other Drug Programs utilize SABG funding to provide a broad array of alcohol and other drug program treatment and prevention services within their system of care (SOC) programs.

If County applied for, and DHCS approved its request to receive SABG funds, the RFA, County's RFA responses and required documentation, and DHCS' approval constitute provisions of this Agreement and are incorporated by reference herein. County shall comply with all provisions of the RFA and the County's RFA responses.

County shall submit its RFA responses and required documentation specified in DHCS' RFA to receive SABG funding. County shall complete its RFA responses in accordance with the instructions, enclosures and attachments.

The SABG is a federal award within the meaning of Title 2 Code of Federal Regulations part 200. This contract is a subaward to County. County is a subrecipient and subject to all applicable requirements in Title 2 Code of Federal Regulations part 200 and Title 45 Code of Federal Regulations part 75, including, but not limited to, the County requirement to have a single audit performed for SABG funds in accordance with the audit requirements in Title 2

Code of Federal Regulations part 200, subpart F, or Title 45 Code of Federal Regulations part 75.

G. CRISIS COUNSELING ASSISTANCE AND TRAINING PROGRAM (42 U.S.C. § 5183)

Pursuant to Title 42 United States Code section 5183, and upon the issuance of a Presidential declaration of a major disaster, the State of California may be awarded Federal Emergency Management Agency (FEMA) funding for the Crisis Counseling Assistance and Training Program (CCP). The CCP supports short-term interventions that involve assisting disaster survivors in understanding their current situation and reactions, mitigating stress, developing coping strategies, providing emotional support, and encouraging linkages with other individuals and agencies that help survivors in their recovery process. These funds are used to provide services to all individuals affected during a disaster.

- 1) The CCP is comprised of three funding terms:
 - a. Immediate Services Program (ISP) – Funding is provided for the CCP for 60 days from the date of the Presidential declaration;
 - b. Immediate Services Program Extension (ISP Extension) – Funding is provided to cover the period from the day after the end of the ISP to the award date of the Regular Services Program (RSP).
 - c. Regular Services Program (RSP) – Funding is provided for 9 months from award date to continue and expand the provision of crisis counseling program services.
- 2) Participation in the CCP is optional. County's request to the State of California that it apply for CCP funding on behalf of the County shall be County's agreement to comply with all applicable federal and State requirements, including the FEMA or Substance Abuse and Mental Health Services Administration (SAMHSA) approved funding application and budget; applicable requirements in the Notice of Award (from FEMA or SAMHSA) to the State, including special and standard program conditions or terms, supplemental grant information, and the federal Health and Human Services Grants Policy Statement; 44 Code of Federal Regulations part 206.171, 42 Code of Federal Regulations part 38 and FEMA or SAMHSA CCP secondary guidance that is in effect on the date County receives the award of funding.
- 3) The CCP is a federal award within the meaning of Title 2 Code of Federal Regulations part 200. This contract is a subaward to County. County is a subrecipient and subject to all applicable requirements in Title 2 Code of Federal Regulations part 200 and Title 45 Code of Federal Regulations part 75, including, but not limited to, the County requirement to have a single audit

performed for CCP funds in accordance with the audit requirements in Title 2 Code of Federal Regulations part 200, subpart F, or Title 45 Code of Federal Regulations part 75. CCP Funding shall not be used to supplant existing resources. County expenditure of CCP Funds are subject to State and federal oversight, including on-sight program performance reviews and federal audits. (44 C.F.R. § 206.171(k) & 42 C.F.R. § 38.9.)

- 4) For reference, FEMA Crisis Counseling Assistance and Training Program (FEMA secondary guidance), is accessible at the following link:
<https://www.samhsa.gov/dtac/ccp-toolkit>.

7. Reporting and Data Submission Requirements

County shall comply with all data and information submission requirements specified in this Agreement.

- A. County shall provide all applicable data and information required by federal and/or State law in order to receive any funds to pay for its MHSA programs, PATH grant (if the County receives funds from this grant), MHBG grant (if the County receives funds from this grant), **SABG grant (if the County receives funds from this grant)**, CCP program, or County provision of community mental health services provided with 1991 realignment funds (other than Medi-Cal). These federal and State laws include Title 42 of the United States Code, sections 290cc-21 through ~~290cc-35~~ **290ee-10** and 300x through ~~300x-9~~ **300x-68**, inclusive, Welfare & Institutions Code sections 5610 and 5664 and the regulations that implement, interpret or make specific, these federal and State laws and any DHCS-issued guidelines that relate to the programs or services.
- B. County shall comply with DHCS reporting requirements related to the County's receipt of federal or State funding for mental/**behavioral** health programs. County shall submit complete and accurate information to DHCS, and as applicable the Mental Health Services Oversight and Accountability Commission, including, but not limited, to the following:
 - 1) Client and Service Information (CSI) System Data, as specified in Title 9 of the California Code of Regulations, section 3530.10. (See also section 7, subparagraph (C) of this Agreement.)
 - 2) MHSA Quarterly Progress Reports, as specified in the California Code of Regulations, Title 9, section 3530.20. MHSA Quarterly Progress Reports

provide the actual number of clients served by MHSA-funded program. Reports are submitted on a quarterly basis.

- 3) Full Service Partnership Performance Outcome data, as specified in the California Code of Regulations, Title 9, section 3530.30.
 - 4) Consumer Perception Survey data, as specified in the California Code of Regulations, Title 9, section 3530.40.
 - 5) The Annual Mental Health Services Act Revenue and Expenditure Report, as specified in Welfare and Institutions Code section 5899, subdivision (a), and the California Code of Regulations, Title 9, sections 3510, 3510.010, and 3510.020 and DHCS-issued guidelines.
 - 6) Innovative Project Reports (annual, final and supplements), as specified in the California Code of Regulations, Title 9, sections 3580 through 3580.020.
 - 7) The Annual Prevention and Early Intervention report, as specified in the California Code of Regulations, Title 9, sections 3560 and 3560.010.
 - 8) Three Year Program and Evaluation Reports, as specified in the California Code of Regulations, Title 9, sections 3560 and 3560.020.
 - 9) **Cooccurring Mental Health and Substance Use Disorder Assessments in accordance with Welfare & Institutions Code section 5891.5.**
- C. County shall submit CSI data to DHCS, in accordance with Title 9 of the California Code of Regulations, section 3530.10, and according to the specifications set forth in DHCS' CSI Data Dictionary. County shall:
- i. Report complete and accurate monthly CSI data to DHCS within 60 calendar days after the end of the month in which services were provided.
 - ii. If complete and accurate data are not reported within 60 calendar days, the county must be in compliance with an approved plan of correction..
 - iii. Make diligent efforts to minimize errors on the CSI error file.
 - iv. Correct all errors on the CSI error file.
 - v. Notify DHCS 90 calendar days prior to any change in reporting system and/or change of automated system vendor.
- D. In the event that DHCS or County determines that, due to federal or State law changes or business requirements, an amendment is needed of either County's or DHCS' obligations under this contract relating to either DHCS' or County's

information needs, both DHCS and County agree to provide notice to the other party as soon as feasible prior to implementation. This notice shall include information and comments regarding the anticipated requirements and impacts of the projected changes. DHCS and County agree to meet and discuss the design, development, and costs of the anticipated changes prior to implementation.

- E. For all mental health funding sources received by County that require submission of a cost report, County shall submit a fiscal year-end cost report by December 31 following the close of the fiscal year in accordance with applicable federal and State law, regulations and DHCS-issued guidelines. (Welf. & Inst. Code § 5705; Cal. Code Regs., tit. 9, §§ 3500, 3505.) The cost report shall be certified as true and correct, and with respect to Local Mental Health Service Fund moneys, that the County is in compliance with the California Code of Regulations, Title 9, section 3410, Non-Supplant. The certification must be completed by the Behavioral Health Director and one of the following: the County mental health department's chief financial officer (or equivalent), an individual who has delegated authority to sign for and reports directly to the County mental health department's chief financial officer (or equivalent), or the County's auditor-controller (or equivalent). Data submitted shall be full and complete. County shall also submit a reconciled cost report certified by the Behavioral Health Director and the County's auditor-controller as being true and correct no later than 18 months after the close of the following fiscal year.
- F. If applicable to a specific federal or State funding source covered by this Agreement, County shall require each of its subcontractors to submit a fiscal year-end cost report to DHCS no later than December 31 following the close of the fiscal year, in accordance with applicable federal and State laws, regulations, and DHCS-issued guidelines.

8. Special Terms and Conditions

A. Audit and Record Retention

(Applicable to agreements in excess of \$10,000)

- 1) County and/or Subcontractor(s) shall maintain records, including books, documents, and other evidence, accounting procedures and practices, sufficient to properly support all direct and indirect costs of whatever nature claimed to have been incurred in the performance of this Agreement,

including any matching costs and expenses. The forgoing constitutes "records" for the purpose of this provision.

- 2) County's and/or Subcontractor's facility or office or such part thereof as may be engaged in the performance of this Agreement and his/her records shall be subject at all reasonable times to inspection, audit, and reproduction.
- 3) County agrees that DHCS, the Department of General Services, the Bureau of State Audits, or their designated representatives including the Comptroller General of the United States, shall have the right to review and copy any records and supporting documentation pertaining to the performance of this Agreement. County agrees to allow the auditor(s) access to such records during normal business hours and to allow interviews of any employees who might reasonably have information related to such records. Further, County agrees to include a similar right of the State to audit records and interview staff in any subcontract related to performance of this Agreement.
- 4) County and/or Subcontractor(s) shall preserve and make available his/her records (1) for a period of ten years from the date of final payment under this Agreement, and (2) for such longer period, if any, as is required by applicable statute, by any other provision of this Agreement, or by subparagraphs (a) or (b) below.
 - a. If this Agreement is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of three years from the date of any resulting final settlement.
 - b. If any litigation, claim, negotiation, audit, or other action involving the records has been started before the expiration of the ten-year period, the records shall be retained until completion of the action and resolution of all issues which arise from it, or until the end of the regular ten-year period, whichever is later.
- 5) County and/or Subcontractor(s) may, at its discretion, following receipt of final payment under this Agreement, reduce its accounts, books, and records related to this Agreement to microfilm, computer disk, CD ROM, DVD, or other data storage medium. Upon request by an authorized representative to inspect, audit or obtain copies of said records, County and/or Subcontractor(s) must supply or make available applicable devices, hardware, and/or software necessary to view, copy, and/or print said records.

Applicable devices may include, but are not limited to, microfilm readers and microfilm printers, etc.

- 6) County shall, if applicable, comply with the Single Audit Act and the audit reporting requirements set forth in 2 Code of Federal Regulations part 200.
- B. Dispute Resolution Process for Projects for Assistance in Transition from Homelessness Program Grant, ~~and~~ Community Mental Health Services Grant Program, **and Substance Abuse Prevention and Treatment Block Grant Program**

If a dispute arises between the Contractor and DHCS regarding Contractor compliance with Section 6 of this Agreement, subparagraph ~~BD~~, Projects for Assistance in Transition from Homelessness Program, ~~or~~ subparagraph ~~CE~~, Community Mental Health Services Grant Program, **or subparagraph F, Substance Abuse Prevention and Treatment Block Grant Program,** the Contractor must seek resolution using the process outlined below.

- 1) The Contractor must first informally discuss the problem with the DHCS Project Representative listed in subparagraph 3 below. If the parties are unable to resolve the problem informally, the Contractor must mail a written Statement of Dispute, with supporting evidence, to DHCS at the address listed in subparagraph 3 below. The Statement of Dispute must describe the issues in dispute, the legal authority or other basis for the Contractor's position, and the remedy sought.
- 2) The Branch Chief of DHCS' Mental Health Management and Outcomes Reporting Branch will decide the dispute and mail a written decision to the Contractor within twenty (20) working days of receiving the Statement of Dispute from the Contractor. The decision will be in writing, resolve the dispute and include a statement of the reasons for the decision that addresses each issue raised by the Contractor. If applicable, the decision will also indicate any action Contractor must take to comply with the decision.

The Branch Chief's decision shall be the final administrative determination of DHCS.

- 3) Unless otherwise agreed to in writing by DHCS, the Statement of Dispute, supporting documentation, and all correspondence and documents related to the dispute resolution process shall be directed to the following:

Department of Health Care Services

Behavioral Health – Community Services Division/~~Contracts and Grants Management~~
Section **Federal Grants Section**

Attention: Casey Heinzen
1500 Capitol Avenue, MS ~~2704~~**2624**
P.O. Box Number 997413
Sacramento, CA, 95899-7413

C. Novation

If County proposes any novation agreement, DHCS shall act upon the proposal within 60 days after receipt of the written proposal. DHCS may review and consider the proposal, consult and negotiate with County, and accept or reject all or part of the proposal. Acceptance or rejection of the proposal may be made orally within the 60-day period and confirmed in writing within five days of said decision. Upon written acceptance of the proposal, DHCS will initiate an amendment to this Agreement to formally implement the approved proposal.

D. Welfare and Institutions Code section 5751.7 Waiver

- 1) County shall comply with Welfare and Institutions Code section 5751.7 and ensure that minors are not admitted into inpatient psychiatric treatment with adults. If this requirement creates undue hardship to County due to inadequate or unavailable alternative resources, County may request a waiver of this requirement. County shall submit the waiver request on Attachment I of this Agreement to DHCS.
- 2) DHCS shall review County's waiver request and provide a written notice of approval or denial of the waiver. If County's waiver request is denied, County shall prohibit health facilities from admitting minors into psychiatric treatment with adults.
- 3) County shall submit the waiver request to DHCS at the time County submits this Agreement, signed by County, to DHCS for execution. County shall complete Attachment I and attach it to this Agreement. See Exhibit A,

Attachment I, entitled "Request For Waiver" of this Agreement for additional submission information.

- 4) Execution of this Agreement by DHCS shall not constitute approval of a waiver submitted pursuant to this section.
- 5) Any waiver granted in the prior fiscal year's Agreement shall be deemed to continue until either party chooses to discontinue it, as specified in Exhibit A, Attachment I. Execution of this Agreement shall continue independently of the waiver review and approval process.
- 6) In unusual or emergency circumstances, when County needs to request waivers after the annual Performance Contract has been executed, these requests should be e-mailed, with the subject line "Performance Contract: Unusual or Emergency Circumstances", immediately to:

California Department of Health Care Services
Behavioral Health – Community Services Division
~~Operations Branch~~ **Community Support Branch**
~~Contracts and Grants Management Section~~ **Policy, Monitoring, & Finance Section**
e-mail: MHSa@dhcs.ca.gov.

- 7) Each admission of a minor to a facility that has an approved waiver shall be reported to the Local Behavioral Health Director.

E. Americans with Disabilities Act

Contractor agrees to ensure that deliverables developed and produced pursuant to this Agreement shall comply with the accessibility requirements of section 508 of the Rehabilitation Act and the Americans with Disabilities Act of 1973 as amended (29 U.S.C. § 794(d)), and regulations implementing that Act as set forth in Part 1194 of Title 36 of the Code of Federal Regulations. In 1998, Congress amended the Rehabilitation Act of 1973 to require federal agencies to make their electronic and information technology (EIT) accessible to people with disabilities. California Government Code section 11135 codifies section 508 of the Act requiring accessibility of electronic and information technology.

F. Change in County Behavioral Health Director

County agrees to notify DHCS immediately if there is any change in the position of the County Behavioral Health Director. County shall provide DHCS the contact information for any new County Behavioral Health Director appointed.

1. **Budget Contingency Clause**

- A. It is mutually agreed that if the Budget Act of the current year and/or any subsequent years covered under this Agreement does not appropriate sufficient funds for the program, this Agreement shall be of no further force and effect. In this event, DHCS shall have no liability to pay any funds whatsoever to ~~Mono County Mental Health Services~~ **Contractor** or to furnish any other considerations under this Agreement and ~~Mono County Mental Health Services~~ **Contractor** shall not be obligated to perform any provisions of this Agreement.

- B. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, DHCS shall have the option to either cancel this Agreement with no liability occurring to DHCS, or offer an agreement amendment to ~~Mono County Mental Health Services~~ **Contractor** to reflect the reduced amount.



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Training Funds Request for
Supervisor-Elect Duggan

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Under State law and the County Code, upon request of a Supervisor-Elect, county general fund moneys may be used prior to the assumption of office by that Supervisor-elect, for training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees.

RECOMMENDED ACTION:

Approve request for training funds, not to exceed \$1,000, for Supervisor-Elect Duggan to attend relevant professional training and orientation including the payment of course fees, travel and per diem expenses, course materials, and consultant fees between December 8, 2020 and January 4, 2021.

FISCAL IMPACT:

Not to exceed \$1,000, which is included in the Board of Supervisors travel, conferences and training budget for FY 2020-2021.

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 760-932-5534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
No Attachments Available

History

Time	Who	Approval
12/4/2020 8:46 AM	County Administrative Office	Yes
12/3/2020 4:25 PM	County Counsel	Yes
12/3/2020 2:40 PM	Finance	Yes



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Fish and Game Commission Notice
re: Adoption of Regulatory Language

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Fish and Game Commission notice stating that the regulatory action relative to amending sections 3.00, 4.00, 5.00, 5.41, 5.85, 7.00, 7.50, 8.10, and adding sections 5.84, 5.89, 7.40, identified in Title 14, California Code of Regulations, which first appeared in the California Regulatory Notice Register on July 7, 2020; relating to Simplification of Statewide Inland Sport Fishing Regulations was adopted on October 14, 2020.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 760-932-5534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p> Notice</p>

History

Time	Who	Approval
12/3/2020 7:49 AM	County Administrative Office	Yes
12/2/2020 9:12 AM	County Counsel	Yes
11/25/2020 9:45 AM	Finance	Yes

Commissioners
Eric Sklar, President
Saint Helena

Samantha Murray, Vice President
Del Mar

Jacque Hostler-Carmesin, Member
McKinleyville

Peter S. Silva, Member
Jamul

Vacant, Member

STATE OF CALIFORNIA
Gavin Newsom, Governor

Fish and Game Commission



*Celebrating 150 Years of
Wildlife Heritage and Conservation!*

Melissa Miller-Henson
Executive Director
P.O. Box 944209
Sacramento, CA 94244-2090
(916) 653-4899
fgc@fgc.ca.gov
www.fgc.ca.gov

November 5, 2020

15-DAY NOTICE TO ALL INTERESTED AND AFFECTED PARTIES:

This is to provide notice that the regulatory action relative to amending sections 3.00, 4.00, 5.00, 5.41, 5.85, 7.00, 7.50, 8.10, and adding sections 5.84, 5.89, 7.40, identified in Title 14, California Code of Regulations, which first appeared in the California Regulatory Notice Register on July 7, 2020; relating to Simplification of Statewide Inland Sport Fishing Regulations was adopted on October 14, 2020.

Additional Option for the Truckee River

The original rulemaking proposal included two options for the Truckee River: one proposed by California Department of Fish and Wildlife (DFW) and one proposed by a member of the public. At the August 19-20, 2020 discussion hearing, Commission staff announced to the Commission that representatives of the Department of Fish and Wildlife, Commission staff, and Montna Farms had reached a compromise using the two options, and “no change” language. This new alternative was described in detail to the Commission at its August 20, 2020 meeting. Further, in written staff summary materials for the October 14, 2020 adoption hearing and provided 15 days before the meeting, Commission staff indicated that it supported incorporation of the compromise into the final regulation.

When the compromise was introduced to the Commission, it was embodied in a written staff summary as: “Since the notice hearing, DFW staff, FGC staff, and representatives of Montna Farms have met in an effort to identify a compromise between the two options that protects trout while also retaining opportunity; all support a zero bag limit from the confluence of Trout Creek downstream to the mouth of Prosser Creek and a two fish bag limit from the mouth of Prosser Creek downstream to the Nevada state line for part of the year, using particular artificial gear.”

Likewise, the compromise was verbally summarized to the Commission as: “...a zero-bag limit from the confluence of trout Creek downstream to the mouth of Prosser Creek, and a two fish bag limit for at least part of the year from the mouth of Prosser Creek to the Nevada State line. And there are certain gear restrictions that are associated with each of those waters.”

During public comment George Osborn, a party to the compromise negotiations speaking on behalf of Montna Farms, expanded on the compromise thusly: “Under the compromise there is no take all year, [and] barbless flies were required for the entire stretch. Under the existing

regulations there is a two fish daily bag limit in the summer and barbless flies are required for only a portion of this stretch. For the stretch of river between Prosser Creek and [the Nevada] state line. The compromise retains the existing requirement for barbless lures in the winter and no take in the winter...but accepts the Department's proposed change that would allow barbed hooks in the summer, along with the existing two fish daily bag summer limit.”

Adoption

At the adoption hearing, the Preadoption Statement of Reasons (PSOR) and regulatory text were presented as exhibits for approval by the Commission. At the adoption hearing the Commission and public received a verbal reminder of the Truckee compromise alternative by Commission staff and the public. The Commission adopted the proposed regulation, with the understanding that the included exhibits encapsulated the compromise option, which was explained by Commission staff during the meeting and in the written materials.

The compromise was clearly indicated in the PSOR, but the regulatory text retained both options 1 and 2, as well as existing language, all open to full consideration by the Commission at the adoption hearing. The Commission understood the compromise from all materials and discussions, but the actual intended regulatory language-under consideration by, and ultimately adopted by the Commission may have been unclear to the public. The Commission is issuing this notice to clarify the actual regulatory language that was adopted on October 14, 2020.

Additional information and associated documents may be found on the Fish and Game Commission website at <https://fgc.ca.gov/Regulations/2020-New-and-Proposed>.

Please direct questions on the adopted regulations to FGC@fgc.ca.gov

Sincerely,

A handwritten signature in blue ink, appearing to read "Jon D. Snellstrom", written over a circular scribble.

Jon D. Snellstrom
Associate Governmental Program Analyst

Attachment

Adopted Regulatory Language

Section 3.00, Title 14, CCR, is amended to read:

§ 3.00. Fishing Hours.

(a) Day Defined: One hour before sunrise to one hour after sunset. Remaining hours are night.

(b) All fish may be taken day or night, except as follows:

(1) WATERS WITH RESTRICTED FISHING HOURS FOR ALL SPECIES:

(A) American River between Business 80 and Nimbus Dam (Sacramento Co.): Night fishing prohibited.

(B) Heenan Lake, (Alpine Co.): See section 7.50(b)(76)(A)(56).

(C) Mono Co.: Night fishing is prohibited in all Mono Co. waters except Topaz Lake, where fishing is prohibited from two hours after sunset to one hour before sunrise.

(D) Tahoe Lake (Placer and El Dorado ~~Cos.~~): Fishing is prohibited from two hours after sunset to one hour before sunrise.

(2) WATERS WHERE NIGHT AND DAY FISHING IS ALLOWED, BUT NO TROUT OR SALMON MAY BE TAKEN AT NIGHT:

(A) North Coast District

(B) North Central District, all waters except no fishing hour restrictions at Berryessa Lake (Napa Co.) and Mendocino Lake (Mendocino Co.)

(C) South Central District, all waters except no fishing hour restrictions at Coyote Lake (Santa Clara Co.)

(D) Valley District, north of Interstate 80, all waters except no fishing hour restrictions at Camp Far West Lake (Nevada, Placer, and Yuba cos.), Collins Lake (Yuba Co.), Oroville Lake (Butte Co.) and Wildwood Lake (Nevada Co.)

(E) Shasta, Siskiyou, Lassen, and Tehama Cos. ~~counties~~.

Also, see Section 27.56.

Note: Authority cited: Sections 200, 205, 265, 270 and 275, Fish and Game Code. Reference: Sections 110, 200 and 205, Fish and Game Code.

Adopted Regulatory Language

Section 4.00, Title 14, CCR, is amended to read:

§ 4.00. Bait - General.

Legally acquired and possessed invertebrates, mollusks, crustaceans, amphibians (except salamanders), fish eggs and treated and processed foods may be used for bait, except:

(a) No species specified as endangered, threatened, candidate, fully-protected, or otherwise protected under state and federal law may be used as bait.

(b) No salamander may be used as bait. See section 5.05 for other amphibians that may be used as bait.

(c) See Section 5.35 for restrictions on crayfish;

(d) See Section 7.50(b)(~~7455~~) for restriction on bait collecting on Hat Creek;

(e) No trout may be maintained or possessed in a live condition in any container on or attached to any boat;

(f) Except for restrictions listed under special regulations, dead ocean fish may be used as bait statewide. This section supersedes the provisions of sections 4.10, 4.15, 4.20, 4.25 and 4.30.

Note: Authority cited: Sections 200, 205 and 265, Fish and Game Code. Reference: Sections 200, 201, 205, 265 and 5505, Fish and Game Code.

Adopted Regulatory Language

Section 5.00, Title 14, CCR, is amended to read:

§ 5.00. Black Bass.

It is unlawful to take or possess black bass except as provided below in this section:

(Note: Some waters are closed to all fishing under sections 7.40 and 7.50.)

(a) General Statewide Regulations:

(1) Lakes/Reservoirs and the Sacramento-San Joaquin Delta: The following waters, except for those listed in subsection (b) Special Regulations (below), are open to fishing all year, with a 12-inch total length minimum size limit and a five-fish daily bag limit: All lakes and reservoirs in the State, and the Sacramento-San Joaquin River Delta, (see Section 1.71 for definition of the Delta).

(2) Rivers/Streams and Private Ponds: Rivers, streams, canals, and lakes or ponds entirely on private lands, which are not listed in subsection (b) Special Regulations (below), are open all year with no size limit and a five-fish daily bag limit.

(b) Special Regulations: Counties and individual waters listed below are those having regulations different from the General Statewide Restrictions in subsection (a).

DISTRICTS AND COUNTIES WITH SPECIAL REGULATIONS

Area or Body of Water	Open Season	Size (total length)	Bag Limit
DISTRICTS AND COUNTIES WITH SPECIAL REGULATIONS			
(1) Colorado River District: All waters (Bag and size limits conform with Arizona regulations.).	All year.	13-inch minimum.	6
(2) Inyo Co. unty : all streams east of Highway 395 from the southern Inyo <u>Co.</u> line north to the junction of Highway 6 and east of Highway 6 to the Mono <u>Co.</u> line-, <u>except those streams listed by name in Section 7.50(b), Special Fishing Regulations.</u>	All year.	12-inch minimum.	5
The remaining streams of Inyo <u>Co.</u> , except those waters listed in sections <u>Section 7.50(b)(82) and 7.50(b)(134), Special Fishing Regulations.</u>	Last <u>Sat.</u> in <u>Apr.</u> through Nov. 15. <u>Closed to bass fishing from Nov. 16 through the Fri. preceding the last Sat. in Apr.</u>	12-inch minimum.	5
All Lakes, Big Pine Canal, Fish Spring Canal, and Millpond in Inyo Co.	All year.	12-inch minimum.	5
(3) Lassen County: all waters.	All year.	No size limit.	5
(4) Modoc County: all waters except Dorris and Big Sage Reservoirs (see subsection (a)(1)).	All year.	No size limit.	10
(5) Mono Co.: all waters <u>streams</u> except for Fish Slough (see subsection (b)(4 <u>10</u>)) and those waters listed as closed to all fishing in Section 7.50 <u>by name in Section 7.50(b), Special Fishing Regulations.</u>	Last <u>Sat.</u> in <u>Apr.</u> through Nov. 15. <u>Closed to bass fishing from Nov. 16 through the Fri. preceding the last Sat. in Apr.</u>	No size limit.	5

(64) Plumas <u>Co.</u> : all waters.	All year.	No size limit.	5
(7) Shasta County: all lakes except Britton, Shasta and Whiskeytown lakes (see subsection (a)(1) and Big Lake (see subsection (b)(9)).	All year.	No size limit.	5

INDIVIDUAL BODIES OF WATER WITH SEPCIAL REGULATIONS

INDIVIDUAL BODIES OF WATER WITH	
SPECIAL REGULATIONS	

<u>Area or Body of Water</u>	<u>Open Season</u>	<u>Size (total length)</u>	<u>Bag Limit</u>
(85) Barrett Lake (San Diego <u>Co.</u>). (Also see Section 2.08)	All year.	No black bass shall be possessed.	0
(9) Big Lake (Shasta County) (Also see Section 7.00(b)(4))	Last Saturday in Apr through Nov. 15.	12-inch minimum	5
	Nov. 16 through last Friday in April.	No black bass shall be possessed.	0
(406) Casitas Lake (Ventura <u>Co.</u>).	All year.	12-inch minimum. No more than one over 22 inches.	5
(447) Castaic Lake (Los Angeles <u>Co.</u>).	All year.	15-inch minimum.	5
(428) Cuyamaca Lake (San Diego <u>Co.</u>).	All year.	No size limit. No smallmouth bass shall be possessed.	5
(13) Diamond Valley Lake, (Riverside County)	All year.	Largemouth bass 15-inch minimum. No smallmouth bass shall be possessed.	5
(449) Eastman Lake (Madera and Mariposa <u>Co.s</u> .) (Note: See Section 7.50(b)(62) for special area closures).	All year.	22-inch minimum.	1
(15) El Capitan Reservoir (San Diego County).	All year.	12-inch minimum.	5
(4610) Fish Slough (Mono <u>Co.</u>), except the fenced portions of Fish Slough within Owens Valley Native Fishes Sanctuaries and the BLM Spring, which are closed to all fishing all year. See Section 7.50(b)(49), Special Fishing Regulations.	All year.	No size limit.	5
(4711) Hensley Lake (Madera <u>Co.</u>).	All year.	15-inch minimum.	2
(4812) Hodges Lake (San Diego <u>Co.</u>).	All year.	15-inch minimum.	5
(4913) Isabella Lake (Kern <u>Co.</u>).	All year.	15-inch minimum.	2
(2014) Kaweah Reservoir (Tulare <u>Co.</u>).	All year.	15-inch minimum.	2

(2415) Lett's Lake (Colusa <u>Co.</u>).	All year.	No size limit.	5
(22) Perris Lake (Riverside County).	All year.	12-inch minimum.	5
(2316) Plaskett Meadows lakes, upper and lower (Glenn <u>Co.</u>).	All year.	No size limit.	5
(2417) Shaver Lake (Fresno <u>Co.</u>).	All year.	No size limit.	5
(25) Silverwood Lake (San Bernardino County).	All year.	15-inch minimum.	2
(26) Skinner Lake (Riverside County).	All year.	15-inch minimum.	2
(2718) Success Reservoir (Tulare <u>Co.</u>).	All year.	15-inch minimum.	2
(28) Trinity Lake (Trinity County).	March 1 through May 31	12-inch minimum.	2
	June 1 through last day in Feb.	12-inch minimum.	5
(29) Trout Lake (Siskiyou County).	Only weekends and Wednesdays from the last Saturday in April through Sept. 30	22-inch minimum. Only artificial lures may be used.	4
(3019) Upper Otay Lake (San Diego <u>Co.</u>). (Also see Section 2.08).	All year.	No black bass shall be possessed.	0

Note: Authority cited: Sections 200, 205, 265, 270 and 275, Fish and Game Code. Reference: Sections 200 and 205, Fish and Game Code.

Adopted Regulatory Language

Section 5.41, Title 14, CCR, is amended to read:

§ 5.41. Landlocked Salmon.

- (a) Open season: All year.
- (b) Daily bag limit: Five.
- (c) Possession limit: Ten.
- (d) Size limit: None.
- (e) ~~See exceptions in Section 7.50(b) for Bucks Lake, Lake Pardee, New Bullards Bar Reservoir, upper Scotts Flat Reservoir, and Trinity Reservoir~~Exceptions:

(1) Bucks Lake (Plumas Co.), New Bullards Bar Reservoir (Yuba Co.), Pardee Lake (Amador Co.), Upper Scotts Flat Reservoir (Nevada Co.), and Trinity Lake (Trinity Co.), which shall be subject to the following limits:

(A) Daily bag limit: Ten

(B) Possession limit: Twenty

Note: Authority cited: Sections 200, 205, 219 and 265, Fish and Game Code. Reference: Sections 200, 205 and 265, Fish and Game Code.

Adopted Regulatory Language

Section 5.84, Title 14, CCR, is added to read:

§ 5.84. Brook Trout.

(a) Open season: All year.

(b) Limit: Ten.

(c) Size limit: Less than 10 inches total length.

(d) Brook Trout bag limits may be taken in addition to the statewide trout daily bag and possession limits specified in Section 5.85.

(1) Exceptions:

(A) Red Lake in Alpine Co.

(B) All waters in Section 7.50(b), Alphabetical List of Trout Waters with Special Fishing Regulations.

Note: Authority cited: Sections 200, 205, 219, 265 and 275, Fish and Game Code. Reference: Sections 200, 205, 255, 265, 270 and 275, Fish and Game Code.

Adopted Regulatory Language

Section 5.85, Title 14, CCR, is amended to read:

§ 5.85. Trout and Salmon.

See Chapter 3, District Trout, Salmon and Special Regulations.

As used in this section, daily bag and possession limits, unless otherwise noted, mean the total number of trout in combination, including but not limited to rainbow, golden, brown, and cutthroat.

(a) General Statewide Regulations:

(1) All inland lakes, reservoirs, and ponds entirely on private lands, except those listed in Section 7.50(b), are open to fishing all year with a five-trout daily bag limit, and 10 trout possession limit.

(2) All inland streams, rivers, and canals, except those listed in Section 7.50(b), are open to fishing from the last Sat. in Apr. through Nov. 15, with a five trout daily bag limit, and 10 trout possession limit, with no gear restrictions. From Nov. 16 through the Fri. preceding the last Sat. in Apr., a 0 (zero) trout bag limit applies, and only artificial lures with barbless hooks may be used. In waters where the bag limit for trout is 0 (zero), trout must be released unharmed, and should not be removed from the water.

(3) Exceptions:

(A) All waters in Section 7.50(b), Alphabetical List of Trout Waters with Special Fishing Regulations, are those having regulations different from the General Statewide Regulations for trout.

(B) Brook Trout bag and possession limits may be taken in addition to the statewide trout daily bag and possession limits. See Section 5.84.

Note: Authority cited: Sections 200, 205, 219, 265 and 275, Fish and Game Code. Reference: Sections 200, 205, 255, 265, 270 and 275, Fish and Game Code.

Adopted Regulatory Language

Section 5.89, Title 14, CCR, is added to read:

§ 5.89. Salmon

See Chapter 3, Trout, Salmon and Special Regulations

Note Authority cited: Sections 200, 205, 219, 265 and 275, Fish and Game Code. Reference: Sections 200, 205, 255, 265, 270 and 275, Fish and Game Code.

Adopted Regulatory Language

Section 7.00, Title 14, CCR, is amended to read:

§ 7.00. District General Regulations

Unless otherwise provided, waters shown as open to hatchery trout and hatchery steelhead fishing in subsections (a) through (g) below, are open to fishing for other species. Gear restrictions listed in this section apply to the take of all species of fish unless otherwise noted. Every body of water listed in subsections (a) through (g) of Section 7.00 (below) is closed to all fishing, except during the open season as shown. Unless otherwise provided, waters closed to hatchery trout and hatchery steelhead fishing are closed to fishing for all other species, except that these closures do not apply to fishing for amphibians (see Section 5.05), freshwater clams (see Section 5.20), crayfish (see Section 5.35), and lamprey (see Section 5.40), using legal fishing methods other than hook-and-line fishing, and saltwater clams, crabs, ghost shrimp, and blue mud shrimp (see Ocean Regulations Booklet ~~Sections~~ sections 29.20 to 29.87). Crabs may only be taken using hoop nets or by hand, and Dungeness crab may only be taken within the North Coast District and Sonoma and Mendocino ~~Cos.~~ counties.

Daily bag and possession limits, unless otherwise provided, mean the total number of hatchery trout and hatchery steelhead. Unless otherwise provided, no more than one daily bag limit may be possessed. Coho (silver) Salmon may not be taken in any of the waters of the State. Incidentally hooked Coho (silver) Salmon must be immediately released unharmed to the waters where they are hooked. In waters where the bag limit for hatchery trout and hatchery steelhead is zero, fish for which the bag limit is zero must be released unharmed, and should not be removed from the water.

These waters may also be subject to restrictions on fishing methods and gear (sections 2.00 through 2.45), fishing hours (~~section~~ Section 3.00), and the use of bait (sections 4.00 through 4.30).

(a) North Coast District

<i>District/Water</i>	<i>Open Season <u>and</u> Special Restrictions</i>	<i>Daily Bag and Possession Limit</i>
(a) North Coast District		
(1) All lakes and reservoirs except those listed by name in the Special Regulations.	All year.	5 trout per day. 10 trout in possession.
(2) Anadromous waters of the Klamath and Trinity River <u>systems</u>, and those entering the ocean south of Humboldt Bay, which are not listed in the Special Regulations.	Closed to all fishing all year.	
(3) All anadromous waters tributary to Humboldt Bay, and north of Humboldt Bay, except those of the Klamath and Trinity river systems and those listed by name in the Special Regulations.	Fourth <u>Sat.</u> in May through Oct. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead*. 4 hatchery trout or hatchery steelhead* in possession. Closed to the take of salmon.
(4) All streams except anadromous waters and those listed by name in the Special Regulations.	Last Saturday in Apr. through Nov. 15.	5 trout per day. 10 trout in possession.

~~(NOTE: A list of the non-anadromous waters opened to trout fishing (STREAMS AND PORTIONS OF STREAMS NOT LISTED IN THE SPECIAL REGULATIONS THAT ARE OPEN TO TROUT FISHING FROM THE LAST SATURDAY IN APRIL THROUGH NOVEMBER 15 (New 6-12-98), which is incorporated by reference herein) is available from the Department's Region 1 Office, 601 Locust Street, Redding, CA 96001 (Telephone: (530) 225-2300).~~

~~(5) SPECIAL BROOK TROUT BONUS BAG AND POSSESSION LIMIT: UP TO 10 BROOK TROUT PER DAY LESS THAN 8 INCHES TOTAL LENGTH MAY BE TAKEN AND POSSESSED IN ADDITION TO THE OTHER DAILY BAG AND POSSESSION LIMITS SPECIFIED FOR THE NORTH COAST DISTRICT~~

(b) Sierra District

(b) Sierra District <u>District/Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
(1) All rivers and associated tributaries above Lake Shasta.	Closed to the take of salmon.	
(2) Anadromous waters of Tehama and Shasta Cos. counties not listed in the Special Regulations. (Section 7.507.40). (See subsections (b)(156) and (b)(156.580) of Section 7.507.40 regarding the Sacramento River.)	Last <u>Sat.</u> in Apr. through Nov. 15. Only artificial lures and <u>with</u> barbless hooks may be used.	2 hatchery trout or hatchery steelhead*. 4 hatchery trout or hatchery steelhead* in possession. Closed to the take of salmon.
(3) All lakes and reservoirs except those in the Fall River Valley, those in Inyo and Mono counties and those listed by name in the Special Regulations.	All year.	5 trout per day. 10 trout in possession.
(4) All streams, lakes and reservoirs in Inyo and Mono counties, except those listed by name in the Special Regulations.	Last Saturday in Apr. through Nov. 15.	5 trout per day. 10 trout in possession.
(5) All streams, lakes and reservoirs in the Fall River Valley above the Pit No. 1 PG&E Diversion Dam on Fall River in Shasta County, except those listed by name in the Special Regulations.	Last Saturday in Apr. through Nov. 15.	2 trout
(6) All streams in Lassen and Modoc counties east of Highway 395 and north of Clarks Valley Road. Clarks Valley Road is defined as those portions of county routes 510, 512 and 506 running easterly from the town of Madeline to the Nevada border.	Saturday preceding Memorial Day through Nov. 15.	5 trout per day. 10 trout in possession.
(7) All other streams except those listed by name in the Special Regulations.	Last Saturday in Apr. through Nov. 15.	5 trout per day. 10 trout in possession.
(8) Mono County waters, when closed to trout fishing, are closed to all fishing, except for the unrestricted portions of Fish Slough which are open to fishing all year. Also, see Mono County waters listed in sections 5.00 and 7.50.		

~~(9) SPECIAL BROOK TROUT BONUS BAG AND POSSESSION LIMIT:~~

~~(A) IN SIERRA DISTRICT WATERS OF SISKIYOU, SHASTA AND TEHAMA COUNTIES, UP TO 10 BROOK TROUT PER DAY LESS THAN 8 INCHES TOTAL LENGTH MAY BE TAKEN AND POSSESSED IN ADDITION TO THE OTHER DAILY BAG AND POSSESSION LIMITS SPECIFIED FOR THE SIERRA DISTRICT.~~

~~(B) IN THE SIERRA DISTRICT SOUTH OF INTERSTATE 80, UP TO 10 BROOK TROUT PER DAY LESS THAN 10 INCHES TOTAL LENGTH MAY BE TAKEN AND POSSESSED IN ADDITION TO~~

THE OTHER DAILY BAG AND POSSESSION LIMITS SPECIFIED FOR THE SIERRA DISTRICT. THIS ALLOWANCE DOES NOT INCLUDE RED LAKE IN ALPINE COUNTY OR KIRMAN, LANE OR ROOSEVELT LAKES IN MONO COUNTY.

(c) North Central District

(c) North Central District <u>District/Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
(1) All lakes and reservoirs except those listed by name in the Special Regulations.	All year.	5 trout
(21) All streams except those listed by name in the Section 7.40, Special Regulations.	Closed to all fishing all year.	
(32) The tidewaters of all streams except those listed by name in the Section 7.40, Special Regulations. Note: Some waters within this district are tide waters regulated by regulations for the ocean and San Francisco Bay District (see sections 1.53 and 27.00).	Closed to all fishing all year.	

(d) Valley District

(d) Valley District <u>District/Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
(1) All lakes and reservoirs except those listed by name in the Special Regulations.	All year.	5 trout
(21) All anadromous waters except those listed by name in the Section 7.40, Special Regulations (See definition of anadromous waters, Section 1.04).	All year.	2 hatchery trout or hatchery steelhead*. 4 hatchery trout or hatchery steelhead* in possession. Closed to the take of salmon.
(3) All streams except anadromous waters and those listed by name in the Special Regulations.	All year	5 trout

(e) South Central District

(e) South Central <u>District/Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
(1) All lakes and reservoirs except those listed by name in the Special Regulations.	All year	5 trout
(21) That portion of any stream west of any Highway 1 bridge except those listed by name in the Section 7.40, special <u>Special regulations</u> <u>Regulations.</u>	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead*. 4 hatchery trout or hatchery steelhead* in possession. Closed to the take of salmon.
(32) All streams in Alameda, Contra Costa, and Santa Clara & Cos. counties except those listed by name in the Section 7.40, Special Regulations.	Last Saturday in Apr. through Nov. 15 <u>Closed to the take of salmon.</u>	5 trout <u>Closed to the take of salmon.</u>

(43) All other streams and portions of streams except those listed in subsection (e)(21) above or by name in the <u>Section 7.40, Special Regulations.</u>	Closed to all fishing all year.	
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(f) Southern District

(f) Southern District/Water	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
(1) All lakes and reservoirs except those listed by name in the Special Regulations.	All year.	5 trout
(2) All streams except anadromous waters in San Diego County, and except those listed by name in the Special Regulations.	All year. Only artificial lures with barbless hooks may be used.	2 trout
(3) All streams except anadromous waters in Los Angeles, Ventura, Santa Barbara, Orange, San Bernardino and Riverside Counties, and except those listed by name in the Special Regulations.	All year.	5 trout
(41) All anadromous waters except those listed by name in the <u>Section 7.40, Special Regulations</u> (See definition of anadromous waters, Section 1.04).	Closed to all fishing all year.	
(5) All streams and tributaries (except those listed by name in the Special Regulations) above Twitchell Dam on the Cuyama River, above Bradbury Dam and below Gibraltar Dam on the San Ynez River; above Matilija Dam on Matilija Creek and above Wheeler Gorge Campground on NF Matilija Creek; and above Rindge Dam on Malibu Creek.	All year	5 trout
(g) Colorado River District		
(1) The Colorado River and its back waters	All year	10 trout
(2) All other waters	All year	5 trout

*Hatchery trout or steelhead have a healed adipose fin clip (adipose fin is absent). Unless otherwise provided, all other trout and steelhead must be immediately released. Wild trout or steelhead are those not showing a healed adipose fin clip (adipose fin present).

Note: Authority cited: Sections 200, 205, 265 and 275, Fish and Game Code. Reference: Sections 110, 200, and 205, Fish and Game Code.

Adopted Regulatory Language

Section 7.40, Title 14, CCR, is added to read:

§ 7.40. Alphabetical List of Hatchery Trout, Hatchery Steelhead, and Salmon Waters with Special Fishing Regulations.

(a) General Provisions:

(1) Every body of water listed in subsection (b) is closed to the take of hatchery trout, hatchery steelhead, and salmon and to fishing for these species, unless otherwise noted.

(2) Unless otherwise provided, waters shown as open to hatchery trout, hatchery steelhead, and salmon fishing in subsection (b), are open to fishing for other species. Every body of water listed in subsection (b) is closed to all fishing except during the open season as shown. Gear restrictions listed in this section apply to the take of all species of fish cover in subsection (b) unless otherwise noted.

(3) Unless otherwise provided, waters closed to hatchery trout, hatchery steelhead, or salmon fishing are closed to fishing for all other species, except that these closures do not apply to fishing for amphibians (see Section 5.05), freshwater clams (see Section 5.20), crayfish (see Section 5.35), and lamprey (see Section 5.40), using legal fishing methods other than hook-and-line fishing, and saltwater clams, crabs, ghost shrimp, and blue mud shrimp (see Ocean Regulations Booklet Sections 29.20 to 29.87). Crabs may only be taken using hoop nets or by hand, and Dungeness crab may only be taken within the North Coast District and Sonoma and Mendocino Cos.

(4) As used in this section, daily bag and possession limits, unless otherwise noted, mean the total number of trout in combination, including but not limited to rainbow, brown, golden, and cutthroat.

(5) Unless otherwise provided, it is unlawful to possess more than one daily bag limit.

(6) The waters in subsection (b) may also be subject to restrictions on fishing methods and gear (sections 2.00 through 2.45), fishing hours (section 3.00), and the use of bait (sections 4.00 through 4.30).

(b)

<u>Body of Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
<u>(1) Alameda Creek and tributaries (Alameda and Santa Clara Cos.).</u>		
<u>(A) Alameda Creek and tributaries downstream of San Antonio, Calaveras, and Del Valle Reservoirs except for Arroyo Del Valle between Bernal Ave. and the Thiessen St. intersection with Vineyard Ave.</u>	<u>Closed to all fishing all year.</u>	
<u>1. Arroyo Del Valle between Bernal Ave. and the Thiessen St. intersection with Vineyard Ave.</u>	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
<u>(2) Albion River (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions. Main stem below the confluence of South Fork Albion.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<p><u>(3) Alder Creek (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions. Main stem below Tramway Gulch.</u></p>	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(4) American River (Sacramento Co.). (A) From Nimbus Dam to the U.S. Geological Survey gauging station cable crossing about 300 yards downstream from the Nimbus Hatchery fish rack site.</u></p>	<p><u>Closed to all fishing all year.</u></p>	
<p><u>(B) From the U.S. Geological Survey gauging station cable crossing about 300 yards down- stream from the Nimbus Hatchery fish rack site to the SMUD power line crossing at the southwest boundary of Ancil Hoffman Park.</u></p>	<p><u>Jan. 1 through Jul. 15. Only barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead** 4 hatchery trout or hatchery steelhead** in possession.</u></p>
	<p><u>Jul. 16 through Oct. 31. Only barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u></p>
<p><u>(C) From the SMUD power line crossing at the southwest boundary of Ancil Hoffman Park down- stream to the Jibboom Street bridge.</u></p>	<p><u>Jan. 1 through Jul. 15.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
	<p><u>Jul. 16 through Dec. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u></p>
<p><u>(D) From the Jibboom Street bridge to the mouth.</u></p>	<p><u>Jan. 1 through Jul. 15.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>

	<u>Jul. 16 through Dec. 16.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>
	<u>Dec. 17 through Dec. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(5) Antelope Creek (Tehama Co.).</u>		
<u>(A) From confluence with North Fork downstream to U.S. Geological Survey gauging station cable crossing at mouth of Antelope Creek Canyon.</u>	<u>Last Sat. in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From U.S. Geological Survey gauging station cable crossing at mouth of Antelope Creek Canyon downstream to mouth of Antelope Creek.</u>	<u>Jun. 16 through Sep. 30.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(6) Aptos Creek (Santa Cruz Co.) from mouth to bridge on Aptos Creek Road. Also see Low-Flow Restrictions, Subsection 8.00(c)(4).</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(7) Arroyo Grande Creek (San Luis Obispo Co.) from mouth to Lopez Canyon Dam.</u>	<u>Closed to all fishing all year.</u>	
<u>(8) Arroyo Leon (San Mateo Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(9) Arroyo Seco River (Monterey Co.). Also see Subsection 8.00(c) Low-Flow Restrictions. The main stem Arroyo Seco and tributaries below the waterfall located approximately 3.5 miles upstream from the U.S. Forest Service Ranger Station.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(10) Auburn Ravine Creek and tributaries (Placer Co.) east of Nelson Lane.</u>	<u>Fourth Sat. in May through Oct. 15.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(11) Battle Creek (Shasta and Tehama Cos.).</u>		
<u>(A) From mouth to Coleman Fish Hatchery weir.</u>	<u>Closed to all fishing all year.</u>	

<u>(B) From 250 feet upstream from the Coleman National Fish Hatchery upstream to Angel Falls (near Mineral) on the South Fork and to Ponderosa Way Bridge on the North Fork.</u>	<u>Last Sat. in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(12) Bear River (Humboldt Co.) downstream from County Road Bridge at Capetown, excluding tributaries.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(13) Bear River and tributaries (Placer Co.) From Highway 65 to the South Sutter Irrigation District Diversion Dam.</u>	<u>Fourth Sat. in May through Oct. 15.</u>	<u>2 hatchery trout or hatchery steelhead**, 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(14) Big Chico Creek (Butte Co.).</u>		
<u>(A) From mouth to Bear Hole, located approximately one mile downstream from the upper end of Bidwell Park.</u>	<u>Jun. 16 through Feb. 15. Only artificial lures with barbless hooks may be used from Oct. 16 through Feb. 15.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From Bear Hole to the upper boundary of the Big Chico Creek Ecological Reserve.</u>	<u>Nov. 1 through Apr. 30. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(C) From the upper boundary of the Big Chico Creek Ecological Reserve to Higgins Hole Falls, located about one-half mile upstream from Ponderosa Way.</u>	<u>Closed to all fishing all year.</u>	
<u>(15) Big Lagoon (Humboldt Co.). For purposes of this section, the boundary between Big Lagoon and Maple Creek is the first private road bridge, located approximately 1/2 mile southeast of the Highway 101 bridge crossing.</u>	<u>All year. Only barbless hooks may be used. Cutthroat trout minimum size limit: 10 inches.</u>	<u>2 cutthroat trout. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(16) Big River (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions. Main stem below the confluence of Two Log Creek.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(17) Big Sur River (Monterey Co.). Big Sur river within Pfeiffer Big Sur State Park, east of the Highway 1 bridge, to its boundary within the Ventana Wilderness Area.</u>	<u>Closed to all fishing all year.</u>	

<u>(18) Black Butte River and tributaries (Glenn Co.) except Cold Creek.</u>	<u>Closed to all fishing all year.</u>	
<u>(19) Bodfish Creek and tributaries (Santa Clara Co.)</u>	<u>Closed to all fishing all year.</u>	
<u>(20) Bogus Creek (Siskiyou Co.)</u>	<u>See Klamath River 7.40(b)(50).</u>	
<u>(21) Brush Creek (Mendocino Co.). Main stem below the Lawson bridge. Also see Subsection 8.00(c) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(22) Butano Creek (San Mateo Co.). From mouth to county bridge on Pescadero-Bean Hollow Road. Also see Subsection 8.00(c)(2) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(23) Butte Creek (Butte and Sutter Cos.).</u>		
<u>(A) From the Oro-Chico Road bridge crossing south of Chico to the Centerville Head Dam, located 300 yards downstream from the DeSabra Powerhouse below DeSabra Reservoir.</u>	<u>Nov. 15 through Feb. 15. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From the Oro-Chico Road bridge crossing south of Chico to the point that Butte Creek enters the Sacramento River both via Butte Slough outfall gates at Moon's Bend and through Butte Slough, thence both the East and West Canals of the Sutter Bypass, thence Sacramento Slough.</u>	<u>All year.</u>	<u>Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.</u>
<u>(24) Calaveras River downstream from New Hogan Dam and the diverting canal (Mormon Slough) from Bellota Weir downstream to Interstate Highway 5 (Calaveras and San Joaquin Cos.).</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(25) Carmel River and tributaries above Los Padres Dam (Monterey Co.).</u>	<u>Last Sat. in Apr. through Nov. 15. No rainbow trout less than 10 inches or greater than 16 inches total length may be kept. Only artificial lures with barbless hooks may be used.</u>	<u>5 trout, no more than 2 of which may be rainbow trout.</u>
<u>(26) Carmel River below Los Padres Dam. (Monterey Co.)</u>		

<u>(A) Carmel River tributaries below Los Padres Dam and main stem from Los Padres Dam to the bridge at Robles Del Rio/Esquiline roads (Rosie's Bridge).</u>	<u>Closed to all fishing all year.</u>	
<u>(B) Carmel River main stem below the bridge at Robles Del Rio/Esquiline roads (Rosie's Bridge). Also see Subsection 8.00(c) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., and opening and closing days. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(27) Chorro Creek (San Luis Obispo Co.) from the point that Chorro Creek enters Midway Marina in Morro Bay upstream to the twin bridges on South Bay Boulevard.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(28) Codornices Creek (Alameda Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(29) Coon Creek and tributaries (Placer Co.) east of Highway 65.</u>	<u>Fourth Sat. in May through Oct. 15.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(30) Coon Creek (San Luis Obispo Co.)</u>	<u>Closed to all fishing all year.</u>	
<u>(31) Corralitos Creek (Santa Cruz Co.) from mouth to Browns Valley Road. Also see Subsection 8.00(c)(5) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(32) Cosumnes River (Sacramento Co.) from Highway 99 bridge upstream to the Latrobe vehicle bridge.</u>	<u>Jan. 1 through Oct. 15. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(33) Cottoneva Creek (Mendocino Co.). Main stem below the confluence of South Fork Cottoneva Creek. Also see Subsection 8.00(b) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(34) Coyote Creek (Santa Clara Co.) Also see Subsection 8.00(c)(1) Low-Flow Restrictions.</u>	<u>Last Sat. in Apr. through Nov. 15. Only artificial lures and barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<p><u>(35) Deer Creek (Tehama Co.).</u> <u>(A) From 250 feet below Upper Deer Creek Falls and fishway (located 1.5 miles upstream from Potato Patch Campground) downstream 31 miles to U.S. Geological Survey gauging station cable crossing at mouth of Deer Creek Canyon (see Section 2.35 for closure at Upper Deer Creek Falls).</u></p>	<p><u>Last Sat. in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(B) From U.S. Geological Survey gauging station cable crossing at mouth of Deer Creek Canyon downstream to mouth of Deer Creek.</u></p>	<p><u>Jun. 16 through Sept. 30.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(36) Deer Creek (Yuba and Nevada Cos.) from mouth to Smartville-Englebright Dam road crossing.</u></p>	<p><u>Fourth Sat. in May through Oct. 15. Only artificial lures with barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(37) Dry Creek and tributaries (Placer Co.) east of the Atkinson Street Bridge in Roseville.</u></p>	<p><u>Fourth Sat. in May through Oct. 15.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(38) Dry Creek (Yuba and Nevada Co.) from mouth to Sid Smith Dam about one mile above junction of Scott Forbes and Peoria roads.</u></p>	<p><u>Fourth Sat. in May through Oct. 15.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(39) Earl Lake/Talawa (Del Norte Co.).</u></p>	<p><u>All year. Only barbless hooks may be used. Cutthroat trout minimum size limit: 10 inches.</u></p>	<p><u>2 cutthroat trout. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(40) Eel River (Humboldt, Lake, Mendocino and Trinity Cos.).</u> <u>All waters of the Eel River Drainage except those listed below are closed to all fishing.</u></p>	<p><u>Section 8.00 Low-Flow Restrictions, also apply</u></p>	
<p><u>(A) Main stem.</u> <u>1. From mouth to Fulmor Road, at its paved junction with the south bank of the Eel River.</u></p>	<p><u>All year. Only artificial lures with barbless hooks may be used from Apr. 1 through the Fri. preceding the fourth Sat. in May. Only barbless hooks may be used from fourth Sat. in May through Mar. 31.</u></p>	<p><u>Catch and Release of Chinook Salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>

<p><u>2. From Fulmor Road, at its paved junction with the south bank of the Eel River, to South Fork Eel River. Also see Subsection 8.00(a)(1) Low-Flow Restrictions.</u></p>	<p><u>All year. Only artificial lures with barbless hooks may be used from Apr. 1 through Sept. 30. Only barbless hooks may be used from Oct. 1 through Mar. 31.</u></p>	<p><u>Catch and Release of Chinook Salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>3. From South Fork Eel River to Cape Horn Dam.</u></p>	<p><u>Jan. 1 through Mar. 31 and Fourth Sat. in May through Sept. 30. Only artificial lures with barbless hooks may be used.</u></p>	<p><u>Catch and Release of Chinook Salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
	<p><u>Apr. 1 through the Fourth Fri. in May and Oct. 1 through Dec. 31.</u></p>	<p><u>Closed to all fishing.</u></p>
<p><u>(B) Van Duzen River.</u></p>		
<p><u>1. Main stem from its junction with the Eel River to the end of Golden Gate Drive near Bridgeville (approximately 4,000 feet upstream from the Little Golden Gate Bridge). Also see Subsection 8.00(a)(3) Low-Flow Restrictions.</u></p>	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Sept. 30. Only barbless hooks may be used from Oct. 1 through Mar. 31.</u></p>	<p><u>Catch and Release of Chinook salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(C) South Fork Eel River from mouth to Rattlesnake Creek. Also see Low-Flow Restrictions, Subsection 8.00(a)(2).</u></p>	<p><u>Apr. 1 to Fourth Fri. in May.</u></p>	<p><u>Closed to all fishing</u></p>
	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Sept. 30. Only barbless hooks may be used from Oct. 1 through Mar. 31.</u></p>	<p><u>Catch and Release of Chinook salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession</u></p>
<p><u>(D) Middle Fork Eel River.</u></p>	<p><u>Apr. 1 to Fourth Fri. in May.</u></p>	<p><u>Closed to all fishing</u></p>
<p><u>1. Middle Fork main stem from mouth to Bar Creek. Also see Subsection 8.00(a)(2) Low-Flow Restrictions.</u></p>	<p><u>Jan. 1 through May 31 and Jul. 16 through Sept. 30. At all times, only artificial lures with barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
	<p><u>Jun. 1 through Jul. 15 and Oct. through Dec. 31.</u></p>	<p><u>Closed to all fishing</u></p>

<p><u>(41) Elk Creek (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions. Main stem below the confluence of South Fork Elk Creek.</u></p>	<p><u>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar.31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or 4 hatchery steelhead** in possession.</u></p>
<p><u>(42) Elk River (Humboldt Co.) downstream from Highway 101 bridge, excluding tributaries.</u></p>	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Oct. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or 4 hatchery steelhead** in possession.</u></p>
<p><u>(43) Feather River below Fish Barrier Dam (Butte, Sutter and Yuba Cos.).</u></p>		
<p><u>(A) From Fish Barrier Dam to Table Mountain bicycle bridge in Oroville.</u></p>	<p><u>Closed to all fishing all year.</u></p>	
<p><u>(B) From Table Mountain bicycle bridge to Highway 70 bridge.</u></p>	<p><u>Jan. 1 through July 15. Only barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(C) From Highway 70 bridge to the unimproved boat ramp above the Thermalito Afterbay Outfall.</u></p>	<p><u>All year.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(D) From the unimproved boat ramp above the Thermalito Afterbay Outfall to 200 yards above the Live Oak boat ramp.</u></p>	<p><u>Jan. 1 through Jul. 15.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
	<p><u>Jul. 16 through Oct. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 3 Chinook Salmon. 6 Chinook Salmon in possession.</u></p>
	<p><u>Nov. 1 through Dec. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>

<p><u>(E) From 200 yards above Live Oak boat ramp to the mouth. For purposes of this regulation, the lower boundary is defined as a straight line drawn from the peninsula point on the west bank to the Verona Marine boat ramp.</u></p>	<p><u>Jan. 1 through Jul. 15.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
	<p><u>Jul. 16 through Dec. 16.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 3 Chinook Salmon. 6 Chinook Salmon in possession.</u></p>
	<p><u>Dec. 17 to Dec. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(44) Freshwater Creek (Humboldt Co.) downstream from bridge at “3 Corners” on the Old Arcata Road, excluding tributaries.</u></p>	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(45) Garcia River (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions. Main stem below the Eureka Hill Road bridge.</u></p>	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(46) Greenwood Creek (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions.</u></p>		
<p><u>Main stem below the log bridge about 1 1/2 miles east of Highway 1.</u></p>	<p><u>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(47) Guadalupe River below Guadalupe Reservoir (Santa Clara Co.) including Los Gatos Ck. Below Vasona Lake, and Alamitos Ck. and Arroyo Calero below Calero Reservoir.</u></p>	<p><u>Last Saturday in Apr. through Nov. 15. Only artificial lures and barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>

<u>(48) Gualala River (Mendocino and Sonoma Cos.). Also see Subsection 8.00(b) Low-Flow Restrictions. Main stem below the confluence of Wheatfield and South Forks.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31. Fishing from a flotation device is prohibited from Nov. 15 through Feb. 28 from the confluence of the North Fork to the Highway 1 bridge.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(49) Islay Creek (San Luis Obispo Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(50) Klamath River Basin Regulations.</u>		

Anadromous Waters of the Klamath River Basin Downstream of Iron Gate and Lewiston dams. This subsection applies only to waters of the Klamath River Basin that are accessible to anadromous salmonids. This section does not apply to waters of the Klamath River Basin that are inaccessible to anadromous salmon and trout, portions of the Klamath River system upstream of Iron Gate Dam, portions of the Trinity River system upstream of Lewiston Dam, and the Shasta River and tributaries upstream of Dwinell Dam. Fishing in these waters is governed by the non-anadromous waters of the District General Regulations (see Section 7.00, subsection (a)).

(A) Restrictions and Requirements.

1. Only barbless hooks may be used. (For definitions regarding legal hook types, hook gaps and rigging see Chapter 2, Article 1, Section 2.10.)
2. During closures to the take of adult salmon, it shall be unlawful to remove any adult Chinook Salmon from the water by any means.
3. See Section 1.74 for sport fish report card requirements.

(B) General Area Closures.

1. No fishing is allowed within 750 feet of any department fish-counting weir.
2. No fishing is allowed from the Ishi Pishi Road bridge upstream to and including Ishi Pishi Falls from Aug. 15 through Dec. 31. Exception: members of the Karuk Tribe listed on the current Karuk Tribal Roll may fish at Ishi Pishi Falls using hand-held dip nets.
3. No fishing is allowed from Sep. 15 through Dec. 31 in the Klamath River within 500 feet of the mouths of the Salmon, the Shasta and the Scott rivers and Blue Creek.
4. No fishing is allowed from Jun. 15 through Sep. 14 in the Klamath River from 500 feet above the mouth of Blue Creek to 500 feet downstream of the mouth of Blue Creek.

(C) Klamath River Basin Possession Limits.

1. Trout Possession Limits.

- a. The Brown Trout possession limit is 20.
- b. The hatchery trout or hatchery steelhead possession limits are as follows:
 - (i) Klamath River - 4 hatchery trout or hatchery steelhead.
 - (ii) Trinity River - 4 hatchery trout or hatchery steelhead.

2. Chinook Salmon Possession Limits.

- a. Klamath River downstream of the Highway 96 bridge at Weitchpec from Jan. 1 to Aug. 14 and the Trinity River downstream of the Old Lewiston Bridge to the confluence of the South Fork Trinity River from Jan 1 to Aug. 31: 2 Chinook Salmon.
- b. Klamath River from Aug. 15 to Dec. 31 and Trinity River from Sep 1 to Dec 31: 6 Chinook Salmon. No more than 3 Chinook Salmon over 23 inches total length may be retained when the take of salmon over 23 inches total length is allowed.

(D) Klamath River Basin Chinook Salmon Quotas.

Klamath River fall-run Chinook Salmon take is regulated using quotas. Accounting of the tribal and non-tribal harvest is closely monitored from Aug. 15 through Dec. 31 each year. Quota areas are noted in subsection (b)(50)(E) with "Fall Run Quota" in the *Open Season and Special Regulations* column.

1. Quota for Entire Basin.

The 2020 Klamath River Basin quota is 1,296 Klamath River fall-run Chinook Salmon over 23 inches total length. The department shall inform the commission, and the public via the news media, prior to any implementation of restrictions triggered by the quotas. (Note: A department status report on progress toward the quotas for the various river sections is updated weekly, and available by calling 1-800-564-6479.)

2. Subquota Percentages.

- a. The subquota for the Klamath River upstream of the Highway 96 bridge at Weitchpec and the Trinity River is 50% of the total Klamath River Basin quota.
 - (i) The subquota for the Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec is 17% of the total Klamath River Basin quota.
 - (ii) The subquota for the Trinity River main stem downstream of the Old Lewiston Bridge to the Highway 299 West bridge at Cedar Flat is 16.5% of the total Klamath River Basin quota.
 - (iii) The subquota for the Trinity River main stem downstream of the Denny Road bridge at Hawkins Bar to the confluence with the Klamath River is 16.5% of the total Klamath River Basin quota.
- b. The subquota for the lower Klamath River downstream of the Highway 96 bridge at Weitchpec is 50% of the total Klamath River Basin quota.
 - (i) The Spit Area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth) will close when 15% of the total Klamath River Basin quota is taken downstream of the Highway 101 bridge.

(E) Klamath River Basin Open Seasons and Bag Limits.

All anadromous waters of the Klamath River Basin are closed to all fishing for all year except those areas listed in the following table. Bag limits are for trout and Chinook Salmon in combination unless otherwise specified.

<u>Body of Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag Limit</u>
<u>1. Bogus Creek and tributaries.</u>	<u>Fourth Sat. in May through Aug. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead.**</u>
<u>2. Klamath River main stem from 3,500 feet downstream of Iron Gate Dam to the mouth.</u>		
<u>a. Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec.</u>	<u>Jan. 1 to Aug. 14.</u>	<u>0 Chinook Salmon 2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota 220 Chinook Salmon Aug. 15 to Dec. 31, 2020.</u>	<u>2 Chinook Salmon - no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota Exception: Chinook Salmon over 23 inches total length may be retained from 3,500 feet downstream of Iron Gate Dam to the Interstate 5 bridge when the department determines that the adult fall-run Chinook Salmon spawning escapement at Iron Gate Hatchery exceeds 8,000 fish. Daily bag and possession limits specified for fall-run Chinook Salmon apply during this exception.</u>	
<u>b. Klamath River downstream of the Highway 96 bridge at Weitchpec.</u>	<u>Jan. 1 to Aug. 14.</u>	<u>2 Chinook Salmon 2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota 648 Chinook Salmon Aug. 15 to Dec. 31, 2020.</u>	<u>2 Chinook Salmon - no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 2 hatchery trout or hatchery steelhead**</u>

	<p><u>Fall Run Quota Exception: Spit Area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth). This area will be closed to all fishing after 15% of the Total Klamath River Basin Quota has been taken. All legally caught Chinook Salmon must be retained. Once the adult (greater than 23 inches) component of the total daily bag limit has been retained anglers must cease fishing in the spit area.</u></p>	
<p><u>3. Salmon River main stem, main stem of North Fork downstream of Sawyer's Bar bridge, and main stem of South Fork downstream of the confluence of the East Fork of the South Fork.</u></p>	<p><u>Nov. 1 through Feb. 28.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**</u></p>
<p><u>4. Scott River main stem downstream of the Fort Jones-Greenview bridge to the confluence with the Klamath River.</u></p>	<p><u>Fourth Sat. in May through Feb. 28.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**</u></p>
<p><u>5. Shasta River main stem downstream of the Interstate 5 bridge north of Yreka to the confluence with the Klamath River.</u></p>	<p><u>Fourth Sat. in May through Aug. 31 and Nov. 16 through Feb. 28.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**</u></p>
<p><u>6. Trinity River and tributaries.</u></p>		
<p><u>a. Trinity River main stem from 250 feet downstream of Lewiston Dam to the Old Lewiston Bridge.</u></p>	<p><u>Apr. 1 through Sep. 15. Only artificial flies with barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**</u></p>
<p><u>b. Trinity River main stem downstream of the Old Lewiston Bridge to the Highway 299 West bridge at Cedar Flat.</u></p>	<p><u>Jan. 1 to Aug. 31.</u></p>	<p><u>2 Chinook Salmon</u> <u>10 Brown Trout</u> <u>2 hatchery trout or hatchery steelhead**</u></p>
	<p><u>Fall Run Quota 214 Chinook Salmon Sep. 1 to Dec. 31, 2020.</u></p>	<p><u>2 Chinook Salmon - no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length.</u> <u>10 Brown trout</u> <u>2 hatchery trout or hatchery steelhead**</u></p>

	<u>Fall Run Quota Exception: Chinook Salmon over 23 inches total length may be retained downstream of the Old Lewiston Bridge to the mouth of Indian Creek when the department determines that the adult fall-run Chinook Salmon spawning escapement at Trinity River Hatchery exceeds 4,800 fish. Daily bag and possession limits specified for fall-run Chinook Salmon apply during this exception.</u>	
<u>c. Trinity River main stem downstream of the Highway 299 West bridge at Cedar Flat to the Denny Road bridge at Hawkins Bar.</u>	<u>Jan. 1 through Aug. 31.</u>	<u>2 Chinook Salmon</u> <u>10 Brown Trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
	<u>Sep. 1 through Dec. 31.</u>	<u>Closed to all fishing.</u>
<u>d. New River main stem downstream of the confluence of the East Fork to the confluence with the Trinity River.</u>	<u>Sep. 15 through Nov. 15. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**</u>
<u>e. Trinity River main stem downstream of the Denny Road bridge at Hawkins Bar to the mouth of the South Fork Trinity River.</u>	<u>Jan. 1 to Aug. 31.</u>	<u>2 Chinook Salmon</u> <u>10 Brown Trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
	<u>Fall Run Quota 214 Chinook Salmon Sep. 1 through Dec. 31, 2020. This is the cumulative quota for subsections 6.e. and 6.f. of this table.</u>	<u>2 Chinook Salmon - no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length.</u> <u>10 Brown Trout</u> <u>2 hatchery trout or hatchery steelhead**</u>
<u>f. Trinity River main stem downstream of the mouth of the South Fork Trinity River to the confluence with the Klamath River.</u>	<u>Jan. 1 to Aug. 31.</u>	<u>0 Chinook Salmon</u> <u>10 Brown Trout</u> <u>2 hatchery trout or hatchery steelhead**</u>

	<u>Fall Run Quota 214 Chinook Salmon Sep. 1 through Dec. 31, 2020. This is the cumulative quota for subsections 6.e. and 6.f. of this table.</u>	<u>2 Chinook Salmon - no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 10 Brown Trout 2 hatchery trout or hatchery steelhead**</u>
<u>g. Hayfork Creek main stem downstream of the Highway 3 bridge in Hayfork to the confluence with the South Fork Trinity River.</u>	<u>Nov. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**</u>
<u>h. South Fork Trinity River downstream of the confluence with the East Fork of the South Fork Trinity River to the South Fork Trinity River bridge at Hyampom.</u>	<u>Nov. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**</u>
<u>i. South Fork Trinity River downstream of the South Fork Trinity River bridge at Hyampom to the confluence with the Trinity River.</u>	<u>Nov. 1 through Mar. 31.</u>	<u>0 Chinook Salmon. 2 hatchery trout or hatchery steelhead**</u>

(51) Special Order Regarding Take of Chinook Salmon in Anadromous Waters of the Klamath River Basin Downstream of Iron Gate and Lewiston dams.

Notwithstanding subsection (b)(50) of Section 7.40, between Jan. 1 and Aug. 14 on the Klamath River and between Jan. 1 and Aug. 31 on the Trinity River, and South Fork Trinity River, Chinook Salmon may not be taken or possessed except as authorized on the identified segments of rivers as listed in the following table. All other restrictions apply.

<u>Body of Water</u>	<u>Open Season and Special Restrictions</u>	<u>Daily Bag and Possession Limit</u>
<u>(A) Klamath River segment identified in subsection 7.40(b)(50)(E)2.b.</u>	<u>Jul. 1 through Aug. 14</u>	<u>1 Chinook Salmon 2 Chinook Salmon in possession</u>
<u>(B) Trinity River segment identified in subsection 7.40(b)(50)(E)6.b.</u>	<u>Jul. 1 through Aug. 31</u>	<u>1 Chinook Salmon 2 Chinook Salmon in possession</u>
<u>(C) Trinity River segment identified in subsection 7.40(b)(50)(E)6.c.</u>	<u>Jul. 1 through Aug. 31</u>	<u>1 Chinook Salmon 2 Chinook Salmon in possession</u>
<u>(D) Trinity River segment identified in subsection 7.40(b)(50)(E)6.e.</u>	<u>Jul. 1 through Aug. 31</u>	<u>1 Chinook Salmon 2 Chinook Salmon in possession</u>

<u>(52) Laguna de Santa Rosa (Sonoma Co. tributary to Russian River) upstream from Guerneville Road bridge.</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.</u>
<u>(53) Lagunitas Creek and tributaries (Marin Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(54) Limekiln Creek and tributaries above Highway 1 (Monterey Co.). Also see Subsection 8.00(c)(9) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(55) Little River (Humboldt Co.) downstream from the County Road bridge at Crannell, excluding tributaries.</u>	<u>Fourth Sat. in May through Mar. 31. Cutthroat trout minimum size limit: 10 inches total length. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 cutthroat trout 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(56) Little Sur River and tributaries above Coast Road (Monterey Co.).</u>	<u>Fourth Sat. in May through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
	<u>Nov. 16 through the Fri. preceding the last Sat. in Apr. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
<u>(57) Llagas Creek (Santa Clara Co.). Also see Subsection 8.00(c)(5) Low-Flow Restrictions.</u>		
<u>(A) From mouth to Monterey Highway Bridge.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From Monterey Highway Bridge to Chesbro Dam.</u>	<u>Closed to all fishing all year.</u>	
<u>(58) Los Osos Creek (San Luis Obispo Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(59) Los Padres Reservoir (Monterey Co.).</u>	<u>Last Sat. in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</u>	<u>5 Brown Trout, 0 rainbow trout.</u>
<u>(60) Mad River and tributaries (Humboldt Co.).</u>		
<u>(A) Mad River from the mouth to 200 yards upstream.</u>	<u>Jan. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<u>(B) Mad River main stem, from 200 yards above its mouth upstream to the confluence with Cowan Creek, excluding tributaries. Also see Subsection 8.00(a)(4) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(C) Mad River main stem, from the confluence with Cowan Creek to the confluence with Deer Creek, excluding tributaries.</u>	<u>Closed to all fishing all year.</u>	
<u>(D) Mad River main stem from the confluence with Deer Creek to Ruth Dam.</u>	<u>Fourth Sat. in May through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(61) Mattole River (Humboldt Co.). Also see Subsection 8.00(a) Low-Flow Restrictions.</u>		
<u>(A) Mattole River main stem from the mouth to 200 yards upstream.</u>	<u>Closed to all fishing all year.</u>	
<u>(B) Mattole River main stem from 200 yards upstream of mouth to confluence with Stansberry Creek.</u>	<u>Jan. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(C) Mattole River main stem from confluence with Stansberry Creek to confluence with Honeydew Creek.</u>	<u>Jan. 1 through Mar. 31 and Fourth Sat. in May through Aug. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(62) McDonald Creek (Humboldt Co.).</u>	<u>Closed to fishing all year.</u>	
<u>(63) Merced River (Merced Co.).</u>		
<u>(A) From Crocker-Huffman Dam downstream to the Schaffer bridge on Oakdale Road.</u>	<u>Jan. 1 through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From the Schaffer bridge on Oakdale Road downstream to the mouth.</u>	<u>Jan. 1 through Oct. 31. Bait may be used from Jan. 1 through Oct. 31. However, from Apr. 1 through the Fri. preceding the fourth Sat. in May, bait may be used only with single hooks having a gap between 1/2 and 1 inch, or with multiple hooks having a gap between 1/4 and 1/2 inch.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<u>(64) Mill Creek (Tehama Co.).</u>		
<u>(A) From the Lassen National Park boundary downstream to the U.S. Geological Survey gauging station cable crossing at the mouth of Mill Creek Canyon.</u>	<u>Last Sat. in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From U.S. Geological Survey gauging station cable crossing at mouth of Mill Creek Canyon downstream to the mouth of Mill Creek.</u>	<u>Jun. 16 through Sept. 30.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(65) Mitchell Creek and tributaries (Contra Costa Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(66) Mokelumne River (San Joaquin Co.).</u>		
<u>(A) From Camanche Dam to Elliot Road.</u>	<u>Jan. 1 through Mar. 31.</u>	<u>1 hatchery trout or hatchery steelhead**</u>
	<u>Fourth Sat. in May through Jul. 15.</u>	<u>1 hatchery trout or hatchery steelhead**</u>
	<u>Jul. 16 through Oct. 15.</u>	<u>1 hatchery trout or hatchery steelhead**. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>
<u>(B) From Elliot Road to the Woodbridge Irrigation District Dam including Lodi Lake.</u>	<u>Jan. 1 through Jul. 15.</u>	<u>1 hatchery trout or hatchery steelhead**</u>
	<u>Jul. 16 through Dec. 31.</u>	<u>1 hatchery trout or hatchery steelhead**. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>
<u>(C) Between the Woodbridge Irrigation District Dam and the Lower Sacramento Road bridge.</u>	<u>Closed to all fishing all year.</u>	
<u>(D) From the Lower Sacramento Road bridge to the mouth. For purposes of this regulation, this river segment is defined as Mokelumne River and its tributary sloughs downstream of the Lower Sacramento Road bridge and east of Highway 160 and north of Highway 12.</u>	<u>Jan. 1 through Jul. 15.</u>	<u>1 hatchery trout or hatchery steelhead**</u>
	<u>Jul. 16 through Dec. 16.</u>	<u>1 hatchery trout or hatchery steelhead**. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>

	<u>Dec. 17 through Dec. 31.</u>	<u>1 hatchery trout or hatchery steelhead**</u>
<u>(67) Nacimiento River (Monterey and San Luis Obispo Cos.)</u>		
<u>Main stem below Nacimiento Dam, downstream to its confluence with the Salinas River.</u>	<u>Sat. preceding Memorial Day through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(68) Napa River and tributaries (Napa Co.). Also see Subsection 8.00(b) Low-Flow Restrictions.</u>		
<u>(A) Main stem above the Oakville Cross Road Bridge near Yountville and all Napa River tributaries.</u>	<u>Closed to all fishing all year.</u>	
<u>(B) From the Oakville Cross Road Bridge near Yountville to the Trancas Bridge. Note: The Napa River below the Trancas Bridge is tidewater, and is under the regulations for the Ocean and San Francisco Bay District (see Sections 1.53 and 27.00).</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(69) Navarro River (Mendocino Co.). Also see Subsection 8.00(b)(1) Low-Flow Restrictions. Main stem below the Greenwood Road bridge.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(70) Noyo River (Mendocino Co.). Also see Subsection 8.00(b)(1) Low-Flow Restrictions.</u>		
<u>(A) Noyo River main stem from the mouth to the Georgia-Pacific logging road bridge one mile east of Highway 1.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) Noyo River main stem from the Georgia-Pacific logging road bridge one mile east of Highway 1 to the confluence with the South Fork Noyo River.</u>	<u>Fourth Sat. in May through Oct. 1. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead** 4 hatchery trout or hatchery steelhead** in possession</u>

<u>(C) Noyo River main stem from the confluence with the South Fork Noyo River to the Sonoma/Mendicino Boy Scout Council Camp.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(71) Pajaro River (Monterey, Santa Clara, Santa Cruz and San Benito Cos.) from mouth to Uvas Creek. Also see Subsection 8.00(c)(5) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(72) Upper Penitencia Creek (Santa Clara Co.) a tributary to Coyote Ck. Also see Subsection 8.00(c) Low-Flow Restrictions.</u>	<u>Closed to all fishing all year.</u>	
<u>(73) Pescadero Creek (San Mateo Co.) from mouth to the Stage Road bridge at Pescadero. Also see Subsection 8.00(c)(2) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(74) Pescadero Creek tributaries and main stem above the Stage Road bridge at Pescadero (Santa Clara and San Mateo Cos.).</u>	<u>Closed to all fishing all year.</u>	
<u>(75) Pinole Creek (Contra Costa Co.) and tributaries.</u>	<u>Closed to all fishing all year.</u>	
<u>(76) Redwood Creek and tidewaters (Marin Co.)</u>	<u>Closed to all fishing all year.</u>	
<u>(77) Redwood Creek (Humboldt Co.). Also see Subsection 8.00(a) Low-Flow Restrictions.</u>		
<u>(A) Redwood Creek main stem, within a radius of 200 yards of its mouth.</u>	<u>Jan. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) Redwood Creek main stem, from 200 yards above the mouth to the mouth of Prairie Creek.</u>	<u>Fourth Sat. in May through Mar. 31. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(C) Redwood Creek main stem, from the mouth of Prairie Creek to the mouth of Bond Creek.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(D) Redwood Creek and tributaries, above the mouth of Bond Creek.</u>	<u>Closed to all fishing all year.</u>	

<p><u>(78) Russian Gulch and tributaries (Sonoma Co.). Main stem below the confluence of the East Branch. Also see Subsection 8.00(b) Low-Flow Restrictions.</u></p>	<p><u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(79) Russian River and tributaries (Sonoma and Mendocino Cos.). Also see Subsection 8.00(b) Low-Flow Restrictions.</u></p>		
<p><u>(A) Russian River main stem below the confluence of the East Branch Russian River.</u></p>	<p><u>All Year. Only artificial lures with barbless hooks may be used from Apr. 1 through Oct. 31 Only barbless hooks may be used from Nov. 1 through Mar. 31.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p><u>(B) Russian River main stem above the confluence of the East Branch and all River tributaries. (See Laguna de Santa Rosa 7.40(b)(52) and Santa Rosa Creek 7.40(b)(98) for non-salmonids only.)</u></p>	<p><u>Closed to all fishing all year.</u></p>	
<p><u>(C) Russian River within 250 feet of the Healdsburg Memorial Dam.</u></p>	<p><u>Closed to all fishing all year.</u></p>	
<p><u>(80) Sacramento River and tributaries below Keswick Dam (Butte, Colusa, Contra Costa, Glenn, Sacramento, Shasta, Solano, Sutter, Tehama and Yolo Cos.).</u></p>		
<p><u>(A) Sacramento River from Keswick Dam to 650 feet below Keswick Dam.</u></p>	<p><u>Closed to all fishing all year.</u></p>	
<p><u>(B) Sacramento River from 650 feet below Keswick Dam to the Deschutes Road bridge.</u></p>		
<p><u>1. Sacramento River from 650 feet below Keswick Dam to the Highway 44 bridge.</u></p>	<p><u>Closed to all fishing from Apr. 1 through Jul. 31.</u></p>	
<p></p>	<p><u>Jan. 1 to Mar. 31. Only barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>
<p></p>	<p><u>Aug. 1 to Dec. 31. Only barbless hooks may be used.</u></p>	<p><u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u></p>

<u>2. Sacramento River from the Highway 44 bridge to the Deschutes Road bridge.</u>	<u>All year. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(C) Sacramento River from the Deschutes Road bridge to the Red Bluff Diversion Dam.</u>	<u>Jan. 1 through Jul. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
	<u>Aug. 1 through Dec. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>
<u>(D) Sacramento River from the Red Bluff Diversion Dam to the Hwy 113 bridge near Knights Landing.</u>	<u>Jan. 1 through Jul. 15.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
	<u>Jul. 16 through Dec. 16.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>
	<u>Dec. 17 through Dec. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(E) Sacramento River from the Hwy 113 bridge near Knights Landing to the Carquinez Bridge (includes Suisun Bay, Grizzly Bay and all tributary sloughs west of Highway 160).</u>	<u>Jan. 1 through Jul. 15.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
	<u>Jul. 16 through Dec. 16.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.</u>
	<u>Dec. 17 through Dec. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<u>(81) Salinas River and tributaries (Monterey and San Luis Obispo Cos.). Also see Subsection 8.00(c) Low-Flow Restrictions.</u>		
<u>(A) The main stem Salinas River.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) All Salinas River tributaries upstream of Arroyo Seco River confluence (including the San Antonio River below San Antonio Reservoir and Dam, Paso Robles Creek and tributaries, Atascadero Creek, Santa Margarita Creek and tributaries but excluding the Nacimiento River) See 7.40(b)(67).</u>	<u>Last Sat. in Apr. through Nov. 15. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(82) Salmon Creek and tributaries (Sonoma Co.). Also see Subsection 8.00(b) Low-Flow Restrictions.</u>		
<u>(A) Salmon Creek main stem below Highway 1.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) Salmon Creek main stem above Highway 1 and all Salmon Creek tributaries.</u>	<u>Closed to all fishing all year.</u>	
<u>(83) Salmon River (Siskiyou Co.).</u>	<u>See Klamath River 7.50(b)(50).</u>	
<u>(84) San Benito River and tributaries (San Benito Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(85) San Clemente Creek and tributaries (Monterey Co.) except for Trout Lake.</u>	<u>Last Sat. in Apr. through Nov. 15 Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(86) San Diego Creek (Orange Co.). Downstream of the MacArthur Blvd. bridge only.</u>	<u>Sat. preceding Memorial Day through Nov. 30. Only artificial lures with barbless hooks may be used.</u>	<u>Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.</u>
<u>(87) San Francisquito Creek and tributaries (Santa Clara and San Mateo Cos.)</u>	<u>Closed to all fishing all year.</u>	

<u>(88) San Gabriel River (Los Angeles and Orange Cos.) Upstream of the Highway 22 bridge to the start of concrete-lined portion of the river channel.</u>	<u>Sat. preceding Memorial Day through Nov. 30. Only artificial lures with barbless hooks may be used.</u>	<u>Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.</u>
<u>(89) San Gregorio Creek (San Mateo Co.) from the mouth to the Stage Road bridge at San Gregorio. Also see Subsection 8.00(c)(2) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(90) San Joaquin River (Fresno, Madera, Merced, San Joaquin, and Stanislaus Cos.).</u>		
<u>(A) From Friant Dam downstream to the Highway 140 bridge.</u>	<u>All year.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From the Highway 140 bridge downstream to the Interstate 5 bridge at Mossdale.</u>	<u>All year.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(91) San Juan Creek main stem (Orange Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(92) San Lorenzo River (Santa Cruz Co.) from the mouth to the Lomond Street bridge in the town of Boulder Creek. Also see Subsection 8.00(c) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(93) San Luis Obispo Creek (San Luis Obispo Co.) from mouth to the first and most southwestern highway 1/101 bridge.</u>	<u>Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(94) San Luis Rey River (San Diego Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(95) San Mateo Creek and tributaries downstream from the falls between the Tenaja Road crossing and Fisherman's Camp (San Diego and Riverside Cos.).</u>	<u>Closed to all fishing all year.</u>	
<u>(96) San Simeon Creek (San Luis Obispo Co.) from mouth to the pedestrian bridge in San Simeon Beach State Park.</u>	<u>Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(97) Santa Margarita River and tributaries downstream from the Interstate 15 bridge (San Diego and Riverside Cos.).</u>	<u>Closed to all fishing all year.</u>	

<u>(98) Santa Rosa Creek (Sonoma Co. tributary to Russian River) from Laguna de Santa Rosa to Highway 12 bridge.</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.</u>
<u>(99) Santa Ynez River and tributaries downstream from Bradbury Dam (Santa Barbara Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(100) Scott Creek (Santa Cruz Co.) from mouth to confluence with Big Creek. Also see Subsection 8.00(c)(3) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only Sat., Sun.,Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>0 trout</u>
<u>(101) Scott River (Siskiyou Co.).</u>	<u>See Klamath River 7.40(b)(50).</u>	
<u>(102) See Canyon Creek (San Luis Obispo Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(103) Shasta River (Siskyou Co.).</u>	<u>See Klamath River 7.40(b)(50).</u>	
<u>(104) Sisquoc River and tributaries (Santa Barbara Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(105) Smith River (Del Norte Co.) Yearly limits apply for entire river.</u>	<u>Section 8.00 Low-Flow Restrictions, also apply.</u>	
<u>(A) Main stem from the mouth to confluence of Middle and South forks. Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Apr. 30. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Apr. 30.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 cutthroat trout minimum size limit: 10 inches total length. 1 Chinook Salmon and no more than 5 wild Chinook Salmon* over 22 inches per year.</u>
<u>(B) Middle Fork Smith River</u>		
<u>1. from mouth to Patrick Creek Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Apr. 30. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Apr. 30.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Cutthroat Trout minimum size limit: 10 inches total length. 1 Chinook Salmon and no more than 5 wild Chinook Salmon* over 22 inches per year.</u>
<u>2. above the mouth of Patrick Creek. Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 cutthroat trout minimum size limit: 10 inches total length. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<u>(C) South Fork Smith River</u>		
<u>1. from the mouth upstream approximately 1,000 feet to the County Road (George Tryon) bridge and Craigs Creek to Jones Creek. Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Apr. 30. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Apr. 30.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Cutthroat Trout minimum size limit: 10 inches total length. 1 Chinook Salmon and no more than 5 wild Chinook Salmon* over 22 inches per year.</u>
<u>2. from the George Tryon bridge upstream to the mouth of Craigs Creek. Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Closed to fishing all year.</u>	
<u>3. above the mouth of Jones Creek. Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 cutthroat trout minimum size limit: 10 inches total length. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(D) North Fork Smith River.</u>		
<u>1. from the mouth to Stony Creek. Also see Subsection 8.00(a)(7) Low-Flow Restrictions.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 cutthroat trout minimum size limit: 10 inches total length. 1 Chinook salmon and no more than 5 wild Chinook salmon* over 22 inches per year.</u>
<u>2. above the mouth of Stony Creek.</u>	<u>Fourth Sat. in May through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 cutthroat trout minimum size limit: 10 inches total length. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<u>(106) Sonoma Creek and tributaries (Sonoma Co.).</u>		
<u>Sonoma Creek and tributaries between the Sonoma Creek seasonal waterfall in Sugarloaf Ridge State Park (located 0.2 miles upstream of the west end of the Canyon Trail) and the Highway 121 bridge. Note: Sonoma Creek below the Highway 121 Bridge is tidewater, and is regulated by regulations for the Ocean and San Francisco Bay District (see sections 1.53 and 27.00).</u>	<u>Closed to all fishing year.</u>	
<u>(107) Soquel Creek (Santa Cruz Co.) from mouth to confluence of East and West branch. Also see Subsection 8.00(c)(4) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks maybe used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(108) Stanislaus River</u>		
<u>(A) From Goodwin Dam downstream to the Highway 120 bridge in Oakdale.</u>	<u>Jan. 1 through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From the Highway 120 bridge in Oakdale to the mouth.</u>	<u>Jan. 1 through Oct. 31. Bait may be used from Jan. 1 through Oct. 31. However, from Apr. 1 through the Fri. preceding the fourth Sat. in May, bait may be used only with single hooks having a gap between 1/2 and 1 inch, or with multiple hooks having a gap between 1/4 and 1/2 inch.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(109) Stevens Creek (Santa Clara Co.) downstream of Stevens Reservoir.</u>	<u>Last Sat. in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(110) Stone Lagoon (Humboldt Co.).</u>	<u>All year. Only artificial lures with barbless hooks may be used. Cutthroat trout minimum size limit: 14 inches.</u>	<u>2 cutthroat trout 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

<u>(111) Ten Mile River Mendocino Co.). Also see Subsection 8.00(b)(1) Low-Flow Restrictions. Ten Mile River main stem below the confluence with the Ten Mile River North Fork, and the Ten Mile River North Fork below the confluence with Bald Hill Creek.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct 31. Only barbless hooks may be used from Nov. 1 through May 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(112) Topanga Canyon Creek and tributaries (Los Angeles Co.).</u>	<u>Closed to all fishing all year.</u>	
<u>(113) Trabuco Creek (a.k.a. Arroyo Trabuco Creek) (Orange Co.). Downstream of the I-5 bridge to the confluence with San Juan Creek</u>	<u>Closed to all fishing all year.</u>	
<u>(114) Trinity River and tributaries downstream of Lewiston Dam.</u>	<u>See Klamath River 7.40(b)(50).</u>	
<u>(115) Tuolumne River (Stanislaus and Tuolumne Cos.).</u>		
<u>(A) From La Grange Dam downstream to Hickman bridge.</u>	<u>Jan. 1 through Oct. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From Hickman bridge to the mouth.</u>	<u>Jan. 1 through Oct. 31. Bait may be used from Jan. 1 through Oct. 31. However, from Apr. 1 through the Fri. preceding the fourth Sat. in May, bait may be used only with single hooks having a gap between 1/2 and 1 inch, or with multiple hooks having a gap between 1/4 and 1/2 inch.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(116) Usal Creek and tributaries (Mendocino Co.). Also see Subsection 8.00(b) Low-Flow Restrictions. Usal Creek main stem below the Usal-Shelter Cove Road</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(117) Uvas or Carnadero Creek (Santa Clara Co.) Also see Subsection 8.00(c)(5) Low-Flow Restrictions.</u>		
<u>(A) From Highway 152 Bridge to Uvas Dam.</u>	<u>Closed to all fishing all year.</u>	

<u>(B) From mouth to Highway 152 Bridge.</u>	<u>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(118) Van Duzen River (Humboldt Co.).</u>	<u>See Eel River 7.40(b)(40) and Subsection 8.00(a) Low-Flow Restrictions.</u>	
<u>(119) Waddell Creek (Santa Cruz Co.) from mouth to Highway 1 bridge. Also see Restrictions, Subsection 8.00(c)(3) Low-Flow Restrictions.</u>	<u>Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(120) Walker Creek and tributaries (Marin Co.) Also see Subsection 8.00(b) Low-Flow Restrictions.</u>		
<u>(A) Walker Creek main stem below Highway 1.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Sat. in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) Walker Creek main stem above Highway 1 and all Walker Creek tributaries.</u>	<u>Closed to fishing all year.</u>	
<u>(121) Walnut Creek (Contra Costa Co.).</u>		
<u>(A) Upstream of the confluence with Grayson Creek.</u>	<u>Fourth Sat. in May through Mar. 31. Only artificial lure with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) Downstream of the confluence with Grayson Creek.</u>	<u>All year.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(122) Wildcat Creek and tributaries (Contra Costa Co.).</u>	<u>Closed all year to fishing.</u>	
<u>(123) Yuba River (Yuba and Nevada Cos.) from mouth to Englebright Dam.</u>		
<u>(A) From mouth to the Highway 20 bridge.</u>	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>
<u>(B) From Highway 20 bridge to Englebright Dam.</u>	<u>Dec. 1 through Aug. 31. Only artificial lures with barbless hooks may be used.</u>	<u>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</u>

* Wild Chinook Salmon are those not showing a healed adipose fin clip and not showing a healed left ventral fin clip.

**Hatchery trout or steelhead in anadromous waters are those showing a healed adipose fin clip (adipose fin is absent). Unless otherwise provided, all other trout and steelhead must be immediately released. Wild trout or steelhead are those not showing a healed adipose fin clip (adipose fin is present).

Note: Authority cited: Sections 200, 205, 265, 270, 315, 316.5, 399 and 2084, Fish and Game Code.
Reference: Sections 200, 205, 265, 270, 316.5 and 2084 Fish and Game Code.

Adopted Regulatory Language

Section 7.50, Title 14, CCR, is amended to read:

§ 7.50. Alphabetical List of Trout Waters with Special Fishing Regulations.

(a) General Provisions:

~~(1) Every body of water listed below is closed to the take of trout and trout fishing, unless otherwise noted.~~

~~(2) Every body of water listed in subsection (b) below is closed to all fishing except during the open season as shown. Unless otherwise provided, waters shown as open to trout fishing in subsection (b) below, are open to fishing for other species. Every body of water listed below is closed to all fishing except during the open season as shown.~~ Gear restrictions listed in this section apply to the take of all species of fish unless otherwise noted.

~~(3) Unless otherwise provided, waters closed to trout fishing are closed to fishing for all other species, except that these closures do not apply to fishing for amphibians (see Section 5.05), freshwater clams (see Section 5.20), crayfish (see Section 5.35), and lamprey (see Section 5.40), using legal fishing methods other than hook-and-line fishing, and saltwater clams, crabs, ghost shrimp, and blue mud shrimp (see Ocean Regulations Booklet ~~Sections~~sections 29.20 to 29.87). Crabs may only be taken using hoop nets or by hand, and Dungeness crab may only be taken within the North Coast District and Sonoma and Mendocino Cos. counties.~~

~~(4) Daily bag and possession limits, unless otherwise noted, mean the total number of trout.~~

~~(5) Unless otherwise provided, it is unlawful to possess more than one daily bag limit.~~

~~(6) These waters may also be subject to restrictions on fishing methods and gear (sections 2.00 through 2.40), fishing hours (~~section~~Section 3.00), and the use of bait (sections 4.00 through 4.30).~~

(b)

<i>Body of Water</i>	<i>Open Season and Special Regulations-Restrictions</i>	<i>Daily Bag and Possession Limit</i>
(1) Alambique Creek (San Mateo Co.).	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	5 trout <u>0 trout</u>
(4.52) Alameda Creek and tributaries (Alameda and Santa Clara <u>Cos.</u>).		
(A) Alameda Creek <u>mainstem</u> and <u>all</u> tributaries downstream of San Antonio, Calaveras, and Del Valle <u>Reservoirs</u>reservoirs except for Arroyo Del Valle between Bernal Ave. and the Thiessen St. intersection with Vineyard Ave.	Closed to all fishing all year.	
1. Arroyo Del Valle between Bernal Ave. and the Thiessen St. intersection with Vineyard Ave.	All year. Only artificial lures with barbless hooks may be used.	0 trout
(B) Alameda Creek tributaries upstream of San Antonio, Calaveras, and Del Valle <u>Reservoirs</u>reservoirs.	Last Saturday in Apr. through Nov. 15. <u>Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	0 trout

<u>(C) San Antonio and Calaveras reservoirs.</u>	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
(2) Albion River (Mendocino Co.). Also see Section 8.00(b). Main stem below the confluence of South Fork Albion.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(3) Alder Creek (Mendocino Co.). Also see Section 8.00(b). Main stem below Tramway Gulch.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(43) Almanor Lake tributaries (Lassen, Plumas, and Shasta Cos.) upstream to the first lake.	<u>Sat. preceding Memorial Day through Nov. 15</u> <u>Sep. 30.</u>	5 trout per day 10 trout in possession.
(4.5) American River, North Fork, Middle Fork, South Fork and their tributaries above Folsom Lake (Placer, Eldorado, El Dorado, Amador, and Alpine Cos.), except Caples Creek (See Section 7.50(b)(24)).	Last Saturday in Apr. through Nov. 15. Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout per day 10 trout in possession.
	<u>Oct. 1 through the Fri. preceding Memorial Day.</u> <u>Only artificial lures with barbless hook may be used.</u>	<u>0 trout</u>
(5) American River (Sacramento Co.)		
(A) From Nimbus Dam to the U.S. Geological Survey gauging station cable crossing about 300 yards downstream from the Nimbus Hatchery fish rack site.	Closed to all fishing all year.	
(B) From the U.S. Geological Survey gauging station cable crossing about 300 yards downstream from the Nimbus Hatchery fish rack site to the SMUD power line crossing at the southwest boundary of Ancil Hoffman Park.	Jan. 1 through July 15. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Oct. 31. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 1 Chinook

		Salmon. 2 Chinook Salmon in possession.
(C) From the SMUD power line crossing at the southwest boundary of Ancil Hoffman Park down stream to the Jibboom Street bridge.	Jan. 1 through July 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 1 Chinook Salmon. 2 Chinook Salmon in possession.
(D) From the Jibboom Street bridge to the mouth.	Jan. 1 through July 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Dec. 16.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 1 Chinook Salmon. 2 Chinook Salmon in possession.
	Dec. 17 through Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(6) Antelope Creek (Tehama Co.).		
(A) From confluence with North Fork downstream to U.S. Geological Survey gauging station cable crossing at mouth of Antelope Creek Canyon.	Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) From U.S. Geological Survey gauging station cable crossing at mouth of Antelope Creek Canyon downstream to mouth of Antelope Creek.	June 16 through September 30.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(6.5) Antelope Lake tributaries (Plumas Co.).	Saturday preceding Memorial Day through Nov. 15 <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout per day. 10 trout in possession.
(7) Applegate River and tributaries (Siskiyou Co.).	Last Saturday in Apr. through Nov. 15	5 trout per day. 10 trout in possession.
(8) Aptos Creek (Santa Cruz Co.) from mouth to bridge on Aptos Creek Road.	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed.,	2 hatchery trout or hatchery steelhead**. 4

Also see Low-Flow Restrictions, Section 8.00(c)(4).	legal holidays and opening and closing days. Only barbless hooks may be used.	hatchery trout or hatchery steelhead** in possession.
(9) Arroyo de los Frijoles above Lake Lucerne (San Mateo Co.).	Last Saturday in Apr. through Nov. 15.	5 trout
(10) Arroyo Grande Creek (San Luis Obispo Co.).		
(A) Above Lopez Reservoir.	Last Saturday in Apr. through Nov. 15.	5 trout. 2 salmon.
(B) From mouth to Lopez Canyon Dam.	Closed to all fishing all year.	
(11) Arroyo Leon (San Mateo Co.).	Closed to all fishing all year.	
(6) Arroyo Seco River (Monterey Co.). Also see Subsection 8.00(c) Low-Flow Restrictions. (A) The main stem Arroyo Seco and tributaries above the waterfall located approximately 3.5 miles upstream from the U.S. Forest Service Ranger Station.	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout
(B) The main stem Arroyo Seco and tributaries below the waterfall located approximately 3.5 miles upstream from the U.S. Forest Service Ranger Station.	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(12.5) Auburn Ravine Creek and tributaries (Placer Co.) east of Nelson Lane.	Fourth Saturday in May through Oct. 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(13) Balm of Gilead Creek (Trinity Co.).	See Eel River 7.50(b)(63).	
(13.5) Bass Lake (Siskiyou Co.).	Feb. 1 through Sept. 30.	5 trout
(14) Battle Creek (Shasta and Tehama Cos.).		
(A) From mouth to Coleman Fish Hatchery weir.	Closed to all fishing all year.	
(B) From 250 feet upstream from the Coleman National Fish Hatchery upstream to Angel Falls (near Mineral) on the South Fork and to Ponderosa Way Bridge on the North Fork.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(157) Bear Creek and tributaries (Shasta and Siskiyou Cos.) between Ponderosa Way bridge and confluence with Fall River.	Saturday preceding Memorial Day through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30.</u> Only artificial lures may be used.	2 trout per day. 10 trout in possession.
(178) Bear Creek (San Bernardino Co.) from Big Bear Dam to confluence of Santa Ana River.	All year. Only artificial lures with barbless hooks may be used.	2 trout

(18) Bear River (Humboldt Co.) downstream from County Road Bridge at Capetown, excluding tributaries.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**, 4 hatchery trout or hatchery steelhead** in possession.
(18.59) Bear River and tributaries (Placer Co.)		
(A) From Highway 20 south (downstream) 2.5 miles to the abandoned concrete dam (the Boardman Diversion Dam).	Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. <u>Sat. preceding Memorial Day through the last day in Feb.</u>	5 trout
(B) From Highway 65 to the South Sutter Irrigation District Diversion Dam.	Fourth Saturday in May through Oct. 15.	2 hatchery trout or hatchery steelhead**, 4 hatchery trout or hatchery steelhead** in possession,
(1910) Berryessa Lake tributaries (Lake and Napa Cos.).	Last Saturday in Apr. through Nov. 15. <u>Last Sat. in Apr. through Sep. 30.</u>	5 trout <u>2 trout. 4 trout in possession.</u>
(19.5) Big Bear Lake tributaries (San Bernardino Co.)	Saturday preceding Memorial Day through last day of Feb.	5 trout per day. 10 trout in possession.
(20) Big Chico Creek (Butte Co.).		
(A) From mouth to Bear Hole, located approximately one mile downstream from the upper end of Bidwell Park	June 16 through Feb. 15. Only artificial lures with barbless hooks may be used from Oct. 16 through Feb. 15.	2 hatchery trout or hatchery steelhead**, 4 hatchery trout or hatchery steelhead** in possession.
(B) From Bear Hole to the upper boundary of the Big Chico Creek Ecological Reserve	Nov. 1 through April 30. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**, 4 hatchery trout or hatchery steelhead** in possession.
(C) From the upper boundary of the Big Chico Creek Ecological Reserve to Higgins Hole Falls, located about one-half mile upstream from Ponderosa Way.	Closed to all fishing all year.	
(21) Big Lagoon (Humboldt Co.). For purposes of this regulation, the boundary between Big Lagoon and Maple Creek is the first private road bridge, located approximately 1/2 mile southeast of the Highway 101 bridge crossing.	All year. Only barbless hooks may be used. Cutthroat trout minimum size limit: 10 inches.	2 cutthroat trout. 2 hatchery trout or hatchery steelhead**, 4 hatchery trout or hatchery steelhead** in possession.
(22) Big River (Mendocino Co.). Also see Section 8.00(b). Main stem below the confluence of Two Log Creek.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth	2 hatchery trout or hatchery steelhead**, 4 hatchery trout or

	<p>Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</p>	<p>hatchery steelhead** in possession.</p>
<p><u>(11) Big Sur River (Monterey Co.). (A)</u> Big Sur River and tributaries above the upstream end of the gorge pool at the boundary of Pfeiffer Big Sur State Park within the Ventana Wilderness Area.</p>	<p>Fourth Saturday in May through Oct. 31. <u>Sat. preceding Memorial Day through Sep. 30.</u> Only artificial lures with barbless hooks may be used.</p>	<p>0 trout</p>
<p>(B) Big Sur river within Pfeiffer Big Sur State Park, east of the Highway 1 bridge, to its boundary within the Ventana Wilderness Area.</p>	<p>Closed to fishing all year.</p>	
<p>(23.512) Big Tree Creek (Calaveras Co.) within Calaveras Big Trees State Park (upstream of the Highway 4 culvert crossing).</p>	<p>Closed to all fishing all year.</p>	
<p>(2413) Big Trees Creek (Tuolumne Co.) upstream from the confluence of Beaver Creek.</p>	<p>Closed to all fishing all year.</p>	
<p>(25) Black Butte River and tributaries (Glenn Co.) except Gold Creek.</p>	<p>Closed to all fishing all year</p>	
<p>(25.3) Bodfish Creek and tributaries (Santa Clara Co.)</p>	<p>Closed to all fishing all year.</p>	
<p>(25.514) Boggy Creek (Fresno Co.) and tributaries (tributary to Thomas Edison Lake).</p>	<p>June 1 through October 15. <u>Sat. preceding Memorial Day through Sep. 30.</u></p>	<p>5 trout per day. 10 trout in possession.</p>
<p>(26) Bogus Creek (Siskiyou Co.).</p>	<p>See Klamath River 7.50(b)(91.1).</p>	
<p><u>(15) Boulder Creek (San Diego Co.) upstream of El Capitan Reservoir, and all of its tributaries.</u></p>	<p><u>All year. Only artificial lures may be used.</u></p>	<p><u>2 trout</u></p>
<p>(26.516) Bridgeport Reservoir and tributaries (Mono Co.). All Bridgeport Reservoir tributaries except Swauger Creek, from Bridgeport Reservoir upstream to Highway 395, and Swauger Creek, from Bridgeport Reservoir upstream to the private property fence line above the Forest Service campground.</p>	<p>Last Saturday in April through the Friday preceding Memorial Day and Oct. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. <u>Last Sat. in Apr. through Nov. 15.</u></p>	<p>1 trout. <u>5 trout</u></p>
	<p>Saturday preceding Memorial Day through Sep. 30.</p>	<p>5 trout per day. 10 trout in possession.</p>
<p>(27) Brush Creek (Mendocino Co.). Main stem below the Lawson bridge. Also see Section 8.00(c).</p>	<p>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>

	31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	
(27.5) Bucks Lake.	All year.	5 trout per day. 10 trout in possession. 10 landlocked salmon per day. 20 landlocked salmon in possession.
(28.17) Bucks Lake tributaries (Plumas Co.).	<u>Sat. preceding Memorial Day through Sept. 30.</u>	5 trout per day. 10 trout in possession. 5 trout
(28.518) Burney Creek (Shasta Co.) from Burney Creek Falls downstream to Lake Britton.	Last Saturday in April through Nov. 15. All year. Only artificial lures with barbless hooks may be used.	2 trout Maximum size limit: 14 inches total length. 0 trout
(219) Butano Creek (San Mateo Co.).		
(A) Above Butano Falls.	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	5 trout 0 trout
(B) From mouth to county bridge on Pescadero-Bean Hollow Road. Also see Low-Flow Restrictions, Section 8.00(c)(2)	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(3020) Butt Creek and Butt Valley Reservoir Powerhouse Outfall (Plumas Co.).		
(A) Butt Creek.	<u>Sat. preceding Memorial Day through Nov. 15. Sep. 30.</u>	5 trout per day. 10 trout in possession.
(B) Butt Valley Reservoir powerhouse outfall, from the powerhouse downstream to a marker adjacent to Ponderosa Flat Campground.	<u>Sat. preceding Memorial Day through Feb. 28. the last day in Feb.</u>	2 trout. 4 trout in possession.
(321) Butt Valley Reservoir (Plumas Co.).	All year.	2 trout. 4 trout in possession.
(32) Butte Creek (Butte and Sutter Cos.).		
(A) From the Oro-Chico Road bridge crossing south of Chico to the Centerville Head Dam, located 300 yards downstream from the DeSabra Powerhouse below DeSabra Reservoir.	November 15 through February 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(B) From the Oro-Chico Road bridge crossing south of Chico to the point that Butte Creek enters the Sacramento River both via Butte Slough outfall gates at Moon's Bend and through Butte Slough, thence both the East and West Canals of the Sutter Bypass, thence Sacramento Slough.	All year	Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.
(3322) By-Day Creek and tributaries (Mono Co.).	Closed to all fishing all year.	
(3423) Cache Creek and tributaries (Lake Co.).	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout
(35) Calaveras River downstream from New Hogan Dam and the diverting canal (Mormon Slough) from Bellota Weir downstream to Interstate Highway 5 (Calaveras and San Joaquin cos.).	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(35.5) Calleguas Creek and tributaries (Ventura Co.).	Saturday preceding Memorial Day through November 30. Only artificial lures with barbless hooks may be used.	Open to fishing for non-salmonids only. Closed to the take of trout and steelhead
(35.6) Canyon Creek upstream of the falls located about four miles north of the wilderness area boundary. (Trinity Co.)	Last Saturday in April through November 15.	2 trout
(24) Caples Creek from the confluence with the Silver Fork American River upstream to Caples Lake Dam (El Dorado and Alpine cos.)	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
(35.7) Caribou Reservoir (Plumas County)	Last Saturday in Apr. through Nov. 15	2 trout
(36) Carmel River and tributaries above Los Padres Dam (Monterey Co.).	Last Saturday in Apr. through Nov. 15. No rainbow trout less than 10 inches or greater than 16 inches total length may be kept. Only artificial lures with barbless hooks may be used.	5 trout, no more than 2 of which may be rainbow trout. :
(37) Carmel River below Los Padres Dam. (Monterey Co.)		
(A) Carmel River tributaries below Los Padres Dam and main stem from Los Padres Dam to the bridge at Robles Del Rio/Esquiline roads (Rosie's Bridge).	Closed to all fishing all year.	

(B) Carmel River main stem below the bridge at Robles Del Rio/Esquiline roads (Rosie's Bridge). Also see Section 8.00(c).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., and opening and closing days. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(3825) Carson River, East Fork and tributaries (Alpine Co.).		
(A) Carson River, East Fork and tributaries above Carson Falls.	Closed to all fishing all year.	
(B) Carson River, East Fork from Hangman's Bridge downstream to Nevada State Line.	All year. Only artificial lures with barbless hooks may be used. <u>Only artificial lures may be used. Minimum size limit: 14 inches total length.</u>	0 trout <u>2 trout</u>
(39.3) Castle Creek (Shasta Co.)	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.	0 trout
(39.526) Cedar-Cedar Creek and tributaries upstream from Moon Lake access road (Lassen Co.).	Closed to all fishing all year <u>Sat. preceding Memorial Day through the last day in Feb.</u> <u>Only artificial lures may be used.</u>	<u>2 trout</u>
(40) Chorro Creek (San Luis Obispo Co.) from the point that Chorro Creek enters Midway Marina in Morro Bay upstream to the twin bridges on South Bay Boulevard.	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(4227) Clear Lake tributaries (Lake Co.).	Last Saturday in Apr. through Nov. 15. <u>All year. Only artificial lures with barbless hooks may be used.</u>	5 trout <u>0 trout</u>
(42.3) Codornices Creek (Alameda Co.).	Closed to all fishing all year	
(42.528) Cold Creek (Fresno Co.) and tributaries (tributary to Thomas Edison Lake).	June 1 through October 15. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout per day. 10 trout in possession.
(4329) Convict Creek (Mono Co.).		
(A) Convict Creek, including side channels and meanders, in the U.C. study area as posted. This area begins about 1/2 mile above the Highway 395 bridge and extends upstream about 1/2 mile.	Closed to all fishing all year.	

(B) Convict Creek downstream of the U.C. study area.	Last Saturday in April through the Friday preceding Memorial Day and Oct. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30.	2 trout <u>5 trout</u>
	Saturday preceding Memorial Day through Sept. 30	5 per day 10 in possession.
(C) Convict Creek upstream of the U.C. study area.	Last Saturday in April through Nov. 15.	5 trout per day. 10 trout in possession
<u>(30) Convict Lake (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(43.5) Coon Creek and tributaries (Placer Co.) east of Highway 65.	Fourth Saturday in May through Oct. 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(43.6) Coon Creek (San Luis Obispo Co.)	Closed to all fishing all year.	
(4431) Corral Valley Creek and tributaries (Alpine Co.).	Closed to all fishing all year.	
(45) Corralitos Creek (Santa Cruz Co.) from mouth to Browns Valley Road. Also see Low-Flow Restrictions, Section 8.00(c)(5).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(46) Cosumnes River (Sacramento Co.) from Highway 99 bridge upstream to the Latrobe vehicle bridge.	Jan. 1 through Oct. 15. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(47) Cottonavea Creek (Mendocino Co.). Main stem below the confluence of South Fork Cottonavea Creek. Also see Section 8.00(b).	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(4832) Cottonwood Creek <u>and all tributaries upstream from the confluence of the main stem Cottonwood Creek and Little Cottonwood Creek, including the unnamed tributaries flowing through Horseshoe Meadow (Inyo Co.).</u>	<u>All year. Only artificial lures may be used.</u>	<u>2 trout</u>
(A) Cottonwood Creek main stem between mouth of Little Cottonwood Creek and South Fork of Cottonwood Creek.	July 1 through Nov. 15. Only artificial lures with barbless hooks may be used	0 trout
(B) Cottonwood Creek <u>and</u> (1) and tributaries upstream from the confluence of South Fork,	July 1 through Nov. 15. Only artificial lures with barbless hooks may be used	5 trout
(2) Little Cottonwood Creek and tributaries,		Wolf Creek
(3) the South Fork of Cottonwood Creek and tributaries, and		
(4) the unnamed tributary flowing through Horseshoe Meadow.		
(4933) Cottonwood Creek drainage lakes (Inyo Co.).		
(A) Cottonwood Lakes 1, 2, 3 and 4 and their tributaries (Inyo Co.).	July 1 through Nov. 15. Only artificial lures with barbless hooks may be used. <u>Sep. 1 through Nov. 30. Only artificial lures may be used. Minimum size limit: 14 inches total length.</u>	0 trout <u>2 trout</u>
(B) All remaining Cottonwood Creek drainage lakes.	July 1 through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures may be used.</u>	5 trout <u>2 trout</u>
(49.5) Cottonwood Creek and tributaries (Modoc Co.).	Saturday preceding Memorial Day through Nov. 15. Only artificial lures with barbless hooks may be used.	0 trout
(5034) Cottonwood Creek, North Fork and tributaries (White Mountains, Mono Co.).	Closed to all fishing all year.	
(50.535) Cow Creek and tributaries upstream from Forest Service Road 9S10 (Fresno Co.).	Closed to all fishing all year.	
(50.8) Coyote Creek (Santa Clara Co.) Also see Low-Flow Restrictions, Section 8.00(c)(1).	Last Saturday in April through November 15. Only artificial lures and barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(5136) Coyote Valley Creek and tributaries (Alpine Co.).	Closed to all fishing all year.	
(5237) Crooked Creek (Mono Co.).		
(A) Crooked Creek below the City of Los Angeles gauging station.	Closed to all fishing all year.	
(B) Crooked Creek and tributaries above the City of Los Angeles gauging station.	Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial flies with barbless hooks may be used.</u>	0 trout
(5338) Crowley Lake (Mono Co.). (See individual listings for regulations on tributary waters which include: Convict, Crooked, Hilton, Hot, McGee, and Whiskey creeks and the upper Owens River).		
(A) Crowley Lake within 1,800 feet of the outlet dam (this area is marked with a series of buoys).	Closed to all fishing all year for safety purposes.	
(B) Crowley Lake, except for the closed area near the outlet dam (see above).	Last Saturday in <u>Apr.</u> through <u>Jul. 31.</u>	5 trout per day. 10 trout in possession.
	Aug. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. <u>Aug. 1 through Nov. 15. Only artificial lures may be used. Minimum size limit: 18 inches total length.</u>	2 trout
(53.539) Davis Creek (<u>Goose Lake tributary</u>) and tributaries (Modoc Co.).	Sat. preceding Memorial Day through November 15. Only artificial lures with barbless hooks may be used. the last day in Feb.	0 trout <u>5 trout</u>
(5440) Davis Lake tributaries (Plumas Co.).	Sat. preceding Memorial Day through Nov. 15. the last day in Feb.	5 trout per day. 10 trout in possession.

(54.541) Deadman Creek (Mono Co.).		
(A) Deadman Creek downstream from Hwy. 395. See Owens River 7.50(b)(104).	Last Saturday in April through Nov. 15. Maximum size limit: 16 inches total length. Only artificial lures with barbless hooks may be used. All year. <u>Only artificial lures with barbless hooks may be used.</u>	2 trout <u>0 trout</u>
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(B) Deadman Creek upstream from Hwy. 395.	Last Saturday in April through Nov. 15.	5 trout per day. 10 trout in possession.
(5542) Deep Creek (San Bernardino Co.) from headwaters at Little Green Valley to confluence of Willow Creek.	All year. Only artificial lures with barbless hooks may be used. <u>used.</u>	2 trout
(56) Deer Creek (Tehama Co.).		
(A) From 250 feet below Upper Deer Creek Falls and fishway (located 1.5 miles upstream from Potato Patch Campground) downstream 31 miles to U.S. Geological Survey gauging station cable crossing at mouth of Deer Creek Canyon (see Section 2.35 for closure at Upper Deer Creek Falls).	Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) From U.S. Geological Survey gauging station cable crossing at mouth of Deer Creek Canyon downstream to mouth of Deer Creek.	June 16 through Sept. 30.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(57) Deer Creek (Yuba and Nevada Cos.) from mouth to Smartville-Englebright Dam road crossing.	Fourth Saturday in May through Oct. 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(58) Diaz Lake (Inyo Co.).	First Saturday in Mar. through Nov. 15.	5 trout per day. 10 trout in possession.
	Nov. 16 through the Friday preceding the first Saturday in Mar.	5 trout
(59) [Reserved]		
(43) Dismal Creek (Modoc Co.).	<u>Sat. preceding Memorial Day through the last day in Feb.</u> <u>Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>

(59.5) Dry Creek and tributaries (Placer Co.) east of the Atkinson Street Bridge in Roseville.	Fourth Saturday in May through Oct. 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(60) Dry Creek (Yuba and Nevada Co.) from mouth to Sid Smith Dam about one mile above junction of Scott Forbes and Peoria roads.	Fourth Saturday in May through Oct. 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(6144) Eagle Lake and tributaries (Lassen Co.).		
(A) Eagle Lake.	Sat. preceding Memorial Day through Dec. 31. <u>the last day in Feb.</u>	2 trout. 4 trout in possession.
(B) Eagle Lake inside the break-water at the Gallatin Marina and Pine Creek Slough and Pine Creek below State Highway 44.	Closed to all fishing all year.	
(C) <u>Eagle Lake tributaries, including Pine Creek above State Hwy. 44.</u>	Saturday preceding Memorial Day through Nov. 15. <u>Sat. preceding Memorial Day through the last day in Feb.</u>	5 trout per day. 10 trout in possession.
(61.5) Earl Lake/Talawa (Del Norte Co.).	All year. Only barbless hooks may be used. Cutthroat trout minimum size limit: 10 inches.	2 cutthroat trout. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(62.5) Edson Creek and all tributaries (Siskiyou Co.).	See McCloud River 7.50(b)(115).	
(6345) Eel River (Humboldt, Lake, Mendocino and Trinity cos.).	Low-Flow Restrictions, Section 8.00, also apply, see below for more detail.	
ALL WATERS OF THE EEL RIVER DRAINAGE EXCEPT THOSE LISTED BELOW ARE CLOSED TO ALL FISHING.		
(A) Main stem.		
1. From mouth to Fulmor Road, at its paved junction with the south bank of the Eel River.	All year. Only artificial lures with barbless hooks may be used from April 1 through the Friday preceding the fourth Saturday in May. Only barbless hooks may be used from fourth Saturday in May through Mar. 31.	Catch and Release of Chinook Salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
2. From Fulmor Road, at its paved junction with the south bank of the Eel River, to South Fork Eel River. Also	All year. Only artificial lures with barbless hooks may be used from Apr. 1 through Sept. 30. Only barbless hooks	Catch and Release of Chinook Salmon 2 hatchery trout or hatchery steelhead**. 4

see Low-Flow Restrictions, Section 8.00(a)(1).	may be used from Oct. 1 through Mar. 31.	hatchery trout or hatchery steelhead** in possession.
3. From South Fork Eel River to Cape Horn Dam. (See also Pillsbury Lake tributaries (7.50(b)(138)).	Jan. 1 through Mar. 31 and Fourth Saturday in May through Sept. 30. Only artificial lures with barbless hooks may be used.	Catch and Release of Chinook Salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	Apr. 1 through the Fourth Friday in May and Oct. 1 through Dec. 31.	Closed to all fishing.
<u>(A) Eel River above Lake Pillsbury and tributaries to Lake Pillsbury (Lake Co.).</u>	<u>Sat. preceding Memorial Day through the last day in Feb. Only artificial lures may be used.</u>	<u>2 trout</u>
(B) Van Duzen River.		
4. Main stem and tributaries above <u>upstream of</u> Eaton Falls, located about ½ mile upstream of the mouth of the South Fork (Little Van Duzen) and 2 ½ miles west <u>downstream of</u> Dinsmore (Humboldt and Trinity cos).	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures may be used.</u>	5 trout <u>2 trout</u>
2. Main stem from its junction with the Eel River to the end of Golden Gate Drive near Bridgeville (approximately 4,000 feet upstream from the Little Golden Gate Bridge). Also see Low-Flow Restrictions, Section 8.00(a)(3).	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Sept. 30. Only barbless hooks may be used from Oct. 1 through Mar. 31.	Catch and Release of Chinook salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(C) South Fork Eel River from mouth to Rattlesnake Creek. Also see Low-Flow Restrictions, Section 8.00(a)(2).	Apr. 1 to Fourth Friday in May. Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Sept. 30. Only barbless hooks may be used from Oct. 1 through Mar. 31.	Closed to all fishing Catch and Release of Chinook salmon 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	Apr. 1 to Fourth Friday in May.	Closed to all fishing
<u>(D) Middle Fork Eel River. (C) Eel River Middle Fork.</u>	Jan. 1 through May 31 and July 16 through Sept. 30. At all times, only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
1. Middle Fork main stem from mouth to Bar Creek. Also see Low-Flow Restrictions, Section 8.00(a)(2).		

	Jun. 1 through July 15 and Oct. through Dec. 31.	Closed to all fishing
2. Middle Fork tributaries above Indian Dick/Eel River Ranger Station Road 1. <u>Eel River Middle Fork tributaries (Hammerhorn Creek, Rattlesnake Creek, Beaver Creek, Fly Creek, and Bar Creek) upstream of USFS M1 Road crossing (Mendocino and Trinity cos).</u>	Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. <u>Sat. preceding Memorial Day through the last day in Feb.</u> <u>Only artificial lures may be used.</u>	5 trout 2 trout
3. Middle Fork and tributaries above mouth of Uhl Creek. 2. <u>Eel River Middle Fork and tributaries upstream of mouth of Uhl Creek (Trinity Co.)</u>	Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through the last day in Feb.</u> <u>Only artificial lures may be used.</u>	2 trout
4. <u>3. Balm of Gilead Creek, and tributaries above falls 1 1/4 miles from mouth upstream of falls located 1.2 mile from mouth and one mile downstream of Wright's Valley Trail crossing (Trinity Co.)</u>	Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through the last day in Feb.</u> <u>Only artificial lures may be used.</u>	2 trout
5. North Fork of Middle Fork and tributaries above mouth of Willow Creek. 4. <u>Eel River North Fork of the Middle Fork upstream of mouth of Willow Creek (Trinity Co.)</u>	Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through the last day in Feb.</u> <u>Only artificial lures may be used.</u>	2 trout
(6446) El Estero Lake (Monterey Co.) portions of the lake south of the Pearl Street bridge known as Camino Aquajito Arm and Camino El Estero finger.	Closed to all fishing all year.	
(65) Elk Creek (Mendocino Co.). Also see Section 8.00(b). Main stem below the confluence of South Fork Elk Creek.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or

	<p>Saturday in May through Oct. 31. Only barbless hooks may be used from</p>	<p>hatchery steelhead** in possession.</p>
<p>(66) Elk River (Humboldt Co.) downstream from Highway 101 bridge, excluding tributaries.</p>	<p>Nov. 1 through Mar. 31. Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Oct. 1 through Mar. 31.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or 4 hatchery steelhead** in possession.</p>
<p>(6447) Fall River Complex (Shasta Co.).</p>		
<p>(A) Fall River and tributaries from its origin at Thousand Springs downstream to the mouth of the Tule River and including Spring Creek and excluding all other tributaries. PG&E Pit #1 Diversion Dam, including all lakes, tributaries, and springs, excluding Bear Creek.</p> <p>(B) Lava Creek</p> <p>(C) Little Tule River</p> <p>(D) Tule River</p> <p>(E) Horr Pond</p> <p>(F) Ja She Creek</p> <p>(G) Big Lake</p> <p>(H) Thousand Springs</p> <p>(I) Spring Creek</p> <p>(J) Ahjumawi Lava Springs</p> <p>(K) Eastman Lake</p>	<p>Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30. Only artificial lures may be used.</p>	<p>2 trout</p>
	<p>Oct. 1 through the Fri. preceding Memorial Day. Only artificial lures with barbless hooks may be used.</p>	<p>0 trout</p>
<p>(68) Feather River below Fish Barrier Dam (Butte, Sutter and Yuba cos.).</p>		
<p>(A) From Fish Barrier Dam to Table Mountain bicycle bridge in Oroville.</p>	<p>Closed to all fishing all year</p>	
<p>(B) From Table Mountain bicycle bridge to Highway 70 bridge.</p>	<p>Jan. 1 through July 15. Only barbless hooks may be used.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(C) From Highway 70 bridge to the unimproved boat ramp above the Thermalito Afterbay Outfall.</p>	<p>All year.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout</p>

		or hatchery steelhead** in possession.
(D) From the unimproved boat ramp above the Thermalito Afterbay Outfall to 200 yards above the Live Oak boat ramp.	Jan. 1 through July 15	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Oct. 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 3 Chinook Salmon. 6 Chinook Salmon in possession.
	Oct. 16 through Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(E) From 200 yards above Live Oak boat ramp to the mouth. For purposes of this regulation, the lower boundary is defined as a straight line drawn from the peninsula point on the west bank to the Verona Marine boat ramp.	Jan. 1 through July 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Dec. 16.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 3 Chinook Salmon. 6 Chinook Salmon in possession.
	Dec. 17 to Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(68.1) Feather River, Middle Fork (Plumas Co.), from the Union Pacific Railroad Bridge (1/4 mile upstream of County A-23 bridge) to the Mohawk Bridge.	First Saturday in April through Nov. 15. possession.	5 trout per day. 10 trout in
(68.248) Feather River North Fork from Belden Bridge downstream to Cresta Powerhouse (excluding reservoirs) (Butte and Plumas Cos.).	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through the last day in Feb. Only artificial lures with barbless hooks may be used.</u>	0 trout

(68.349) Fish Slough (Mono Co.).		
(A) The portions of Fish Slough which lie within the Owens Valley Native Fishes Sanctuary and BLM Springs.	Closed to all fishing all year.	
(B) All other portions of Fish Slough. Also, see Section 5.00(b)(10) for black bass regulations.	Last Saturday in Apr. through Nov. 15. <u>All year</u>	5 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr.	0 trout
(69) Freshwater Creek (Humboldt Co.) downstream from bridge at "3 Corners" on the Old Arcata Road, excluding tributaries.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(69.5) Freshwater Lagoon (Humboldt Co.).	All year.	5 trout per day. 10 trout in possession.
(70) Garcia River (Mendocino Co.). Also see Section 8.00(b). Main stem below the Eureka Hill Road bridge.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
<u>(50) George Lake (Lake George, Mono Co.)</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(7151) Golden Trout Wilderness Area (Tulare Co.), excluding the main stem Kern River (see subsection 7.50(b)(69), and the Tule River drainage (See subsection 7.50(b)(154)).	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures may be used.</u>	5 trout <u>2 trout</u>
<u>(52) Goose Lake and tributaries (Modoc Co.) excluding Davis Creek (See subsection 7.50(b)(39), and Pine Creek (See subsection 7.50(b)(106)).</u>	<u>Sat. preceding Memorial Day through the last day in Feb. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
<u>(53) Grant Lake (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
<u>(54) Gull Lake (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(71.5) Grass Valley Creek Reservoir (Trinity Co.).	All year. Only artificial lures may be used.	2 trout
(72) Greenwood Creek (Mendocino Co.). Also see Section 8.00(b).		

<p>Main stem below the log bridge about 1 1/2 miles east of Highway 1.</p>	<p>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(72.5) Guadalupe River below Guadalupe Reservoir (Santa Clara Co.) including Los Gatos Ck. Below Vasona Lake, and Alamitos Ck. and Arroyo Calero below Calero Reservoir.</p>	<p>Last Saturday in April through November 15. Only artificial lures and barbless hooks may be used.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(73) Gualala River (Mendocino and Sonoma cos.). Also see Section 8.00(b). Main stem below the confluence of Wheatfield and South Forks.</p>	<p>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31. Fishing from a flotation device is prohibited from Nov. 15 through Feb. 28 from the confluence of the North Fork to the Highway 1 bridge.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(7455) Hat Creek (Shasta Co.) from Lake Britton upstream to Baum Lake, exclusive of the concrete Hat No. 2 intake canal between Baum Lake and the Hat No. 2 Powerhouse.</p>	<p>Last Saturday in Apr. through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. Aquatic invertebrates of the orders Plecoptera (stoneflies), Ephemeroptera (mayflies) and Trichoptera (caddisflies) may not be taken or possessed <u>All year. Only artificial lures with barbless hooks may be used.</u></p>	<p>2 trout <u>0 trout</u></p>
<p>(75) Hat Creek No. 1 and Cassel Forebays (Shasta Co.). Those portions of Hat Creek known as No. 1 Forebay and Cassel Forebay.</p>	<p>Last Saturday in Apr. through Nov. 15</p>	<p>5 trout per day. 10 trout in possession.</p>

(756) Heenan Lake and tributaries (Alpine Co.).		
(A) Heenan Lake.	Only on Fridays, Saturdays, and Sundays from the Friday before Labor Day through the last Sunday in October. Fishing hours: Only from sunrise to sunset. Only artificial lures with barbless hooks may be used. Sep. 1 through Nov. 30. Only artificial lures with barbless hooks may be used.	0 trout
(B) Heenan Lake tributaries.	Closed to all fishing all year.	
(757) Hennessey Lake tributaries (Napa Co.).	Last Saturday in Apr. through Nov. 15 Sat. preceding Memorial Day through Sep. 30.	5-2 trout. 4 trout in possession.
(77.358) Hilton Creek (Mono Co.).		
(A) Hilton Creek downstream from Crowley Lake Drive.	Last Saturday in April through the Friday preceding Memorial Day and Oct. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30.	2 trout 5 trout
	Saturday preceding Memorial Day through Sept. 30. Only artificial lures with barbless hooks may be used.	5 per day, 10 in possession
(B) Hilton Creek upstream from Crowley Lake Drive.	Last Saturday in April through Nov. 15.	5 trout per day. 10 trout in possession
(77.559) Hobart Creek (Tuolumne Co.), tributary to Spicer Meadows Reservoir.	July 1 through Nov. 15. Sat. preceding Memorial Day through Sep. 30. Only artificial lures may be used.	5 trout per day. 10 trout in possession. 2 trout
(60) Horseshoe Lake (Mono Co.).	Last Sat. in Apr. through Nov. 15.	5 trout
(7861) Hot Creek (Mono Co.). Hot Creek from the State hatchery property line to the confluence with the Owens River.	All year. Only artificial flies with barbless hooks may be used.	0 trout
(7962) Illinois River and tributaries (Del Norte Co.).	Closed to all fishing all year.	

(8063) Independence Lake and tributaries (Nevada and Sierra Cos.cos.).	NOTE: ALL LAHONTAN CUTTHROAT TROUT TAKEN SHALL BE IMMEDIATELY RETURNED TO THE WATER	
(A) Independence Lake tributaries and Independence Lake within 300 feet of the mouths of all tributaries.	Closed to all fishing all year.	
(B) Independence Lake except Independence Lake within 300 feet of the mouths of all tributaries.	All year Only artificial lures with barbless hooks may be used <u>Sat. preceding Memorial Day through Sep. 30.</u> Only artificial lures with barbless hooks may be used.	5 trout per day. 10 trout in possession <u>0 trout</u>
(8464) Indian Tom Lake (Siskiyou Co.).	All year.	2 trout. <u>4 trout in possession.</u>
(82) Inyo County, Southwestern Portion, in all waters bounded by the Inyo County line on the south and west, Independence Creek on the north (open to fishing), and Highway 395 on the east (also see Cottonwood Creek and Diaz Lake Restrictions.)	First Sat. in March through Nov. 15.	5 trout per day. 10 trout in possession.
(83) Islay Creek (San Luis Obispo Co.).	Closed to all fishing all year	
<u>(65) Isabella Lake (Lake Isabella, Kern Co.)</u>	<u>All year.</u>	<u>5 trout</u>
(8466) Junction Lake and tributaries (Mono Co.) including the lake's outlet stream to Highway 108.	Closed to all fishing all year.	
<u>(67) June Lake (Mono Co.)</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(84.5) Kaweah River and tributaries (Tulare Co.).	All year.	5 trout per day. 10 trout in possession.
(8568) Kent Lake tributaries (Marin Co.).	Last Saturday in Apr. through Nov. 15 <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout <u>2 trout. 4 trout in possession.</u>
(8669) Kern River (Kern and Tulare Cos.cos.)		
(A) From Lake Isabella <u>upstream</u> to the Johnsondale bridge.	All year.	5 trout per day. 10 trout in possession.

(B) From Johnsondale bridge upstream to the point where U.S. Forest Service Trail 33E30 heads east to join the Rincon Trail. <u>Sequoia National Park boundary near the Kern Canyon Ranger Station.</u>	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. All year. Only artificial lures with barbless hooks may be used.	2 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
<u>(C) Downstream of Lake Isabella.</u>	<u>All year.</u>	<u>5 trout</u>
(C) From the point where U.S. Forest Service Trail 33E30 heads east to join the Rincon Trail upstream to the mouth of Tyndall Creek.	Last Saturday in Apr. through Nov. 15. Maximum size limit: 10 inches total length for rainbow trout only. Only artificial lures with barbless hooks may be used.	2 trout
(8770) Kings River (Fresno Co.).		
(A) Kings River, South Fork from its confluence with Copper Creek downstream to the Highway 180 crossing at Boyden Cave.	All year.	<u>2 trout. 4 trout in possession.</u>
(B) Kings River South Fork, from the Highway 180 crossing at Boyden Cave downstream to the main stem; Middle Fork, from the western boundary of Kings Canyon National Park downstream to the main stem; and main stem, from the confluence of the South and Middle forks downstream to Garnet Dike Campground.	All year. Only artificial lures with barbless hooks may be used.	0 trout
(C) Kings River, from Garnet Dike Campground downstream to Pine Flat Lake.	All year.	<u>2 trout. 4 trout in possession.</u>
(D) Kings River from Pine Flat Dam downstream to U. S. Army Corps of Engineers Bridge on Pine Flat Road.	Last Saturday in Apr. through Nov. 15. <u>Closed to all fishing all year.</u>	5 trout
<u>(E)</u> <u>1. Kings River from the U.S. Army Corps of Engineers Bridge on Pine Flat Road downstream to Cobbles (Alta) Weir.</u>	<u>All year.</u>	<u>5 trout</u>
(E)2. Kings River Thorburn Spawning Channel, the 2,200-foot-long channel located 5 miles downstream from Pine Flat Dam, and the reach of river within a 200-foot radius of the channel exit.	Closed to all fishing all year.	

(F) Kings River, from Cobbles (Alta) Weir downstream to the Highway 180 crossing.	All year. Only artificial lures with barbless hooks may be used.	0 trout
<u>(G) Kings River from the Highway 180 crossing downstream.</u>	<u>All year.</u>	<u>5 trout</u>
(88) Reserved.		
(8971) Kirman (Carmen) Lake and all its tributaries (Mono Co.).	Last Sat. in Apr.- through Nov. Nov. 15. Only artificial lures may be used. Minimum size limit: 46 18 inches total length. Only artificial lures with barbless hooks may be use	2 trout
(90) Kirman (Carmen) Lake tributaries (Mono Co.).	Closed to all fishing all year.	
(72) Kitchen Creek (San Diego Co.) upstream of Lake Morena, and all its tributaries.	All year. Only artificial lures may be used.	2 trout
(9173) Klamath River Regulations (See Section 1.74 for salmon punch card requirements.		
(A) Klamath River main stem and all tributaries above Iron Gate Dam, except Shovel Creek and tributaries. The Klamath River main stem within 250 feet of the mouth of Shovel Creek is closed to all fishing November 16 through June 15.	Last Saturday in Apr. through Nov. 15 Sat. preceding Memorial Day through Sep. 30.	5 trout per day. 10 trout in possession.
	Oct. 1 through the Fri. preceding Memorial Day. Only artificial lures with barbless hooks maybe used.	0 trout
(B) Shovel Creek and tributaries above mouth of Panther Creek.	Last Saturday in Apr. through Nov. 15.	5 trout
(C) Shovel Creek and tributaries up to and including Panther Creek.	Closed to all fishing all year	

~~(91.1) Anadromous Waters of the Klamath River Basin Downstream of Iron Gate and Lewiston dams. The regulations in this subsection apply only to waters of the Klamath River Basin which are accessible to anadromous salmonids. They do not apply to waters of the Klamath River Basin which are inaccessible to anadromous salmon and trout, portions of the Klamath River system upstream of Iron Gate Dam, portions of the Trinity River system upstream of Lewiston Dam, and the Shasta River and tributaries upstream of Dwinnel Dam. Fishing in these waters is governed by the General Regulations for non-anadromous waters of the North Coast District (see Section 7.00, subsection (a)(4)).~~

~~(A) — Restrictions and Requirements.~~

1. Only barbless hooks may be used. (For definitions regarding legal hook types, hook gaps and rigging see Chapter 2, Article 1, Section 2.10.)
2. During closures to the take of adult salmon, it shall be unlawful to remove any adult Chinook Salmon from the water by any means.
3. See Section 1.74 for sport fish report card requirements.

~~(B) General Area Closures.~~

1. No fishing is allowed within 750 feet of any Department of Fish and Wildlife fish-counting weir.
2. No fishing is allowed from the Ishi Pishi Road bridge upstream to and including Ishi Pishi Falls from August 15 through December 31. EXCEPTION: members of the Karuk Indian Tribe listed on the current Karuk Tribal Roll may fish at Ishi Pishi Falls using hand-held dip nets.
3. No fishing is allowed from September 15 through December 31 in the Klamath River within 500 feet of the mouths of the Salmon, the Shasta and the Scott rivers and Blue Creek.
4. No fishing is allowed from June 15 through September 14 in the Klamath River from 500 feet above the mouth of Blue Creek to 500 feet downstream of the mouth of Blue Creek.

~~(C) Klamath River Basin Possession Limits.~~

1. Trout Possession Limits.
 - a. The Brown Trout possession limit is 20.
 - b. The hatchery trout or hatchery steelhead possession limits are as follows:
 - (i) Klamath River - 4 hatchery trout or hatchery steelhead.
 - (ii) Trinity River - 4 hatchery trout or hatchery steelhead.
2. Chinook Salmon Possession Limits.
 - a. Klamath River downstream of the Highway 96 bridge at Weitchpec from January 1 to August 14 and the Trinity River downstream of the Old Lewiston Bridge to the confluence of the South Fork Trinity River from January 1 to August 31: 2 Chinook Salmon.
 - b. Klamath River from August 15 to December 31 and Trinity River from September 1 to December 31: 6 Chinook Salmon. No more than 3 Chinook Salmon over 23 inches total length may be retained when the take of salmon over 23 inches total length is allowed.

~~(D) Klamath River Basin Chinook Salmon Quotas.~~

~~The Klamath River fall-run Chinook Salmon take is regulated using quotas. Accounting of the tribal and non-tribal harvest is closely monitored from August 15 through December 31 each year. These quota areas are noted in subsection (b)(91.1)(E) with "Fall Run Quota" in the *Open Season and Special Regulations* column.~~

~~1. Quota for Entire Basin.~~

~~The 2020 Klamath River Basin quota is 7,6371,296 Klamath River fall-run Chinook Salmon over 23 inches total length. The department shall inform the Commission, and the public via the news media, prior to any implementation of restrictions triggered by the quotas. (NOTE: A department status report on progress toward the quotas for the various river sections is updated weekly, and available at 1-800-564-6479.)~~

~~2. Subquota Percentages.~~

- a. The subquota for the Klamath River upstream of the Highway 96 bridge at Weitchpec and the Trinity River is 50% of the total Klamath River Basin quota.

- (i) ~~The subquota for the Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec is 17% of the total Klamath River Basin quota.~~
- (ii) ~~The subquota for the Trinity River main stem downstream of the Old Lewiston Bridge to the Highway 299 West bridge at Cedar Flat is 16.5% of the total Klamath River Basin quota.~~
- (iii) ~~The subquota for the Trinity River main stem downstream of the Denny Road bridge at Hawkins Bar to the confluence with the Klamath River is 16.5% of the total Klamath River Basin quota.~~
- b. ~~The subquota for the lower Klamath River downstream of the Highway 96 bridge at Weitchpec is 50% of the total Klamath River Basin quota.~~
 - (i) ~~The Spit Area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth) will close when 15% of the total Klamath River Basin quota is taken downstream of the Highway 101 bridge.~~

~~(E) Klamath River Basin Open Seasons and Bag Limits.~~

~~All anadromous waters of the Klamath River Basin are closed to all fishing for all year except those areas listed in the following table. Bag limits are for trout and Chinook Salmon in combination unless otherwise specified.~~

<i>Body of Water</i>	<i>Open Season and Special Restrictions</i>	<i>Daily Bag Limit</i>
1. Bogus Creek and tributaries.	Fourth Saturday in May through August 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead.**
2. Klamath River main stem from 3,500 feet downstream of Iron Gate Dam to the mouth.		
a. Klamath River from 3,500 feet downstream of the Iron Gate Dam to the Highway 96 bridge at Weitchpec.	January 1 to August 14.	0 Chinook Salmon 2 hatchery trout or hatchery steelhead**
	Fall Run Quota 220 Chinook Salmon August 15 to December 31, 2020.	2 Chinook Salmon -- no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 2 hatchery trout or hatchery steelhead**
	Fall Run Quota Exception: Chinook Salmon over 23 inches total length may be retained from 3,500 feet downstream of Iron Gate Dam to the Interstate 5 bridge when the department determines that the adult fall-run Chinook	

	Salmon spawning escapement at Iron Gate Hatchery exceeds 8,000 fish. Daily bag and possession limits specified for fall-run Chinook Salmon apply during this exception.	
b. Klamath River downstream of the Highway 96 bridge at Weitchpec.	January 1 to August 14.	2 Chinook Salmon 2 hatchery trout or hatchery steelhead**
	Fall Run Quota 648 Chinook Salmon August 15 to December 31, 2020.	2 Chinook Salmon – no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 2 hatchery trout or hatchery steelhead**
	<p>Fall Run Quota Exception: Spit Area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth). This area will be closed to all fishing after 15% of the Total Klamath River Basin Quota has been taken. All legally caught Chinook Salmon must be retained. Once the adult (greater than 23 inches) component of the total daily bag limit has been retained anglers must cease fishing in the spit area.</p>	
3. Salmon River main stem, main stem of North Fork downstream of Sawyer's Bar bridge, and main stem of South Fork downstream of the confluence of the East Fork of the South Fork.	November 1 through February 28.	2 hatchery trout or hatchery steelhead**
4. Scott River main stem downstream of the Fort Jones-Greenview bridge to the confluence with the Klamath River.	Fourth Saturday in May through February 28.	2 hatchery trout or hatchery steelhead**
5. Shasta River main stem downstream of the Interstate 5 bridge north of Yreka to the confluence with the Klamath River.	Fourth Saturday in May through August 31 and November 16 through February 28.	2 hatchery trout or hatchery steelhead**
6. Trinity River and tributaries.		
a. Trinity River main stem from 250 feet downstream of Lewiston Dam to the Old Lewiston Bridge.	April 1 through September 15. Only artificial flies with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**
b. Trinity River main stem downstream of the Old Lewiston Bridge to the	January 1 to August 31.	2 Chinook Salmon 10 Brown Trout

Highway 299 West bridge at Cedar Flat.		2 hatchery trout or hatchery steelhead**
	Fall Run Quota 214 Chinook Salmon September 1 to December 31, 2020.	2 Chinook Salmon – no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 10 Brown trout 2 hatchery trout or hatchery steelhead**
	Fall Run Quota Exception: Chinook Salmon over 23 inches total length may be retained downstream of the Old Lewiston Bridge to the mouth of Indian Creek when the department determines that the adult fall-run Chinook Salmon spawning escapement at Trinity River Hatchery exceeds 4,800 fish. Daily bag and possession limits specified for fall-run Chinook Salmon apply during this exception.	
c. Trinity River main stem downstream of the Highway 299 West bridge at Cedar Flat to the Denny Road bridge at Hawkins Bar.	January 1 through August 31.	2 Chinook Salmon 10 Brown Trout 2 hatchery trout or hatchery steelhead**
	September 1 through December 31.	Closed to all fishing.
d. New River main stem downstream of the confluence of the East Fork to the confluence with the Trinity River.	September 15 through November 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**
e. Trinity River main stem downstream of the Denny Road bridge at Hawkins Bar to the mouth of the South Fork Trinity River.	January 1 to August 31.	2 Chinook Salmon 10 Brown Trout 2 hatchery trout or hatchery steelhead**
	Fall Run Quota 214 Chinook Salmon September 1 through December 31, 2020. This is the cumulative quota for subsections 6.e. and 6.f. of this table.	2 Chinook Salmon – no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 10 Brown Trout 2 hatchery trout or hatchery steelhead**

f. Trinity River main stem downstream of the mouth of the South Fork Trinity River to the confluence with the Klamath River.	January 1 to August 31.	0 Chinook Salmon 10 Brown Trout 2 hatchery trout or hatchery steelhead**
	Fall Run Quota 214 Chinook Salmon September 1 through December 31, 2020. This is the cumulative quota for subsections 6.e. and 6.f. of this table.	2 Chinook Salmon – no more than 1 fish over 23 inches total length until subquota is met, then 0 fish over 23 inches total length. 10 Brown Trout 2 hatchery trout or hatchery steelhead**
g. Hayfork Creek main stem downstream of the Highway 3 bridge in Hayfork to the confluence with the South Fork Trinity River.	November 1 through March 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**
h. South Fork Trinity River downstream of the confluence with the East Fork of the South Fork Trinity River to the South Fork Trinity River bridge at Hyampom.	November 1 through March 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**
i. South Fork Trinity River downstream of the South Fork Trinity River bridge at Hyampom to the confluence with the Trinity River.	November 1 through March 31.	0 Chinook Salmon. 2 hatchery trout or hatchery steelhead**
(91.2) Special Order Regarding Take of Chinook Salmon in Anadromous Waters of the Klamath River Basin Downstream of Iron Gate and Lewiston dams.	Notwithstanding subsection (b)(91.1) of Section 7.50, between January 1 and August 14 on the Klamath River and between January 1 and August 31 on the Trinity River, and South Fork Trinity River, Chinook Salmon may not be taken or possessed except as authorized on the identified segments of rivers as listed in the following table. All other restrictions apply.	
(A) Klamath River segment identified in subsection 7.50(b)(91.1)(E)2.b.	July 1 through August 14	1 Chinook Salmon 2 Chinook Salmon in possession
(B) Trinity River segment identified in subsection 7.50(b)(91.1)(E)6.b.	July 1 through August 31	1 Chinook Salmon 2 Chinook Salmon in possession
(C) Trinity River segment identified in subsection 7.50(b)(91.1)(E)6.c.	July 1 through August 31	1 Chinook Salmon 2 Chinook Salmon in possession

(D) Trinity River segment identified in subsection 7.50(b)(91.1)(E)6.e.	July 1 through August 31	1 Chinook Salmon 2 Chinook Salmon in possession
(9274) Klopp Lake (Humboldt Co.).	All year. Only artificial lures with barbless hooks may be used.	2 trout
(93) Laguna de Santa Rosa (Sonoma Co. tributary to Russian River) upstream from Guerneville Road bridge.	Last Saturday in Apr. through Nov. 15.	Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.
(95) Lagunitas Creek and tributaries (Marin Co.).	Closed to all fishing all year	
(9675) Lagunitas Lake (Marin Co.).	All year. Maximum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. <u>Only artificial lures may be used.</u>	2 trout
(96.576) Lane Lake (Mono Co.).	Last Saturday in Apr. through Nov. 15. <u>All year. Only artificial lures may be used.</u>	2 trout
(98) Lassen Creek and tributaries (Modoc Co.)	Saturday preceding Memorial Day through Nov. 15. Only artificial lures with barbless hooks may be used.	0 trout
(98.577) Laurel Lakes and tributaries (Mono Co.).	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures may be used. Minimum size limit: 14 inches total length.</u>	2 trout
(98.678) Lee Vining Creek from the Lee Vining conduit downstream to Mono Lake (Mono Co.).	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30.</u>	2 trout. <u>4 trout in possession.</u>
	<u>Oct. 1 through the Fri. preceding Memorial Day. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
(99) Limekiln Creek and tributaries above Highway 1 (Monterey Co.). Also see Low-Flow Restrictions, Section 8.00(c)(9).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(40079) Little Butano Creek above the diversion dam at Butano State Park (San Mateo Co.).	Last Saturday in Apr. through Nov. 15. <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	5 trout <u>0 trout</u>
(101) Little Cottonwood Creek and tributaries (Inyo Co.).	See Cottonwood Creek 7.50(b)(48).	
(102) Little River (Humboldt Co.) downstream from the County Road bridge at Crannell, excluding tributaries.	Fourth Saturday in May through Mar. 31. Cutthroat trout minimum size limit: 10 inches total length. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 cutthroat trout 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(103) Little Sur River and tributaries above Coast Road (Monterey Co.).	Fourth Saturday in May through Oct. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(403.580) Little Truckee River (Sierra and Nevada Cos. cos.) from Stampede Reservoir Dam downstream to Boca Reservoir.	Last Saturday in Apr. through Nov. 15. Maximum size limit: 14 inches total length. <u>All year.</u> Only artificial lures with barbless hooks may be used.	2 trout <u>0 trout</u>
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(104) Llagas Creek (Santa Clara Co.). Also see Low-Flow Restrictions, Section 8.00(c)(5).		
(A) From mouth to Monterey Highway Bridge.	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) From Monterey Highway Bridge to Chesbro Dam.	Closed to all fishing all year	
(104.3) Los Angeles Aqueduct from Owens River to Alabama Gates (Inyo County).	First Saturday in Mar. through Nov. 15.	5 trout per day. 10 trout in possession.
	Nov. 16 through the Friday preceding the first Saturday in Mar.	5 trout

<u>(81) Los Gatos Creek (Santa Clara Co.) upstream of Camden Avenue drop including Lexington Reservoir and all tributaries.</u>	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
(104.5) Los Osos Creek (San Luis Obispo Co.).	Closed to all fishing all year.	
(105) Los Padres Reservoir (Monterey Co.).	Last Saturday in Apr. through Nov. 15. No rainbow trout less than 10 inches or greater than 16 inches total length may be kept. Only artificial lures with barbless hooks may be used.	5 trout, no more than 2 of which may be rainbow trout.
<u>(82) Lundy Lake (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
<u>(83) Lytle Creek and tributaries upstream of Interstate 15 bridge. (San Bernardino Co.).</u>	<u>All year.</u>	<u>5 trout</u>
(40684) Macklin Creek (Nevada Co.), arising near Milton-Bowman Tunnel alignment, flowing north-westerly and having its junction with the Middle Fork Yuba River about 2 1/4 miles downstream from Milton Reservoir.	Closed to all fishing all year.	
(107) Mad River and tributaries (Humboldt Co.).		
(A) Mad River from the mouth to 200 yards upstream.	Jan. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) Mad River main stem, from 200 yards above its mouth upstream to the confluence with Cowan Creek, excluding tributaries. Also see Low-Flow Restrictions, Section 8.00(a)(4).	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(C) Mad River main stem, from the confluence with Cowan Creek to the confluence with Deer Creek, excluding tributaries.	Closed to all fishing all year.	
(D) Mad River main stem from the confluence with Deer Creek to Ruth Dam.	Fourth Saturday in May through Oct. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(E) Mad River and tributaries above Ruth Dam.	Last Saturday in May through Nov. 15.	5 trout per day. 10 trout in possession.
(85) Mamie Lake (Lake Mamie, Mono Co.).	Last Sat. in Apr. through Nov. 15.	5 trout
(10986) Mammoth Pool (Fresno and Madera Cos.cos.).	June 16 through Apr. 30.All year.	5 trout per day. 10 trout in possession.
(110) Mammoth Pool tributaries (Fresno and Madera Cos.) from their mouths to a point 300 feet upstream.	June 16 through Nov. 15	5 trout per day. 10 trout in possession.
(1187) Martis Creek from the Martis Lake dam downstream to the confluence with the Truckee River (Nevada Co.).	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used.All year. Only artificial lures with barbless hooks may be used.	2 trout 0 trout
(11288) Martis Lake and tributaries (Nevada and Placer Cos.cos.).	All year. Only artificial lures with barbless hooks may be used.	0 trout
(A) Martis Lake.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used	0 trout
(B) Martis Lake tributaries.	Closed to all fishing all year	
(89) Mary Lake (Lake Mary, Mono Co.).	Last Sat. in Apr. through Nov. 15.	5 trout
(113) Mattole River (Humboldt Co.). Also see Section 8.00(a).		
(A) Mattole River main stem from the mouth to 200 yards upstream.	Closed to all fishing all year.	
(B) Mattole River main stem from 200 yards upstream of mouth to confluence with Stansberry Creek.	Jan. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(C) Mattole River main stem from confluence with Stansberry Creek to confluence with Honeydew Creek.	Jan. 1 through Mar. 31 and Fourth Saturday in May through Aug. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(11590) McCloud River and tributaries (Shasta and Siskiyou Cos.cos.).	Also see Sierra District General Regulations Section 7.00(b)).	
(A) Moosehead Creek and all tributaries.	Closed to all fishing all year.	

(B) McKay Creek and all tributaries including Sheepheaven Spring.	Closed to all fishing all year.	
(GB) Edson Creek and all tributaries, excluding Dry Creek.	Closed to all fishing all year.	
(DC) Swamp Creek and all tributaries.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through the last day in Feb. Only artificial lures with barbless hooks may be used.	0 trout
(D) Sheephaven Creek.	Closed to all fishing all year.	
(E) Bull Creek and tributaries.	Closed to all fishing all year.	
(F) Dry Creek south of upper McCloud River.	Closed to all fishing all year.	
(EG) McCloud River from McCloud Dam downstream to confluence of Ladybug Creek.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30. Only artificial lures may be used.	2 trout
	Oct. 1 through the Fri. preceding Memorial Day. Only artificial lures with barbless hooks may be used.	0 trout
(FH) McCloud River from confluence of Ladybug Creek downstream to lower boundary of the U.S. Forest Service loop (southern boundary of Section 36, T38N, R3W). Shasta Lake.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. All year. Only artificial lures with barbless hooks may be used.	0 trout
(G) McCloud River from the lower boundary of the U.S. Forest Service loop (southern boundary of Section 36, T38N, R3W) downstream to the upper boundary of the McCloud River Club (southern boundary of Section 14, T37N, R3W).	Closed to all fishing all year.	
(115.2) McDonald Creek (Humboldt Co.).	Closed to fishing all year.	

(115.391) McGee Creek (Mono Co.).		
(A) McGee Creek downstream from Highway 395.	Last Saturday in April through Friday preceding Memorial Day and Oct. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30.	2 trout <u>5 trout</u>
	Saturday preceding Memorial Day through Sept. 30.	5 trout per day. 10 trout in possession.
(B) McGee Creek upstream from Highway 395.	Last Saturday in April through Nov. 15.	5 trout per day. 10 trout in possession.
(115.4) McKay Creek and all tributaries (Siskiyou Co.)	See McCloud River 7.50(b)(115).	
(115.692) McLeod Lake (Mono Co.).	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures with barbless hooks may be used.</u>	0 trout
(115.893) Meiss Lake (Alpine Co.).	Closed to all fishing all year Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.	0 trout
(116) Mendocino Lake tributaries (Mendocino Co.).	Last Saturday in Apr. through Nov. 15	5 trout
(117) Merced River (Mariposa Co.).		
(A) From the Happy Isles footbridge downstream to the western boundary of Yosemite National Park at El Portal.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.	0 rainbow trout. 5 brown trout per day. 10 brown trout in possession.
(B) From the western boundary of Yosemite National Park at El Portal boundary downstream to the Foresta bridge.	All year. Only artificial lures with barbless hooks may be used.	0 rainbow trout. 5 brown trout per day. 10 brown trout in possession.
(C) From Foresta bridge downstream to Lake McClure.	Last Saturday in April through November 15. November 16 through the Friday preceding the last Saturday in April.	5 trout per day. 10 trout in possession.
(118) Merced River (Merced Co.).		
(A) From Crocker-Huffman Dam downstream to the Schaffer bridge on Oakdale Road.	Jan. 1 through Oct. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(B) From the Schaffer bridge on Oakdale Road downstream to the mouth.	Jan. 1 through Oct. 31. Bait may be used from Jan. 1 through Oct. 31. However, from April 1 through the Friday preceding the fourth Saturday in May, bait may be used only with single hooks having a gap between 1/2 and 1 inch, or with multiple hooks having a gap between 1/4 and 1/2 inch.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(148.294) Milk Ranch Creek and tributaries (Alpine Co.) above the confluence with the North Fork Mokelumne River.	Closed to all fishing all year.	
(148.595) Mill Creek (Mono Co. tributary to West Walker River) and tributaries upstream from confluence with Lost Cannon Creek.	Closed to all fishing all year. <u>All year. Only artificial flies with barbless hooks may be used.</u>	0 trout
(119) Mill Creek (Tehama Co.).		
(A) From the Lassen National Park boundary downstream to the U.S. Geological Survey gauging station cable crossing at the mouth of Mill Creek Canyon.	Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) From U.S. Geological Survey gauging station cable crossing at mouth of Mill Creek Canyon downstream to the mouth of Mill Creek.	June 16 through Sept. 30.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(96) <u>Miller Canyon Creek from Silverwood Lake upstream (San Bernardino Co.)</u>	<u>All year.</u>	<u>5 trout</u>
(12097) Milton Lake and Middle Fork Yuba River between Milton Lake and Jackson Meadows Dam (Nevada and Sierra Cos. cos.).	Last Saturday in Apr. through Nov. 15. Maximum size limit: 12 inches total length. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures with barbless hooks may be used.</u>	2 trout <u>0 trout</u>
(12298) Mitchell Creek and tributaries (Contra Costa Co.).	Closed to all fishing all year.	
(124) Mokelumne River (San Joaquin Co.).		
(A) From Camanche Dam to Elliot Road.	Jan. 1 through Mar. 31.	1 hatchery trout or hatchery steelhead**
	Fourth Saturday in in May through July 15.	1 hatchery trout or hatchery steelhead**

	July 16 through Oct. 15.	1 hatchery trout or hatchery steelhead**. 2 Chinook salmon.
(B) From Elliot Road to the Woodbridge Irrigation District Dam including Lodi Lake.	Jan. 1 through July 15.	1 hatchery trout or hatchery steelhead**
	July 16 through Dec. 31.	1 hatchery trout or hatchery steelhead**. 2 Chinook salmon.
(C) Between the Woodbridge Irrigation District Dam and the Lower Sacramento Road bridge.	Closed to all fishing all year	
(D) From the Lower Sacramento Road bridge to the mouth. For purposes of this regulation, this river segment is defined as Mokelumne River and its tributary sloughs downstream of the Lower Sacramento Road bridge and east of Highway 160 and north of Highway 12.	Jan. 1 through July 15.	1 hatchery trout or hatchery steelhead**
	July 16 through Dec. 16.	1 hatchery trout or hatchery steelhead**. 2 Chinook salmon.
	Dec. 17 through Dec. 31.	1 hatchery trout or hatchery steelhead**
(12599) Mono Creek (Fresno Co.) and tributaries from Edison Lake upstream to the confluence with the North Fork Mono Creek.	June 1 through October 15. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout per day. 10 trout in possession.
(125.5) Moosehead Creek and tributaries (Shasta and Siskiyou cos.).	See McCloud River 7.50(b)(115).	
(126100) Murray Canyon Creek and tributaries (Alpine Co.) upstream from the falls located about 1/4 mile above the confluence with the East Fork Carson River.	Closed to all fishing all year.	
(128) Nacimiento River (Monterey and San Luis Obispo Cos.)		
(A) From the headwaters in the Los Padres National Forest, downstream to the southern border of Fort Hunter-Liggett Military Reservation.	Last Saturday in Apr. through Nov. 15	5 trout
(B) Nacimiento Lake, and the main stem Nacimiento River upstream to the southern boundary of Fort Hunter-Liggett.	All year.	5 trout
(C) Main stem below Nacimiento Dam, downstream to its confluence with the Salinas River.	Saturday preceding Memorial Day through October 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(129) Napa River and tributaries (Napa Co.). Also see Section 8.00(b).		

(A) Main stem above the Oakville Cross Road Bridge near Yountville and all Napa River tributaries.	Closed to all fishing all year.	
(B) From the Oakville Cross Road Bridge near Yountville to the Trancas Bridge. Note: The Napa River below the Trancas Bridge is tidewater, and is under the regulations for the Ocean and San Francisco Bay District (see Sections 1.53 and 27.00).	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(130) Navarro River (Mendocino Co.). Also see Low Flow Restrictions, Section 8.00(b)(1). Main stem below the Greenwood Road bridge.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(430.5101) Nelson Corral Reservoir and tributary (Lassen Co.).		
(A) Nelson Corral Reservoir.	All year.	2 trout, <u>4 trout in possession.</u>
(B) Nelson Corral Reservoir tributary (the unnamed tributary entering the reservoir at the north end).	Closed to all fishing all year.	
(130.6) New Bullards Bar Reservoir.	All year.	5 trout, 10 landlocked salmon per day, 20 landlocked salmon in possession.
(434102) Newlands Lake tributaries (Lassen Co.).	Closed to all fishing all year.	
(432103) Nicasio Lake tributaries (Marin Co.).	Last Saturday in Apr. through Nov. 15 <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout <u>2 trout, 4 trout in possession.</u>
(133) Noyo River (Mendocino Co.). Also see Low Flow Restrictions, Section 8.00(b)(1).		
(A) Noyo River main stem from the mouth to the Georgia-Pacific logging road bridge one mile east of Highway 1.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) Noyo River main stem from the Georgia-Pacific logging road bridge	Fourth Saturday in May through Oct. 1. Only artificial	2 hatchery trout or hatchery steelhead** 4

one mile east of Highway 1 to the confluence with the South Fork Noyo River.	lures with barbless hooks may be used.	hatchery trout or hatchery steelhead** in possession
(C) Noyo River main stem from the confluence with the South Fork Noyo River to the Sonoma/Mendicino Boy Scout Council Camp.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(134104) Owens River (Inyo and Mono Cos.), including Pleasant Valley and Tinemaha lakes, except (A), (B), (C), and (D) and (E) below.	First Saturday in Mar. through Oct. 31. <u>All year.</u>	5 trout per day. 10 trout in possession.
	Nov. 1 through the Friday preceding the first Saturday in Mar.	5 trout
(A) Upper Owens River from Benton Bridge road crossing upstream to Big Springs. Above Big Springs, see Deadman Creek 7.50(b)(41).	Last Saturday in April through Nov. 15. Maximum size limit: 16 inches total length. Only artificial lures with barbless hooks may be used. <u>All year.</u> <u>Only artificial lures with barbless hooks may be used.</u>	2 trout <u>0 trout</u>
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(B) Upper Owens River from Benton Bridge road crossing downstream to upper Owens River fishing monument. <u>to Crowley Lake.</u>	Saturday preceding Memorial Day through <u>Sep. 30. Last Sat. in Apr. through Jul. 31.</u>	5 trout per day. 10 trout in possession.
	<u>Aug. 1 through Nov. 15. Only artificial lures may be used. Minimum size limit: 18 inches total length.</u>	<u>2 trout</u>
(C) Upper Owens River from fishing monument (located about 1/4 mile upstream from maximum lake level) to Crowley Lake.	Last Saturday in April through July 31. Aug. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used.	5 trout per day. 10 trout in possession. 2 trout
(DC) From Pleasant Valley Dam downstream to footbridge at lower end of Pleasant Valley Campground.	Jan. 1 through Sept. 30. <u>Last Sat. in Apr. through Nov. 15.</u>	2 trout. <u>4 trout in possession.</u>

	Oct. 1 through Dec. 31. Only artificial lures with barbless hooks may be used. <u>Nov. 16 through the Fri. preceding the last Sat. in Apr. Only artificial lures with barbless hooks may be used.</u>	0 trout
(ED) From footbridge at lower end of Pleasant Valley Campground east (downstream) 3.3 miles along Chalk Bluffs Road to the redwood sport fishing regulations sign. <u>to 5 Bridges Road.</u>	All year. Only artificial lures with barbless hooks may be used.	0 trout
(135) Pajaro River (Monterey, Santa Clara, Santa Cruz and San Benito Cos.) from mouth to Uvas Creek. Also see Low-Flow Restrictions, Section 8.00(c)(5).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(135.4) Lake Pardee.	All year.	5 trout. 10 landlocked salmon per day. 20 landlocked salmon in possession.
(135.5105) Parker Creek (Mono Co.): from the Lee Vining Conduit to Rush Creek. <u>from Parker Lake to the confluence with Rush Creek.</u>	Last Saturday in Apr. though Nov. 15. Only artificial lures with barbless hooks may be used <u>All year. Only artificial lures with barbless hooks may be used.</u>	0 trout
(135.8) Upper Penitencia Creek (Santa Clara Co.) a tributary to Coyote Ck. Also see Section 8.00(c).	Closed to all fishing all year	
(136) Pescadero Creek (San Mateo Co.) from mouth to the Stage Road bridge at Pescadero. Also see Low-Flow Restrictions, Section 8.00(c)(2).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(137) Pescadero Creek tributaries and main stem above the Stage Road bridge at Pescadero (Santa Clara and San Mateo Cos.).	Closed to all fishing all year.	
(138) Pillsbury Lake tributaries (Lake Co.).	Last Saturday in Apr. 5 through Nov. 15.	5 trout
(139) Pine Creek and Pine Creek Slough (Lassen Co.) See Eagle Lake 7.50(b)(61).		
(A) Pine Creek Slough and Pine Creek below State Highway 44.	Closed to fishing all year.	
(B) Pine Creek above State Highway 44.	Saturday preceding Memorial Day through Nov. 15.	5 trout per day. 10 trout in possession.

(139.5106) Pine Creek (Goose Lake Tributary) and tributaries (Modoc Co.).	Saturday preceding Memorial Day through November 15. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through the last day in Feb.	0 trout <u>5 trout</u>
<u>(107) Pine Valley Creek (San Diego Co.) upstream of Barrett Lake and all its tributaries.</u>	<u>All year. Only artificial lures may be used.</u>	<u>2 trout</u>
(139.7) Pinole Creek (Contra Costa Co.) and tributaries.	Closed to all fishing all year	
(140108) Piru Creek (Los Angeles and Ventura Cos. cos.).		
(A) Piru Creek and tributaries upstream of Pyramid Lake.	All year. Only artificial lures may be used.	2 trout
(B) From Pyramid Dam downstream to the bridge approximately 300 yards below Pyramid Lake.	Closed to all fishing all year.	
(C) From the bridge approximately 300 yards below Pyramid Lake downstream to the falls about above the old Highway 99 bridge.	All year. Only artificial lures with barbless hooks may be used.	0 trout
(1441109) Pit River (Shasta and Modoc cos.).		
(A) Pit River (Modoc Co.) from the Hwy 395 bridge/South Fork Pit River crossing near the town of Likely downstream to the Highway 299 (Canby) bridge/Pit River crossing.	All year.	0 trout
<u>(A) Pit River, South Fork (Modoc Co.) and tributaries upstream of the Highway 395 bridge in Likely.</u>	<u>Sat. preceding Memorial Day through the last day in Feb.</u>	<u>5 trout</u>
<u>(B) Pit River, North Fork (Modoc Co.) and tributaries from the confluence with the South Fork in Alturas upstream to (including) Franklin Creek.</u>	<u>Sat. preceding Memorial Day through the last day in Feb. Only artificial lures may be used.</u>	<u>2 trout</u>
(BC) From Pit No. 3 (Britton Dam) downstream to the outlet of the Pit No. 3 Powerhouse.	Last Saturday in Apr. through Nov. 15. Minimum size limit: 18 inches total length. All year. Only artificial lures with barbless hooks may be used.	2 trout <u>0 trout</u>
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout

(CD) Pit River, from Pit No. 3 Powerhouse downstream to Pit No. 7 dam Shasta Lake.	Last Saturday in Apr. through Nov. 15. All year.	5 trout 2 trout. 4 trout in possession.
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0
(D) From Pit No. 7 dam downstream to Shasta Lake.	All year	5
(443110) Pole Creek and tributaries (Placer Co.)	Closed to all fishing all year.	
(444111) Portuguese Creek, West Fork (Madera Co.) from headwaters downstream to confluence with the East Fork Portuguese Creek.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used Sat. preceding Memorial Day through the last day in Feb. Only artificial lures with barbless hooks may be used.	0 trout
(445112) Prosser Creek from the Prosser Reservoir dam downstream to the confluence with the Truckee River (Nevada Co.)	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. All year. Only artificial lures with barbless hooks may be used.	2 trout. 0 trout
(446113) Purisima Creek (San Mateo Co.).	Last Saturday in Apr. through Nov. 15 Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.	5 trout 0 trout
(447114) Putah Creek (Solano and Yolo Cos.) from Solano Lake to Monticello Dam.	All year. Only artificial lures and with barbless hooks may be used.	0 trout
(448115) Redwood Creek and tributaries (Alameda Co.).	Closed to all fishing all year.	
(149) Redwood Creek and tidewaters (Marin Co.)	Closed to all fishing all year	
(150116) Redwood Creek (Humboldt Co.). Also see Section 8.00(a) and tributaries above the mouth of Bond Creek.	Closed to all fishing all year.	
(A) Redwood Creek main stem, within a radius of 200 yards of its mouth.	Jan. 1 through Mar. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

(B) Redwood Creek main stem, from 200 yards above the mouth to the mouth of Prairie Creek.	Fourth Saturday in May through Mar. 31. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(C) Redwood Creek main stem, from the mouth of Prairie Creek to the mouth of Bond Creek.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(D) Redwood Creek and tributaries, above the mouth of Bond Creek.	Closed to all fishing all year.	
(150.5117) Robinson Creek (Mono Co.).		
(A) From the U.S. Forest Service boundary downstream to Upper Twin Lake.	Last Saturday in April through Sept. 14. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout
	Sept. 15 through Nov. 15. Only artificial lures with barbless hooks may be used.	0 trout.
(B) Between Upper and Lower Twin Lakes.	Last Saturday in April through Sept. 14. <u>Sat. preceding Memorial Day through Sep. 30.</u>	5 trout
(151.118) Rock Creek Diversion Channel (Mono Co.). Rock Creek Diversion Channel from its source below Tom's Place to its confluence with Crooked Creek.	Closed to all fishing all year.	
<u>(119) Rock Creek Lake (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(151.5120) Rock Creek in the Hat Creek Drainage (Shasta Co.) from Rock Creek spring (origin) downstream to Baum Lake.	Closed to all fishing all year.	
(152.121) Rock Creek (Shasta Co.) from its confluence with Pit River to Rock Creek Falls (about one mile upstream).	Closed to all fishing all year.	
<u>(152.5122) Roosevelt Lake (Mono Co.).</u>	<u>Last Saturday in Apr. through Nov. 15. <u>All year. Only artificial lures may be used.</u></u>	2 trout

(453123) Rush Creek (Mono Co.)		
(A) only from Grant Lake Dam downstream to Mono Lake.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures with barbless hooks may be used.</u>	0 trout
(B) Rush Creek (Mono Co.) between Silver Lake and Grant Lake	Sat. preceding Memorial Day through Sep. 30.	5 trout
(154) Russian Gulch and tributaries (Sonoma Co.). Main stem below the confluence of the East Branch. Also see Section 8.00(b).	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(155) Russian River and tributaries (Sonoma and Mendocino Cos.). Also see Section 8.00(b).		
(A) Russian River main stem below the confluence of the East Branch Russian River. (See also Mendocino Lake tributaries (7.50(b)(116)).	All Year. Only artificial lures with barbless hooks may be used from Apr. 1 through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) Russian River main stem above the confluence of the East Branch and all River tributaries. (See Laguna de Santa Rosa 7.50(b)(93) and Santa Rosa Creek 7.50(b)(172) for non-salmonids only.)	Closed to all fishing all year.	
(C) Russian River within 250 feet of the Healdsburg Memorial Dam.	Closed to all fishing all year.	
(124) Sabrina Lake (Lake Sabrina, Inyo Co.).	Last Sat. in Apr. through Nov. 15.	5 trout
(156125) Sacramento River and tributaries, above Keswick Dam (Shasta and Siskiyou Cos. cos.).	Also see Sierra District General Regulations (See Section 7.00(b)).	
(A) Sacramento River and tributaries from Box Canyon Dam downstream to the Scarlett Way bridge in Dunsmuir.	All Year. Only artificial lures with barbless hooks may be used.	0 trout

<p>(B) Sacramento River and tributaries excluding Soda Creek from Scarlett Way bridge downstream to the county bridge at Sweetbriar (See Soda Creek 7.50(b)(180.5)).</p>	<p>Last Saturday in Apr. through Nov. 15. Sat. preceding Memorial Day through Sep. 30.</p>	<p>5 trout per day. 10 trout in possession.</p>
	<p><u>Oct. 1 through the Fri. preceding Memorial Day. Only artificial lures may be used.</u></p>	<p><u>2 trout</u></p>
<p>(C) Sacramento River mainstem (excluding tributaries) and tributaries from the Scarlett Way bridge downstream to the county bridge at Sweetbriar <u>downstream to Shasta Lake.</u></p>	<p>Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures may be used.</u></p>	<p>0 trout <u>2 trout</u></p>
<p>(D) Sacramento River and tributaries excluding Castle Creek from the county bridge at Sweetbriar downstream to Shasta Lake (See Castle Creek 7.50(b)(39.3)).</p>	<p>Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</p>	<p>2 trout</p>
<p>(E) Sacramento River mainstem (excluding all tributaries) from the county bridge at Sweetbriar downstream to Shasta Lake.</p>	<p>Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.</p>	<p>0 trout</p>
<p>(156.5) Sacramento River and tributaries below Keswick Dam (Butte, Colusa, Contra Costa, Glenn, Sacramento, Shasta, Solano, Sutter, Tehama and Yolo Cos.).</p>	<p>Also see Sierra District General Regulations (See Section 7.00(b)).</p>	
<p>(A) Sacramento River from Keswick Dam to 650 feet below Keswick Dam.</p>	<p>Closed to all fishing all year.</p>	
<p>(B) Sacramento River from 650 feet below Keswick Dam to the Deschutes Road bridge.</p>		
<p>1. Sacramento River from 650 feet below Keswick Dam to the Highway 44 bridge.</p>	<p>Jan. 1 to Mar. 31. Only barbless hooks may be used. Closed to all fishing from Apr. 1 through July 31. Aug. 1 to Dec. 31. Only barbless hooks may be used.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>

2. Sacramento River from the Highway 44 bridge to the Deschutes Road bridge.	All year. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(C) Sacramento River from the Deschutes Road bridge to the Red Bluff Diversion Dam.	Jan. 1 through July 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	Aug. 1 through Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 Chinook Salmon. 4 Chinook Salmon in possession.
(D) Sacramento River from the Red Bluff Diversion Dam to the Hwy 113 bridge near Knights Landing.	Jan. 1 through July 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Dec. 16.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 1 Chinook Salmon. 2 Chinook Salmon in possession.
	Dec. 17 through Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(E) Sacramento River from the Hwy 113 bridge near Knights Landing to the Carquinez Bridge (includes Suisun Bay, Grizzly Bay and all tributary sloughs west of Highway 160).	Jan. 1 through July 15.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
	July 16 through Dec. 16.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 1 Chinook Salmon. 2 Chinook Salmon in possession.
	Dec. 17 through Dec. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or

		hatchery steelhead** in possession.
(457126) Sagehen Creek (Nevada Co.).		
(A) From the stream gauging station (located about 1/8 one-eighth mile below Sagehen Creek Station Headquarters) upstream to about 1/8 one-eighth of a mile above the station headquarters at a point where the stream splits into two sections.	Closed to all fishing all year.	
(B) From the Highway 89 bridge upstream to the gauging station at the east boundary of the Sagehen Creek Station.	Last Saturday in Apr. through Nov. 15 Only artificial lures with barbless hooks may be used <u>All year. Only artificial lures with barbless hooks may be used.</u>	0 trout
(158) Salinas River and tributaries (Monterey and San Luis Obispo Cos.). Also see Section 8.00(c).		
(A) The main stem Salinas River.	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) All Salinas River tributaries upstream of Arroyo Seco River confluence (including the San Antonio River below San Antonio Reservoir and Dam, Paso Robles Creek and tributaries, Atascadero Creek, Santa Margarita Creek and tributaries but excluding the Nacimiento River) See 7.50(b)(128).	Last Saturday in Apr. through Nov. 15. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(159) Salmon Creek and tributaries (Sonoma Co.). Also see Section 8.00(b).		
(A) Salmon Creek main stem below Highway 1.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) Salmon Creek main stem above Highway 1 and all Salmon Creek tributaries.	Closed to all fishing all year	

(160127) Salmon Creek and tributaries above Highway 1 (Monterey Co.).	Last Saturday in Apr. through Nov. 15 <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	5 trout <u>0 trout</u>
(161) Salmon River (Siskiyou Co.)	See Klamath River 7.50(b)(91.1).	
(163) San Benito River and tributaries (San Benito Co.).	Last Saturday in Apr. through Nov. 15	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(164) San Clemente Creek and tributaries (Monterey Co.) except for Trout Lake.	Last Saturday in Apr. through Nov. 15 Only artificial lures with barbless hooks may be used	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(165.2) San Diego Creek (Orange Co.). Downstream of the MacArthur Blvd. bridge only.	Saturday preceding Memorial Day through Nov. 30. Only artificial lures with barbless hooks may be used.	Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.
(166) San Francisquito Creek and tributaries (Santa Clara and San Mateo Cos.)	Closed to all fishing all year	
(167128) San Gabriel River, West Fork and tributaries (Los Angeles Co.).		
(A) Upstream of Cogswell Dam (including Cogswell Reservoir and its tributaries).	All year. Only artificial lures may be used.	2 trout
(B) From Cogswell Dam downstream to the second bridge upstream from the Highway 39 bridge.	All year. Only artificial lures with barbless hooks may be used.	0 trout
(167.2) San Gabriel River (Los Angeles and Orange Cos.) Upstream of the Highway 22 bridge to the start of concrete-lined portion of the river channel.	Saturday preceding Memorial Day through Nov. 30. Only artificial lures with barbless hooks may be used.	Open to fishing for non-salmonids only. Closed to the take of trout, and steelhead.
(168) San Gregorio Creek (San Mateo Co.) from the mouth to the Stage Road bridge at San Gregorio. Also see Low-Flow Restrictions, Section 8.00(c)(2).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(168.5) San Joaquin River (Fresno, Madera, Merced, San Joaquin, and Stanislaus Cos.).		
(A) From Friant Dam downstream to the Highway 140 bridge.	All year.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or

		hatchery steelhead** in possession.
(B) From the Highway 140 bridge downstream to the Interstate 5 bridge at Mossdale.	All year.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(168.6) San Juan Creek main stem (Orange Co.).	Closed to all fishing all year.	
(169) San Lorenzo River (Santa Cruz Co.) from the mouth to the Lomond Street bridge in the town of Boulder Creek. Also see Section 8.00(c).	Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(170) San Luis Obispo Creek (San Luis Obispo Co.) from mouth to the first and most southwestern highway 1/101 bridge.	Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(170.1) San Luis Rey River (San Diego Co.).	Closed to all fishing all year.	
<u>(129) San Luis Rey River West Fork (San Diego Co.).</u>	<u>All year. Only artificial lures may be used.</u>	<u>2 trout</u>
(170.5) San Mateo Creek and tributaries downstream from the falls between the Tenaja Road crossing and Fisherman's Camp (San Diego and Riverside cos.).	Closed to all fishing all year.	
(171) San Simeon Creek (San Luis Obispo Co.) from mouth to the pedestrian bridge in San Simeon Beach State Park.	Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
<u>(130) Santa Ana River and tributaries upstream above Seven Oaks Dam. (San Bernardino Co.). This does not include Bear Creek. See Subsection 7.50(b)(8), Bear Creek (San Bernardino Co.) for additional info.</u>	<u>All year.</u>	<u>5 trout</u>
(171.6) Santa Margarita River and tributaries downstream from the Interstate 15 bridge (San Diego and Riverside cos.).	Closed to all fishing all year.	
(171.7) Santa Paula Creek and tributaries above the falls located 3 miles upstream from the Highway 150 bridge (Ventura Co.).	All year.	5 trout
(172) Santa Rosa Creek (Sonoma Co. tributary to Russian River) from	Last Saturday in Apr. through Nov. 15.	Open to fishing for non-salmonids only. Closed

Laguna de Santa Rosa to Highway 12 bridge.		to the take of trout, and steelhead.
(172.3) Santa Ynez River and tributaries downstream from Bradbury Dam (Santa Barbara Co.).	Closed to all fishing all year.	
(172.5131) Santa Ynez River and tributaries upstream of <u>Gibraltar Dam</u> (Santa Barbara Co.).	All year.	<u>2 trout. 4 trout in possession.</u>
(172.7132) Sausal Creek and tributaries (Alameda Co.).	Closed to all fishing all year.	
(173) Scott Creek (Santa Cruz Co.) from mouth to confluence with Big Creek. Also see Low-Flow Restrictions, Section 8.00(c)(3).	Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used	0 trout
(174) Scott River (Siskiyou Co.).	See Klamath River 7.50(b)(91.1).	
(174.1) Scotts Flat Reservoir, upper	All year.	5 trout per day. 10 trout in possession. 10 landlocked salmon per day. 20 landlocked salmon in possession.
(174.3) See Canyon Creek (San Luis Obispo Co.).	Closed to all fishing all year.	
(174.5133) Sespe Creek and tributaries above Alder Creek confluence. (Ventura Co.).	All year. Only artificial lures with barbless hooks may be used.	0 trout
(175) Shasta Lake (Shasta Co.).	All year	5 trout
(176) Shasta River (Siskyou Co.).	See Klamath River 7.50(b)(91.1).	
(176.5) Sheepheaven Spring (Siskiyou Co.).	See McCloud River 7.50(b)(115).	
(177) Shovel Creek and tributaries (Siskiyou Co.).	See Klamath River 7.50(b)(91).	
(177.2134) Silver Creek (Mono Co.), tributary to West Walker River, and tributaries upstream from Silver Falls.	Closed to all fishing all year.	
(177.5135) Silver Creek between <u>Sworinger Lake and Lost Lake</u> and all other tributaries to Sworinger Lake (Modoc and Lassen Cos.).	<u>Closed to all fishing all year Sat. preceding Memorial Day through the last day in Feb. Only artificial lures may be used.</u>	<u>2 trout</u>
(178136) Silver King Creek and tributaries (Alpine Co.) upstream of the confluence with Snodgrass Creek.	Closed to all fishing all year.	
<u>(137) Silver Lake (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(178.5) Sisquoc River and tributaries (Santa Barbara Co.).	Closed to all fishing all year.	

<p>(179138) Slinkard Creek and tributaries (Mono Co.) upstream from a Department of Fish and Game cable crossing located about 2.7 miles south of a point on Highway 89 two miles west of its junction with Highway 395 (the cable is located about 600 feet below a rock dam on Clinkard Creek within the south half of Section 21, T9N, R22E). Wildlife rock gabbion barrier (38.606976°N, 119.567687°W). The barrier is located approximately 5-6 miles upstream from the Hwy 89 and 395 junction.</p>	<p>Aug. 1 through Nov. 15. Only artificial flies with barbless hooks may be used. All year. Only artificial flies with barbless hooks may be used.</p>	<p>0 trout</p>
<p>(180) Smith River (Del Norte Co.) Yearly limits apply for entire river.</p>	<p>Low-Flow Restrictions, Section 8.00, also apply, see below for more detail.</p>	
<p>(A) Main stem from the mouth to confluence of Middle and South forks. Also see Low-Flow Restrictions, Section 8.00(a)(7).</p>	<p>Fourth Saturday in May through Apr. 30. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Apr. 30.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 cutthroat trout minimum size limit: 10 inches total length. 1 Chinook Salmon and no more than 5 wild Chinook Salmon* over 22 inches per year.</p>
<p>(B) Middle Fork Smith River</p>		
<p>1. from mouth to Patrick Creek Also see Low-Flow Restrictions, Section 8.00(a)(7).</p>	<p>Fourth Saturday in May through Apr. 30. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Apr. 30.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 cutthroat trout minimum size limit: 10 inches total length. 1 Chinook Salmon and no more than 5 wild Chinook salmon* over 22 inches per year.</p>
<p>2. above the mouth of Patrick Creek. Also see Low-Flow Restrictions, Section 8.00(a)(7).</p>	<p>Fourth Saturday in May through Oct. 31. Only artificial lures with barbless hooks may be used.</p>	<p>2 cutthroat trout minimum size limit: 10 inches total length. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(C) South Fork Smith River</p>		

<p>1. from the mouth upstream approximately 1,000 feet to the County Road (George Tryon) bridge and Craigs Creek to Jones Creek. Also see Low-Flow Restrictions, Section 8.00(a)(7).</p>	<p>Fourth Saturday in May through Apr. 30. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Apr. 30.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 cutthroat trout minimum size limit: 10 inches total length. 1 Chinook salmon and no more than 5 wild Chinook salmon* over 22 inches per year.</p>
<p>2. from the George Tryon bridge upstream to the mouth of Craigs Creek. Also see Low-Flow Restrictons, Section 8.00(a)(7).</p>	<p>Closed to fishing all year.</p>	
<p>3. above the mouth of Jones Creek. Also see Low-Flow Restrictions, Section 8.00(a)(7).</p>	<p>Fourth Saturday in May through Oct. 31. Only artificial lures with barbless hooks may be used.</p>	<p>2 cutthroat trout minimum size limit: 10 inches total length. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(D) North Fork Smith River.</p>		
<p>1. from the mouth to Stony Creek. Also see Low-Flow Restrictions, Section 8.00(a)(7).</p>	<p>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Aug. 31. Only barbless hooks may be used from Sep. 1 through Mar. 31.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession. 2 cutthroat trout minimum size limit: 10 inches total length. 1 Chinook salmon and no more than 5 wild Chinook salmon* over 22 inches per year.</p>
<p>2. above the mouth of Stony Creek.</p>	<p>Fourth Saturday in May through Oct. 31. Only artificial lures with barbless hooks may be used.</p>	<p>2 cutthroat trout minimum size limit: 10 inches total length. 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(180.5) Soda Creek (Shasta Co.)</p>	<p>Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used.</p>	<p>0 trout</p>
<p>(180.6¹³⁹) Solano Lake (Solano Co.)</p>	<p>All year. Only artificial lures and barbless hooks may be used.</p>	<p>0 trout</p>

(181 <u>140</u>) Sonoma Creek and tributaries (Sonoma Co.): (A) Sonoma Creek and tributaries above the Sonoma Creek seasonal waterfall in Sugarloaf Ridge State Park (located 0.2 miles upstream of the west end of the Canyon Trail).	Last Saturday in Apr. through Nov. 15. Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.	5 trout <u>0 trout</u>
(B) Sonoma Creek and tributaries between the Sonoma Creek seasonal waterfall in Sugarloaf Ridge State Park (located 0.2 miles upstream of the west end of the Canyon Trail) and the Highway 121 bridge. Note: Sonoma Creek below the Highway 121 Bridge is tidewater, and is regulated by regulations for the Ocean and San Francisco Bay District (see sections 1.53 and 27.00).	Closed to all fishing year.	
(181.8 <u>141</u>) Sonoma Lake (Sonoma Co.).	All year	2 trout, <u>4 trout in possession.</u>
(182 <u>142</u>) Sonoma Lake tributaries (Sonoma Co.).	Last Saturday in April through Apr. 15. Sat. preceding Memorial Day through Sep. 30. Only artificial lures may be use.	2 trout
(184 <u>143</u>) Soula joule Lake tributaries (Marin Co.).	Last Saturday in Apr. through Nov. 15. Sat. preceding Memorial Day through Sep. 30.	5 trout <u>2 trout. 4 trout in possession.</u>
<u>(144) South Lake (Inyo Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
(185 <u>145</u>) Squaw Valley Creek and tributaries (Shasta Co.) only from the bridge crossing on U. S. Forest Service road (#39N21) located one-eighth mile upstream of the mouth of Cabin Creek (Northwest 1/4 of Section 14, T38N, R3W) downstream to an including Tom Dow Creek.	Last Saturday in Apr. through Nov. 15 <u>All year. Only artificial lures with barbless hooks may be used.</u>	2 trout <u>0 trout</u>
(186) Stanislaus River (Calaveras, San Joaquin, Stanislaus and Tuolumne Cos.).		
(A) From Goodwin Dam down stream to the Highway 120 bridge in Oakdale.	Jan. 1 through Oct. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead ^{**} . 4 hatchery trout or hatchery steelhead ^{**} in possession.
(B) From the Highway 120 bridge in Oakdale to the mouth.	Jan. 1 through Oct. 31. Bait may be used from Jan. 1	2 hatchery trout or hatchery steelhead ^{**} . 4

	through Oct. 31. However, from April 1 through the Friday preceding the fourth Saturday in May, bait may be used only with single hooks having a gap between 1/2 and 1 inch, or with multiple hooks having a gap between 1/4 and 1/2 inch.	hatchery trout or hatchery steelhead** in possession.
(487146) Stanislaus River, Middle Fork (Tuolumne Co.).		
(A) From Beardsley Dam downstream to the U. S. Forest Service footbridge at Spring Gap (including the Beardsley Afterbay).	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures may be used.</u>	2 trout
(B) From the U.S. Forest Service footbridge at Spring Gap to New Melones Reservoir.	Last Saturday in Apr. through Nov. 15 <u>All year.</u>	2 trout, <u>4 trout in possession.</u>
(187.5) Stevens Creek (Santa Clara Co.) downstream of Stevens Reservoir.	Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(188) Stone Lagoon (Humboldt Co.).	All year. Only artificial lures with barbless hooks may be used. Cutthroat trout minimum size limit: 14 inches.	2 cutthroat trout 2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
<u>(147) Stevens Creek and all tributaries upstream of Stevens Creek Reservoir (Santa Clara Co.).</u>	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
<u>(489148) Stony Creek, and tributaries (including the North, South, and Middle forks) from the headwaters downstream to the diversion dam west of Stonyford in the center of Section 35, T18N, R7W (Colusa, Glenn and Lake Gescos.).</u>	<u>All year. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
(A) From the headwaters downstream to the diversion dam west of Stonyford in the center of Section 35, T18N, R7W, except the portion of Stony Creek Middle Fork from Red Bridge upstream.	Last Saturday in April through Nov. 15. Nov. 16 through the Friday preceding the last Saturday in April. Only artificial lures with barbless hooks may be used.	5 trout per day, 10 trout in possession. 0 trout
(B) Stony Creek Middle Fork from Red Bridge upstream.	Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used.	2 trout

	Nov. 16 through the Friday preceding the last Saturday in April. Only artificial lures with barbless hooks may be used.	0 trout
(189.5149) Susan River (Lassen County Co.) from the confluence of Willard Creek and the Susan River, downstream to the Bizz Johnson trail bridge located approx. 1/4 mi. downstream from the 3 mi. marker on the Bizz Johnson trail. Also, see Section 8.10 for special open season for youths participating in Youth Fishing Derby.	Last Saturday in April through November 15. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through the last day in Feb.</u>	0 trout <u>5 trout</u>
(189.8) Swamp Creek and all tributaries (Siskiyou Co.).	See McCloud River 7.50(b)(115).	
(190150) Sweetwater River and tributaries downstream <u>upstream of</u> from the Sweetwater Dam Reservoir (San Diego Co.).	Closed to all fishing all year. <u>All year. Only artificial lures may be used.</u>	<u>2 trout</u>
(191) Swonger Lake tributaries (Modoc and Lassen cos.) upstream to the first lake.	Closed to all fishing all year.	
(192151) Tahoe Lake and tributaries (Placer and El Dorado cos.).		
(A) Tahoe Lake tributaries upstream to the first lake.	July 1 through Sept. 30 <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	5 trout per day. 10 trout in possession. <u>0 trout</u>
(B) Tahoe Lake except (192)(C) below.	All year.	<u>5 trout</u>
(CB) Tahoe Lake within 300 feet of the mouth of its tributaries.	July 1 through Sept. 30. <u>Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	5, trout but no more than 2 mackinaw trout. <u>0 trout</u>
(193) Ten Mile River (Mendocino Co.). Also see Section 8.00(b)(1). Ten Mile River main stem below the confluence with the Ten Mile River North Fork, and the Ten Mile River North Fork below the confluence with Bald Hill Creek.	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct 31. Only barbless hooks may be used from Nov. 1 through May 31.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(193.5) Topanga Canyon Creek and tributaries (Los Angeles Co.).	Closed to all fishing all year.	
(194) Topaz Lake (Mono Co.).	Jan. 1 through Sept. 30	<u>5 trout</u>
(194.5) Trabuco Creek (a.k.a. Arroyo Trabuco Creek) (Orange Co.).	Closed to all fishing all year.	

Downstream of the I-5 bridge to the confluence with San Juan Creek (194.6) Trinity Reservoir.	All year.	5 trout per day. 10 trout in possession. 10 landlocked salmon per day. 20 landlocked salmon in possession.
(195) Trinity River and tributaries downstream of Lewiston Dam.	See Klamath River 7.50(b)(91.1)	
(195.4152) Trinity River, above Trinity Dam Lake (Trinity Co.) from the confluence with Tangle Blue Creek, (Hwy. 3), downstream (south) to the mouth of Trinity Lake, approximately 13.8 miles.	Last Saturday in Apr. through Nov. 15. Sat. preceding Memorial Day through Sep. 30.	5 trout per day. 10 trout in possession.
	Nov. 16 through the Friday preceding the last Saturday in April. Only artificial lures with barbless hooks may be used. Oct. 1 through the Fri. preceding Memorial Day. Only artificial lures with barbless hooks may be used.	0 trout
(195.5) Trout Lake (Siskiyou Co.).	Only Wednesdays and weekends from the last Saturday in April through Sept. 30. Only artificial lures may be used.	2 trout
(196153) Truckee River (Nevada, Placer, and Sierra Cos.).		
(A) Truckee River for 1,000 feet below the Lake Tahoe outlet dam.	Closed to all fishing all year.	
NOTE: THE AREA FROM 1,000 FEET BELOW THE LAKE TAHOE OUTLET DAM DOWNSTREAM TO TROUT CREEK IS REGULATED BY THE DISTRICT GENERAL REGULATIONS.		
(B) Truckee River from the confluence of Trout Creek downstream to the Glenshire Bridge. <u>mouth of Prosser Creek.</u>	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used. All year. Only artificial flies with barbless hooks may be used.	2 trout <u>0 trout</u>
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout

(C) Truckee River from the Glenshire Bridge downstream to the mouth of Prosser Creek.	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. Only artificial flies with barbless hooks may be used.	2 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial flies with barbless hooks may be used.	0 trout
(DC) Truckee River from the mouth of Prosser Creek downstream to the Nevada State Line.	Last Saturday in Apr. through Nov. 15. Minimum size limit: 14 inches total length. Only artificial lures with barbless hooks may be used.	2 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(197154) Tule River and tributaries (Tulare Co.).		
(A) Tule River, North Fork (Tulare Co.), only in the North Fork Tule River and all its forks and tributaries above the confluence with Pine Creek (about 50 yards upstream from the Blue Ridge road bridge, about 12 1/4 miles north of Springville).	All year. Only artificial flies with barbless hooks may be used. <u>lures may be used.</u>	2 trout
(B) All remaining portions of the Tule River and tributaries.	All year.	5 trout per day. 10 trout in possession.
(198155) Tuolumne River (Stanislaus and Tuolumne Cos. cos.)- from O'Shaughnessy Dam (Hetch Hetchy Reservoir) downstream to Early Intake Dam-Clavey River Falls.	All year. Only artificial lures may be used.	2 trout
(A) From O'Shaughnessy Dam (Hetch Hetchy Reservoir) downstream to Early Intake Dam	Last Saturday in April through Nov. 15. Maximum size limit: 12 inches total length. Only artificial lures with barbless hooks may be used.	2 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(B) From Early Intake Dam downstream to Lumsden Bridge.	Last Saturday in April through Nov. 15.	5 trout
	Nov. 16 through the Friday preceding the last Saturday in April. Only artificial lures with barbless hooks may be used.	0 trout

(C) From Lumsden Bridge downstream to Clavey River Falls.	Last Saturday in Apr. through Nov. 15. Maximum size limit: 12 inches total length Only artificial lures with barbless hooks may be used.	2 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(D) From La Grange Dam downstream to Hickman bridge.	Jan. 1 through Oct. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(E) From Hickman bridge to the mouth.	Jan. 1 through Oct. 31. Bait may be used from Jan. 1 through Oct. 31. However, from April 1 through the Friday preceding the fourth Saturday in May, bait may be used only with single hooks having a gap between 1/2 and 1 inch, or with multiple hooks having a gap between 1/4 and 1/2 inch.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
<u>(156) Twelvemile Creek (Modoc Co.).</u>	<u>Sat. preceding Memorial Day through the last day in Feb. Only artificial lures with barbless hooks may be used.</u>	<u>0 trout</u>
<u>(157) Twin Lakes (Mammoth, Mono Co.).</u>	<u>Last Sat. in Apr through Nov. 15.</u>	<u>5 trout</u>
<u>(158) Twin Lakes, Upper and Lower (Bridgeport, Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
<u>(199)159) Upper Otay Lake (San Diego Co.).</u>	All year. Only artificial lures with barbless hooks may be used.	0 for all species 0 trout
<u>(199.5)160) Upper Truckee River and tributaries upstream from confluence with Showers Creek (Alpine and El Dorado Cos.).</u>	<u>July 1 through Sept. 30. Only artificial lures with barbless hooks may be used. Sat. preceding Memorial Day through Sep. 30. Only artificial lures with barbless hooks may be used.</u>	0 trout
<u>(161) Virginia Lakes, Upper and Lower (Mono Co.).</u>	<u>Last Sat. in Apr. through Nov. 15.</u>	<u>5 trout</u>
<u>(200) Usal Creek and tributaries (Mendocino Co.). Also see Section 8.00(b). Usal Creek main stem below the Usal Shelter Cove Road</u>	Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or

	<p>Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</p>	<p>hatchery steelhead** in possession.</p>
<p>(201) Uvas or Carnadero Creek (Santa Clara Co.) Also see Low-Flow Restrictions, Section 8.00(c)(5).</p>		
<p>(A) From Highway 152 Bridge to Uvas Dam.</p>	<p>Closed to all fishing all year</p>	
<p>(B) From mouth to Highway 152 Bridge.</p>	<p>Dec. 1 through Mar. 7, but only on Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(202) Van Duzen River (Humboldt Co.). (203.5) Waddell Creek (Santa Cruz Co.) from mouth to Highway 1 bridge. Also see Low-Flow Restrictions, Section 8.00(c)(3).</p>	<p>See Eel River 7.50(b)(63) and Section 8.00(a). Dec. 1 through Mar. 7, but only Sat., Sun., Wed., legal holidays and opening and closing days. Only barbless hooks may be used.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(204) Walker Creek and tributaries (Marin Co.) Also see Section 8.00(b).</p>		
<p>(A) Walker Creek main stem below Highway 1.</p>	<p>Fourth Saturday in May through Mar. 31. Only artificial lures with barbless hooks may be used from the fourth Saturday in May through Oct. 31. Only barbless hooks may be used from Nov. 1 through Mar. 31.</p>	<p>2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.</p>
<p>(B) Walker Creek main stem above Highway 1 and all Walker Creek tributaries.</p>	<p>Closed to fishing all year.</p>	
<p>(204.5162) Walker Creek (Mono Co.) from the Lee Vining Conduit to Rush Creek. <u>from the private property line (fence) to the confluence with Rush Creek.</u></p>	<p>Last Saturday in April through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures with barbless hooks may be used.</u></p>	<p>0 trout</p>
<p>(205163) Walker River, East Fork (Mono County Co.) from Bridgeport Dam to Nevada State Line.</p>	<p>Last <u>Sat.</u> in Apr. April through Nov. <u>Nov. 15.</u> <u>Only artificial lures may be used.</u> Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. NOTE: BOW AND ARROW FISHING FOR CARP ONLY IS PERMITTED.</p>	<p><u>42 trout</u></p>

	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used. NOTE: BOW AND ARROW FISHING FOR CARP ONLY IS PERMITTED.	0 trout
(205.5) West Walker River (Mono County) from the confluence with the Little Walker River (Hwy. 395 bridge at mile marker 96) downstream (north) to the inlet of Topaz Lake.	Nov. 16 through the Friday preceding the last Saturday in April. Only artificial lures with barbless hooks may be used.	0 trout
(206) Walnut Creek (Contra Costa Co.)		
(A) Upstream of the confluence with Grayson Creek.	Fourth Saturday in May through Mar. 31. Only artificial lure with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) Downstream of the confluence with Grayson Creek.	All year.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(206.5164) Whiskey Creek (Mono Co.). (A) Whiskey Creek downstream from Crowley Lake Drive (old Highway 395).	Last Saturday in April through the Friday preceding Memorial Day and Oct. 1 through Nov. 15. Minimum size limit: 18 inches total length. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through Sep. 30.</u>	2 trout <u>5 trout</u>
	Saturday preceding Memorial Day through Sept. 30.	5 trout per day. 10 trout in possession
(B) Whiskey Creek upstream from Crowley Lake Drive.	Last Saturday in April through Nov. 15.	5 trout per day. 10 trout in possession.
(207) Wildcat Creek and tributaries (Contra Costa Co.)	Closed all year to fishing	
(208) Willow Creek and tributaries (tributary to Goose Lake, Modoc Co.).	Saturday preceding Memorial Day through Nov. 15. Only artificial lures with barbless hooks may be used.	0 trout

(208-5165) Wolf Creek and tributaries (tributary to West Walker River) (Mono Co.).	August 1 through November 15. Only artificial flies with barbless hooks may be used. <u>All year. Only artificial flies with barbless hooks may be used.</u>	0 trout
(208-6166) Wolf Creek Lake (tributary to Wolf Creek at the headwaters of Wolf Creek, tributary to the West Walker River) (Mono Co.).	Closed to all fishing all year.	
(209167) Yellow Creek (Plumas Co.) from Big Springs downstream to the marker at the lower end of Humbug Meadow.	Last Saturday in Apr. through Nov. 15 Maximum size limit: 40 inches total length. Only artificial lures with barbless hooks may be used. <u>Sat. preceding Memorial Day through the last day in Feb. Only artificial lures with barbless hooks may be used.</u>	2 trout 0 trout
(240168) Yuba River, Middle Fork (Nevada and Sierra Cos.) from Jackson Meadows Dam downstream to Milton Lake.	See Milton Lake 7.50(b)(420)(97).	
(244169) Yuba River, North Fork (Sierra and Yuba Cos.) (A) From <u>from</u> the western boundary of Sierra City to the confluence with Ladies Canyon Creek.	Last Saturday in Apr. through Nov. 15. Only artificial lures with barbless hooks may be used. <u>All year. Only artificial lures may be used.</u>	2 trout
(B) From Ladies Canyon Creek downstream to New Bullards Bar Reservoir.	Last Saturday in Apr. through Nov. 15.	5 trout
	Nov. 16 through the Friday preceding the last Saturday in Apr. Only artificial lures with barbless hooks may be used.	0 trout
(212) Yuba River (Yuba and Nevada Cos.) from mouth to Englebright Dam.		
(A) From mouth to the Highway 20 bridge.	All year. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.
(B) From Highway 20 bridge to Englebright Dam.	Dec. 1 through Aug. 31. Only artificial lures with barbless hooks may be used.	2 hatchery trout or hatchery steelhead**. 4 hatchery trout or hatchery steelhead** in possession.

~~* Wild Chinook Salmon are those not showing a healed adipose fin clip and not showing a healed left ventral fin clip.~~

~~** Hatchery trout or steelhead in anadromous waters are those showing a healed adipose fin clip (adipose fin is absent). Unless otherwise provided, all other trout and steelhead must be immediately released. Wild trout or steelhead are those not showing a healed adipose fin clip (adipose fin is present).~~

NOTE: Authority cited: Sections 200, 205, 265, 270, 315, and316.5, 399 ~~and~~ 2084, Fish and Game Code. Reference: Sections 200, 205, 265, and 270, ~~316.5 and 2084~~, Fish and Game Code.

Adopted Regulatory Language

Section 8.10, Title 14, CCR, is amended to read:

§ 8.10. Youth Fishing Derby, Susan River (Lassen Co.).

The Susan River, from the second railroad tunnel (the westernmost) on the Biz Johnson Trail downstream to the Riverside Bridge in the City of Susanville, is open to fishing on the Sat. preceding the ~~last Saturday in April~~ trout season opener on the Sat. preceding Memorial Day, only to persons under 16 years of age who are registered for the fishing derby sponsored by the Lassen County Sportsmen's Club. See subsection 7.50(b)(149), for fishing regulations for the Susan River.

Note: Authority cited: Sections 200, 202, 205, 215, 220, 240 and 315, Fish and Game Code.

Reference: Sections 200, 205, 206 and 215, Fish and Game Code.



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Board of Forestry and Fire Protection
Letter re: Adopted Resolution

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The State Board of Forestry and Fire Protection adopted Resolution No. 2020-2 on November 4, 2020. The resolution temporarily suspends the Board's process for certifying local ordinances as equaling or exceeding the Board's Fire Safe Regulations (14 CCR§ 1270 et seq.) that apply in the State Responsibility Area (SRA).

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 760-932-5534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Letter

History

Time	Who	Approval
12/3/2020 7:43 AM	County Administrative Office	Yes
12/2/2020 9:12 AM	County Counsel	Yes
11/25/2020 9:48 AM	Finance	Yes

P.O. Box 944246
SACRAMENTO, CA 94244-2460
(916) 653-8007
(916) 653-0989 FAX
[BOF Website \(www.bof.fire.ca.gov\)](http://www.bof.fire.ca.gov)

RECEIVED



NOV 16 2020

November 10, 2020

Mono County Board of Supervisors
c/o Clerk of the Board
PO Box 715
Bridgeport, CA 93517

OFFICE OF THE CLERK

Dear Mono County Board of Supervisors:

The State Board of Forestry and Fire Protection (Board) adopted Resolution No. 2020-2, a copy of which is enclosed, at its regularly scheduled meeting on November 4, 2020. The resolution temporarily suspends the Board's process for certifying local ordinances as equaling or exceeding the Board's Fire Safe Regulations (14 CCR § 1270 et seq.) that apply in the State Responsibility Area (SRA).

The Fire Safe Regulations impose the minimum fire safety standards for building construction in the SRA pursuant to Public Resources Code section 4290, provided, however, that those regulations do not supersede local ordinances that equal or exceed those standards. The regulations authorize a local jurisdiction to request Board certification that a local ordinance satisfies that standard or has the same practical effect.

The Board amended the Fire Safe Regulations via emergency regulation in July 2020, which invalidated all prior local ordinance certifications as a matter of law. Further, the Board will initiate formal rulemaking for additional statutorily-required amendments to the Fire Safe Regulations within the next few months. The temporary suspension of the Board's certification process allows the Board, local jurisdictions, and stakeholders to focus their collaborative efforts on this critical rulemaking process.

Please contact the Board at (916) 653-8007 with any questions about Board Resolution No. 2020-2 or for more information about the pending rulemaking process.

Respectfully,

A handwritten signature in blue ink, appearing to read "Matt Dias".

Matt Dias
Executive Officer
Board of Forestry and Fire Protection

CALIFORNIA BOARD OF FORESTRY AND FIRE PROTECTION

RESOLUTION NO. 2020-2

RESOLUTION APROVING A SUSPENSION ON LOCAL ORDINANCE CERTIFICATION PENDING ADOPTION OF STATUTORILY REQUIRED AMENDMENTS TO THE SRA FIRE SAFE REGULATIONS

WHEREAS, Since 1991, Public Resources Code section 4290 has required the State Board of Forestry and Fire Protection (Board) to adopt regulations, known as the Fire Safe Regulations, to implement minimum fire safety standards applicable to state responsibility area (SRA) lands; the Fire Safe Regulations (14 CCR § 1270 *et seq.*) apply to the perimeter and access to all residential, commercial, and industrial building construction in the SRA; and

WHEREAS, Pursuant Public Resources Code section 4290, subdivision (c), the Fire Safe Regulations do not supersede local ordinances that equal or exceed the minimum standards of those regulations; and

WHEREAS, Pursuant to the Fire Safe Regulations, a local jurisdiction may submit its local ordinance to the Board, and the Board may, in its discretion, certify a local ordinance as equaling or exceeding the Fire Safe Regulations when the local ordinance provides the same practical effect, in which case the local jurisdiction's ordinance shall be applied in lieu of the Fire Safe Regulations; and

WHEREAS, Pursuant to the Fire Safe Regulations, a certification is rendered invalid if subsequent amendments are made to the Fire Safe Regulations or local ordinance; and

WHEREAS, The Board must adopt amendments to the Fire Safe Regulations expeditiously to address new requirements imposed by Senate Bill 901 (Ch. 626, Stats. 2018), which will invalidate all local ordinance certifications within a matter of months; and

WHEREAS, The Board believes a temporary suspension on local ordinance certification is appropriate to avoid the unnecessary invalidation of local ordinance certifications issued between now and adoption of the statutorily-mandated Fire Safe Regulation amendments; and

WHEREAS, The Board acknowledges the unfortunate burdens to local jurisdictions that will result from being unable to seek and secure certification of its local ordinance for the duration of a temporary suspension; and

WHEREAS, Local ordinance certification is a distinct issue from the delegation of inspection authority to a local jurisdiction; certification merely provides clarity as to which standard – the local ordinance or the Fire Safe Regulation – serves as the basis for inspections; thus, a suspension on certifications does not impact a local jurisdiction's ability to seek or retain inspection authority of the applicable fire safe standards, as properly delegated pursuant to 14 CCR § 1270.05; and

WHEREAS, A temporary suspension on certifications does not affect or conflict with Public Resources Code section 4290, subdivision (c), and does not affect the applicability of a local ordinance, rule or regulation, to the extent such local ordinance, rule or regulation equals or exceeds the minimum standards in the Fire Safe Regulations pursuant to Public Resources Code section 4290, subdivision (c); and

WHEREAS, The Fire Safe Regulations would serve as the default standard for all local jurisdictions, and the Board's certification is not statutorily required to preserve a local ordinance to the extent that it is at least "equal" to the Fire Safe Regulations, which would be satisfied where compliance with the local ordinance standard also simultaneously satisfies the Fire Safe Regulation as an identical or lesser-included standard.

NOW, THEREFORE, BE IT RESOLVED, That for the reasons set forth in the above Recitals, the Board will not consider any local ordinance for certification as equaling or exceeding the minimum standards as providing the same practical effect of the Fire Safe Regulation until the amendments to the Fire Safe Regulations in accordance with Public Resources Code section 4290 are adopted and take effect; and

BE IT FURTHER RESOLVED, That the Executive Officer shall notify relevant local jurisdictions of the temporary moratorium by posting this Resolution on the Board's website and distributing copies of this Resolution, as appropriate.

Passed and adopted by the State Board of Forestry and Fire Protection at a regularly scheduled, noticed meeting on November 4, 2020, by the following vote:

Ayes: Gillless, Chase, Delbar, Husari, Jani, Los Huertos, Wade

Noes:

Absent: Wheelles

As certified on November 5, 2020, by:



Keith Gillless, Board Chair



Matt Dias, Executive Officer



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Letter from Benny Romero re:
Bridgeport Jail

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Letter from Benny Romero regarding the proposed new jail facility on Twin Lakes Road in Bridgeport, CA.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 7609325534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Letter](#)

History

Time	Who	Approval
12/3/2020 7:53 AM	County Administrative Office	Yes
12/2/2020 9:14 AM	County Counsel	Yes
12/2/2020 2:25 PM	Finance	Yes

On Nov 27, 2020, at 12:23 PM, Romero <romero2555@ymail.com> wrote:

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mono County Board of Supervisors

Ladies and Gentlemen of the Board

First, I want to thank you for all the countless hours of your service that you do for our County. Much of your time is dealing with negative issues and you are always trying to work out solutions. Most of the time these are thankless hours.

The installation of a new Jail House is a necessary evil, however after touring the present facility some time ago I do not see a an urgent need for a new facility, maybe a bigger parking lot for all the Sheriffs cars that are stationed there.

I am aware that there are plans to build a new facility on Twin Lakes Road, I am surprised that you would consider this option for a location. I am completely against having a Jail House at this location for the following reasons. Twin Lakes Road is a corridor to wellness and happiness to so many of our guests that love to come to this valley for its splendid views, camping and fishing, horse back riding. I spend my summers working at the Hunewill Ranch and visiting with guests from all over the world, but mainly people that come to Bridgeport that love the prettiest valley in all of the Eastern Sierra. I do allot of the history talks while riding on horse back with the guests. I have introduced the thought of having the Jail House on Twin Lakes Road to them. Their comments have all been negative and not in favor.

The Ranching industry in the valley feel that the preservation of open space and scenic views are invaluable to this valley, therefore Ranchers have placed CONSERVATION EASEMENTS on their deeded lands, to keep subdivision and additional building out. I am also in the process of placing a Historical Conservation Easement on my property to protect the two old Barns (built in 1871) that were part of Bodie. At one time Mr. Phill Vanhorn, owner of my Barns was planning a subdivision across the road from the location that the County is now looking at. He was not able to get a permit due to wetlands.

Another reason is the proximity to our school, this should be taken into serious consideration as well as the proximity to residents and home owners. Right now is the time to look at alternative locations for a new facility. If we look at areas where prisons are located, they are all placed away from inhabited areas. I have seen persons that have been released from our present jail house hitch hiking on 395, it is best if they are kept away from businesses and housing areas. This is a negative impact to our community.

I would ask that a land swap be considered, but an alternative to that is working with the Bureau of Land Management for a land grant.

I spent several years as chairperson of the Advisory Board to the Board of Supervisors (RPAC) and several years as just a Board Member, countless hours of donated time to our county and community.

During the Summer months (when things are normal) I bring allot of people into our community due to concerts, weddings and other events, this all helps our motels, restaurants and the economy in general. I hope you take my comments as valued comments, I have been in the Bridgeport Valley for over 55 years, mostly in ranching, however I also poured the concrete for the hospital and all the footings for the school buildings. I feel that my history here deserves a strong voice, especially when it comes to issues of this nature. I have given you my reasons why the Jail House should not be placed at the location you are considering, I would like to hear the Boards reasons why the Jail House should be located on Twin Lakes road.

Sincerely
Benny Romero



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT

Letter from John Muir Trail
Wilderness Conservancy re:
Approval of Wildlife Conservation
Board Grant

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Letter from the John Muir Trail Wilderness Conservancy regarding approval of the 1.6 million 4-year Wildlife Conservation Board Grant for ecological restoration in the Ansel Adams Wilderness along the John Muir Trail.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 7609325534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Letter](#)

History

Time	Who	Approval
12/3/2020 7:53 AM	County Administrative Office	Yes
12/2/2020 9:13 AM	County Counsel	Yes
12/2/2020 2:25 PM	Finance	Yes

From: Marla Stark <marla@jmtwilderness.org>
Sent: Monday, November 30, 2020 4:50 PM
To: Stacy Corless <scorless@mono.ca.gov>
Cc: Scheereen Dedman <sdedman@mono.ca.gov>
Subject: WCB Grant

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Stacy. Last week, our \$1.6 million 4-year Wildlife Conservation Board Grant for ecological restoration in the Ansel Adams Wilderness along the John Muir Trail was APPROVED! Thank you so much to the Mono County Board of Supervisors for your letter in support of our Conservancy's application. It truly made a difference. We are working with the Inyo National Forest leadership now to begin the work next season in the Sierra—here is a StoryMap that describes the effort. <https://arcg.is/1uvT5m> Please extend our Board's sincere appreciation to your members for their support (Board list attached.) Thank you.

Kind regards,

Marla Stark
President & Chair of the Board

JMT WILDERNESS CONSERVANCY

*Caring for the wilderness, wildlife and waters
along the John Muir Trail (est. 1915)
in the high Sierra Nevada of California
for people to enjoy in the centuries to come.*

2120 Avy Avenue PO Box 7348
Menlo Park CA 94025
WWW.JMTwilderness.ORG

The JMT Wilderness Conservancy is a nonprofit public benefit corporation tax exempt under IRC section 501(c)(3)



BOARD OF DIRECTORS

The JTM Wilderness Conservancy recently reorganized as a public benefit corporation under 501(c)(3). Pending receipt of its IRS Letter of Determination, contributions are tax deductible effective September 30, 2020.



Marla Stark: Marla is the founder, president and chair of the board of directors of the JMT Wilderness Conservancy. As an experienced attorney in Silicon Valley and a graduate of Stanford University, she was chief legal counsel & board secretary of Wind River Systems Inc., and the managing director of intellectual property at Applied Materials Inc., both Fortune 500 companies and leaders in their fields of technology. She has been involved in several land conservation efforts, most recently for the Peninsula Open Space Trust and the Northern Sierra Partnership. After hiking parts of the John Muir Trail in 2016 and 2017, Marla saw the need for private conservancy support of this historic trail and its surrounding wilderness, and began organizing this effort.

Doug Collom: Doug is a former corporate/ securities partner at Wilson Sonsini Goodrich & Rosati, a national law firm headquartered in Palo Alto, California and one of the most prominent in representing Silicon Valley companies. He followed his 25-year legal career by serving for 8 years as vice dean of the Wharton School of Business at the University of Pennsylvania where he continues to teach. Doug is also a group director for the Alliance of CEOs counseling many Silicon Valley companies on critical business and operations issues. He is an avid fly-fisherman and outdoorsman and is interested in helping to support the John Muir Trail and to preserve its landscapes, which pass through the watersheds of five major rivers in California.



Sierra Grossman: Sierra Grossman is a second-generation owner at Sierra Nevada Brewing Co., the seventh largest brewer in America. Founded in 1980 by her father Ken Grossman, Sierra has been in and around the brewing business since she was a toddler. Her active roles have evolved over the years to more senior operations responsibilities at the Chico headquarters where she continues that work today as the company's Vice President and manager of the Corporate and Social Responsibility initiatives. Sierra also has been active in local philanthropy for many years. In response to the Camp Fire in Butte County, Sierra is at the helm of the brewery's efforts to support their hometown through funds, resources and community collaborations. Her current board seats include the Chico Chamber of Commerce and the Wildflower Open Classroom, in addition to the JMT Wilderness Conservancy. Sierra and the entire Grossman family have always had an eye on the John Muir Trail where Ken has hiked and backpacked for many years.



Jenny Johnson: Jenny Johnson is president and chief executive officer of Franklin Resources, Inc. where she is responsible for the operation of all aspects of the business, including strategic goals and objectives. Previously, Ms. Johnson held the role of chief operating officer overseeing the majority of investment management and all related investment management support services. She was also responsible for Franklin Templeton's global retail and institutional distribution efforts, including product development. In addition, Ms. Johnson oversaw client service, fund administration, global technology, and the company's high net worth business, Fiduciary Trust Company International. She joined the company in 1988. In 2014, Ms. Johnson was one of ten executives named to Money Management Executive's inaugural list of Top Women in Asset Management and was chosen by her peers as one of Ignites.com's Most Influential Women in Fund Management. Ms. Johnson received the 2012 Robert L. Gould Award presented by global investment management association NICSA, recognizing outstanding achievement in helping the mutual fund industry better serve investors through customer service, thought leadership and technology. In 2010 and 2011, she was recognized by the San Francisco Business Times as one of the Most Influential Women in Bay Area business. Ms. Johnson earned her B.A. in economics from the University of California at Davis. She is a board member of Riva Financial Systems. She is also a trustee at Crystal Springs Uplands School, and a board member of the Lucile Packard Children's Hospital.



David M. Kennedy: David is the Donald J. McLachlan Professor of History, Emeritus, at Stanford University, a native of Seattle and a 1963 Stanford graduate. He received his Ph.D. in American Studies from Yale University in 1968. He joined the Stanford faculty in 1967 and has served as chair of the History Department, director of the Program in International Relations, as well as Associate Dean of the School of Humanities and Sciences, and founding Faculty Director of the Bill Lane Center for the American West. Professor Kennedy is an elected Fellow of the American Academy of Arts and Sciences as well as the American Philosophical Society. In 2002 he joined the Board of the Pulitzer Prizes (chair, 2010-2011), in 2008 the Board of the New York Historical Society, and in 2013 the Board of the California Academy of Sciences. In 2014, Secretary of Agriculture Tom Vilsack appointed him to the Advisory Council for the Pacific Northwest National Scenic Trail. David brings a wealth of knowledge about the historical context for the John Muir Trail and the national

conservation movement its creation reflected, the creation and management of national scenic trails under the federal scheme, as well as a keen love of the outdoors in his personal experiences in hiking and fly-fishing the great western rivers.

Tim McAdam: Tim is General Partner at TCV, where he focuses on investments in the enterprise software, security, and tech-enabled services markets. His current investments include Alarm.Com, FinancialForce, Oversight, Silver Peak, and Vectra. Tim was previously a partner at Trinity Ventures, a leading early- to mid-stage venture capital firm, where he focused on investments in the software and security sectors. Prior to Trinity, Tim was a vice president at GTCR in Chicago. He started his career in the early 1990s at TA Associates in Boston, having received his M.B.A. from the Stanford Graduate School of Business and a B.A. in Classical Archaeology from Dartmouth College. Tim was born and raised in the greater Boston area and enjoys backpacking, rugby (just watching these days), golfing, skiing, fly fishing, and other outdoor activities with his family.





Kate Ridgway: Kate Ridgway is an avid outdoors person and focuses her philanthropy, time and energy on environmental education and global environmental issues. In addition to JMT Wilderness Conservancy, Kate serves on the board of the Colorado Outward Bound School and Ten Strands, an organization promoting environmental education in California public schools. She is also on the National Advisory Board of the Haas Center for Public Service (NAB Board) and is an avid supporter of the O'Donohue Family Stanford Educational Farm, environmental/farm education center for both Stanford students and low-income students in the Palo Alto area. She has been a longtime supporter of Sustainable Conservation, World Wildlife Fund, Wildlife Conservation Society, Tuolumne River Trust and was a founding member of NRDC's Environmental Entrepreneurs. Most currently she has been a strong supporter of some

environmental/climate change initiatives at the University on Colorado. Kate has a bachelor's degree in history and biology from the University of Colorado and a masters degree in education from Stanford University. She resides in Woodside with her husband Rick.

Elizabeth Wenk: Lizzy Wenk is one of the foremost authors of guide books on the John Muir Trail and surrounding Sierra Nevada lands, well known for both her meticulous data collection and her passion to embed natural and human history in her books. Lizzy has hiked and camped in the Sierra from childhood. As she obtained a PhD in Sierran alpine plant ecology from University of California Berkeley, exploring the Sierra became a profession as well as a hobby. Lizzy is the author of "*The John Muir Trail—The Essential Guide to Hiking America's Most Famous Trail*" which is now in its 5th edition. In addition she has authored "*One Best Hike—Mt. Whitney*", "*50 Best Short Hikes—Yosemite National Park*", and "*Wildflowers of the High Sierra and John Muir Trail*". A current interest is to map historical trails, many of them routes the JMT's first explorers used. Lizzy brings this extraordinary expertise to the Conservancy's work.





**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT

Letter from SB 1290 Implementation
Workgroup re: Passage of SB 1290

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

On September 30, Governor Newsom signed SB 1290, which ends collection of and discharges all fees charged to youth in the juvenile system and some fees charged to youth 21 and under in the adult (criminal) system.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 760-932-5534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Letter

History

Time	Who	Approval
12/3/2020 7:53 AM	County Administrative Office	Yes
12/2/2020 9:13 AM	County Counsel	Yes
12/2/2020 2:25 PM	Finance	Yes

From: SB 1290 <sb1290@clinical.law.berkeley.edu>
Sent: Friday, November 27, 2020 11:08 AM
To: SB 1290 <sb1290@clinical.law.berkeley.edu>; Stacy Corless <scorless@mono.ca.gov>
Cc: Karin Humiston <khumiston@mono.ca.gov>; sbarwick@mono.ca.gov <sbarwick@mono.ca.gov>;
lchapman@mono.ca.gov <lchapman@mono.ca.gov>; Stacey Simon <ssimon@mono.ca.gov>; Tim Kendall
<tkendall@mono.ca.gov>; cajuvefees <cajuvefees@clinical.law.berkeley.edu>
Subject: Re: SB 1290 Passes - Ending Juvenile Fee Collection

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mono Board of Supervisors Chair Corless:

We are writing to provide a friendly reminder that, in order to comply with [Senate Bill 1290](#), your county must end all collection and discharge all fees charged to youth in the juvenile system and some fees charged to young adults in the adult (criminal) system.

While we note that your county has ended collection of and discharged all juvenile fees, we ask that you please confirm and provide documentation of your implementation of all of the bill's other provisions in advance of its effective date on January 1, 2021. In order to assist in this process, we are including a [letter](#) and [checklist](#), detailing the required steps.

Thank you very much for your support, and please contact us at SB1290@clinical.law.berkeley.edu with any questions.

Sincerely,
SB 1290 Implementation Workgroup

CC:
Board of Supervisors
County Administrator
County Counsel
Chief Probation Officer
Collections/Revenue Officer
Public Defender
District Attorney
Court Executive Officer

From: SB 1290 <sb1290@clinical.law.berkeley.edu>
Sent: Thursday, October 1, 2020 4:22 PM
To: scorless@mono.ca.gov <scorless@mono.ca.gov>
Cc: khumiston@mono.ca.gov <khumiston@mono.ca.gov>; sbarwick@mono.ca.gov <sbarwick@mono.ca.gov>;
lchapman@mono.ca.gov <lchapman@mono.ca.gov>; ssimon@mono.ca.gov <ssimon@mono.ca.gov>;
tkendall@mono.ca.gov <tkendall@mono.ca.gov>; cajuvefees <cajuvefees@clinical.law.berkeley.edu>
Subject: SB 1290 Passes - Ending Juvenile Fee Collection

Dear Mono Board of Supervisors Chair Corless:

We are writing to inform you that on September 30, Governor Newsom signed [SB 1290](#), which requires ending collection and discharging all fees charged to youth in the juvenile system and some fees charged to youth 21 and under in the adult (criminal) system.

We commend your County's action to end collection and discharge juvenile fees prior to the enactment of SB 1290. However, we encourage you to fully implement the remaining provisions of SB 1290 in advance of its effective date on January 1, 2021, **particularly for young adult fees** (fees charged to youth 21 and under in the adult system.)

We encourage you to take this opportunity to ensure that the County has successfully ended collection and discharged all of the fees identified in SB 1290. We are hyperlinking a [letter](#) and [checklist](#) to assist in this process.

To educate youth and their families of these changes, we are also providing flyers describing the fees in the [juvenile](#) and [adult](#) systems impacted by this new law.

Please let us know if we can provide technical assistance or support. Thank you very much.

Sincerely,
SB 1290 Implementation Workgroup

CC:
Board of Supervisors
County Administrator
County Counsel
Chief Probation Officer
Collections/Revenue Officer
Public Defender
District Attorney
Court Executive Officer



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED 30 minutes

SUBJECT Mountain View Fire Update

PERSONS APPEARING BEFORE THE BOARD Justin Nalder, EOC Director

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Update on the Mountain View Fire in Walker, California.

RECOMMENDED ACTION:

Receive update from Incident Command for the Mountain View Fire and involved staff regarding impacts of the fire, recovery efforts, County response, debris removal and related topics. Provide any desired direction to staff.

FISCAL IMPACT:

No impact from this update.

CONTACT NAME: Justin Nalder

PHONE/EMAIL: 760-932-5453 / jnalder@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p>No Attachments Available</p>
--

History

Time	Who	Approval
12/3/2020 7:53 AM	County Administrative Office	Yes
12/2/2020 12:59 PM	County Counsel	Yes
12/2/2020 2:24 PM	Finance	Yes



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Community Development

TIME REQUIRED 10 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Wendy Sugimura, Community
Development Director

SUBJECT Mountain View Fire Recovery -
Streamlining of Planning Permits and
Fee Waivers

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution providing for placement of RVs on properties, interpreting accessory uses as nonconforming uses if the main use was lost to the fire, and waiving planning and building permit fees for property owners suffering loss of a residence.

RECOMMENDED ACTION:

Find that the proposed resolution qualifies under CEQA exemptions 15303(a) and 15303(b), direct staff to file a Notice of Exemption, and adopt proposed resolution "Interpreting and Providing Guidance to Staff in Implementing Various Community Development Department Regulations, Permits, and Fees for Reconstruction Associated With Mountain View Fire Recovery" with any desired modifications. Provide any further direction to staff.

FISCAL IMPACT:

Reduced revenue due to waiving of County fees for Director Review permits and building permits. Total revenue reduction is unknown at this time as fees are dependent on number, type and scope of proposed construction.

CONTACT NAME: Wendy Sugimura

PHONE/EMAIL: 760-924-1814 / wsugimura@mono.ca.gov

SEND COPIES TO:

Tom Perry, Christy Milovich

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
staff report
Resolution with Exhibit A

History

Time	Who	Approval
12/4/2020 8:45 AM	County Administrative Office	Yes
12/4/2020 8:27 AM	County Counsel	Yes
12/4/2020 8:13 AM	Finance	Yes

Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

December 8, 2020

To: Honorable Chair and Board of Supervisors

From: Wendy Sugimura, Director

RE: MOUNTAIN VIEW FIRE RECOVERY – STREAMLINING OF PLANNING PERMITS AND FEE WAIVERS

RECOMMENDATION

Find that the proposed resolution qualifies under CEQA exemptions 15303(a) and 15303(b), direct staff to file a Notice of Exemption, and adopt proposed resolution "Interpreting and Providing Guidance to Staff in Implementing Various Community Development Department Regulations, Permits, and Fees for Reconstruction Associated With Mountain View Fire Recovery" with any desired modifications. Provide any further direction to staff.

FISCAL IMPACT

Reduced revenue due to waiving of County fees for Director Review permits and building permits. Total revenue reduction is unknown at this time as fees are dependent on number, type and scope of proposed construction.

DISCUSSION

This item is a follow-up to Board discussion at the November 24, 2020, meeting regarding waiver of County fees and planning permits for reconstruction of single-family homes in the Mountain View Fire area. The following items are covered:

1. Placement of recreational vehicles (RVs) on vacant property
2. Accessory uses prior to the main use
3. Building permits and fees

Placement of RVs on Vacant Properties

Section 04.040 A.1 of the Mono County General Plan authorizes the temporary placement of recreational vehicles (RVs) on vacant property during construction of a main building, with a Director Review permit, and subdivision 3.b. of Section 04.040 requires that any Director Review permit be conditioned upon, among other things, the property owner obtaining "a building permit for the main building (if applicable) prior to RV placement."

Upon further review with County Counsel in 2015 after the Round Fire in Swall Meadows, the language of subdivision 3.b. was examined for interpretation options. A reasonable and logical interpretation of the language authorizing the placement of an RV "during construction" includes a situation where a property owner, having suffered loss of a residence due to the Mountain View Fire, is taking steps to clear his or her property, remove hazards, and ensure safe conditions, so that he or she may then rebuild, but has not yet obtained a building permit for the replacement residence. Note the term "RV" encompasses all similar motor vehicles with living and sanitation facilities such as tiny homes on wheels and trailers.

The attached resolution (Attachment 2) proposes memorializing this interpretation for the properties impacted by the Mountain View Fire, specifying certain active steps that must be taken by the applicant, and providing guidance to staff on time frames. Further, the resolution allows for a written request to substitute for a Director Review

permit application, waives permit fees, and authorizes the Planning Division to extend timeframes based on justification and circumstances. In place of a Director Review permit, staff will require property owners to sign the "Temporary Emergency Dwelling Standards" (Exhibit A) as the conditions that must be met.

Policy questions have been raised by public inquiries about the placement of tiny homes on wheels as permanent residential units. Because tiny homes on wheels are licensed by the California Department of Motor Vehicles (DMV), they are considered motor vehicles and cannot 1) be distinguished from RVs, 2) be permitted under the California Building Code (CBC) to ensure public health and safety standards, or 3) converted into real property. Mono County land use regulations currently do not allow a motor vehicle as a residential use and would require a General Plan Amendment to modify on a permanent basis, and the Building Division has no means or authority to evaluate and determine the safety and livability standards of motor vehicles. Further, impacts to community character and aesthetics could become concerns as allowing this use without sufficient visual design guidelines could result in large community areas appearing similar to trailer parks, which would be inconsistent with the Antelope Valley area plan. Finally, per state law, use of two or more tiny homes on wheels, RVs, or trailers on a property triggers permitting under the State Department of Housing and Community Development (HCD) as a mobile home park. All of these issues are outside the scope of the current resolution and an attempt at inclusion would substantially delay the implementation of the proposed resolution. The Board has discussed the tiny home on wheels issue before and recognized that the policy and regulatory issues involve agencies and authorities beyond Mono County, and any local regulations would have long-term and countywide consequences. The recommendation is to keep this issue separate from the temporary housing needs created by the fire and the proposed flexibility to facilitate rebuilding of residential structures that are currently permitted under existing codes.

Accessory Uses Prior to the Main Use

Mono County General Plan Land Use Element Land Use Designations (LUDs) state that "Accessory buildings and uses customarily incidental to any of the permitted uses are permitted only when located on the same lot and constructed simultaneously with or subsequent to the main building, including barns, stables and other farm outbuildings and quarters for farm labor or other employees employed on the premises." The purpose is to ensure the parcel is primarily used for one of the "main uses" identified in the LUD. For example, if a garage or barn were permitted on a residential LUD without the residential use, the result could be a main use of storage in a residential neighborhood. A request to build an accessory use prior to the main use may be granted through a Use Permit or Director Review permit subject to certain conditions, such as submittal of a building permit application for the main use within a certain time period (usually one or two years).

Where the main use was lost to the Mountain View Fire but accessory uses survived, a reasonable interpretation is that a nonconforming use has been created through no fault of the property owner. According to General Plan Land Use Element §02.850, "'Nonconforming' means the existence or use of land, a building, a structure or portion thereof, that does not conform to the regulations of the land development regulations and that lawfully existed at the time the regulations with which it does not conform became effective." In this situation, a nonconforming use may remain; however any expansion would be subject to Chapter 34 – Nonconforming Uses, which prohibits expansion of a nonconforming use unless findings can be made demonstrating no intensification of the land use and no detrimental impacts to General Plan policies, public health and safety, and adjacent properties.

The proposed resolution memorializes accessory uses prior to the main use resulting from the fire as a nonconforming use and therefore no further action needs to be taken by the property owner within any specified time period.

Building Permits

New construction and/or repairs of structures impacted by the Mountain View Fire are subject to a building permit in compliance with California Building Codes. As in the 2015 Round Fire, the resolution proposes to waive County building permit fees for the property owner(s) who suffered the loss. If the property is sold, the fee waiver does not apply to the new owner. Very minor state fees, which the County must collect and pass through, are not waived and must be collected. Similarly, other fees associated with development that are not under the authority of the Community Development Department, such as grading and encroachment permits, well/septic permits, fire district, and school district fees, are not addressed in this resolution.

ATTACHMENTS

1. Proposed Resolution with Exhibit A (Temporary Emergency Dwelling Standards)



RESOLUTION R20-___

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
INTERPRETING AND PROVIDING GUIDANCE TO STAFF IN
IMPLEMENTING VARIOUS COMMUNITY DEVELOPMENT DEPARTMENT
REGULATIONS, PERMITS, AND FEES FOR RECONSTRUCTION
ASSOCIATED WITH MOUNTAIN VIEW FIRE RECOVERY**

WHEREAS, in November 2020, the Mountain View Fire ravaged the community of Walker in Mono County and destroyed approximately 143 structures, including at least 74 homes; and

WHEREAS, the Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020; the Governor issued a Proclamation of a State of Emergency on November 19, 2020; and the Mono County Health Officer proclaimed a local health emergency due to conditions of extreme peril caused by the Mountain View Fire; and

WHEREAS, as a result of the fire, over 70 families and individuals lost their homes, many of whom have no permanent alternative place of residence and no means to protect their property as they begin the slow process of clearing their land, addressing hazards and safety issues, and rebuilding; and

WHEREAS, Section 04.040.A.1. of the Mono County General Plan Land Use Element authorizes the temporary placement of recreational vehicles (RVs) on vacant property during construction of a main building with a Director Review Permit and Section 04.040.A.3.b. requires that any Director Review Permit be conditioned upon, among other things, the property owner obtaining "a building permit for the main building (if applicable) prior to RV placement"; and

WHEREAS, a reasonable and logical interpretation of the language of Section 04.040 authorizing the placement of an RV "during construction" includes a situation where a property owner, having suffered loss of a residence due to the Mountain View Fire, is taking steps to clear his or her property, remove hazards, and ensure safe conditions, so that he or she may then rebuild, but has not yet obtained a building permit for the replacement residence; and

WHEREAS, in situations where the main use was lost to the Mountain View Fire but accessory uses survived, considering these accessory uses as existing nonconforming uses is a reasonable interpretation; and

WHEREAS, the Board of Supervisors is the body charged by law with interpreting and implementing the County General Plan; and

WHEREAS, the cost of rebuilding is a significant financial burden for property owners and the community, and reducing that burden by waiving County fees for certain Community

Development Department permits and approvals for the original property owner suffering the loss benefits the public and community.

NOW, THEREFORE, THE MONO COUNTY BOARD OF SUPERVISORS DOES HEREBY RESOLVE that:

SECTION ONE: The Board of Supervisors finds and declares that where a residence was lost in the Mountain View Fire, and the property owner is taking active steps to clear, repair and make that property safe prior to reconstruction, such activity shall be considered "construction" for the purposes of Mono County General Plan Land Use Element Section 04.040.A.1., Placement of Recreational Vehicles (RVs) on Vacant Property. Further, the term "RV" includes any Temporary Emergency Dwelling (TED) defined in Exhibit A, which Exhibit is attached hereto and incorporated herein by this reference, and placement of any RV or TED shall be subject to the standards in Exhibit A, including requirements related to the location and removal of fire debris to protect public health.

SECTION TWO: The Board further finds and declares that, in order to provide the public benefit of facilitating community recovery from the destruction caused by the Mountain View Fire, a written request to place an RV or other TED on a property for the purposes described in Section One or during reconstruction of the main building, may be submitted and approved in lieu of a Director Review application and permit. The approval does not require notice to contiguous property owners and is subject to the requirements in Exhibit A, which must be signed by the property owner as an agreement to comply. Application for and issuance of building permits are not waived and are required prior to any construction or repair (if applicable).

SECTION THREE: The Board further finds and declares that, where the main use was lost to the Mountain View Fire but accessory uses survived, a reasonable interpretation is that a nonconforming use has been created through no fault of the property owner, and this situation shall be considered an existing nonconforming use.

SECTION FOUR: The Board further finds and declares that, in order to provide the public benefit of facilitating community recovery from the destruction caused by the Mountain View Fire, the following County fees for Community Development Department permits and approvals shall be waived for the original property owner suffering the structural loss (fee waiver does not apply to a new owner purchasing a fire-impacted property): Director Review permit for placement of recreational vehicles on vacant property and building permits (State fees are not waived).

SECTION FIVE: The Board further finds and declares that, the fee waivers, associated permits, and placement of any RV or TED pursuant to this Resolution qualify as exemptions under the California Environmental Quality Act (CEQA) Section 15303 – New Construction or Conversion of Small Structures. An RV on the property during cleanup of the property and reconstruction of structures destroyed by the fire are no more impactful than new construction of one single-family residence or a second dwelling unit in a residential zone (§15303(a)) or a duplex or similar multi-family structure totaling no more than four dwelling units (§15303(b)).

PASSED, APPROVED AND ADOPTED this 8th day of December, 2020, by the following vote of the Board:

AYES :

NOES :

ABSENT :

ABSTAIN :

Stacy Corless, Chair

ATTEST:

APPROVED AS TO FORM:

Queenie Barnard
Clerk of the Board

Stacey Simon
County Counsel

EXHIBIT A

TEMPORARY EMERGENCY DWELLING (TED) STANDARDS

To protect the residents, the following conditions are set forth for occupancy on parcels with structures destroyed by the fire.

1. Right of entry to the parcel is subject to the Mono County Public Health Department Public Health Order dated 19 November 2020 until modified or rescinded.
2. A Temporary Emergency Dwelling (TED) shall include provisions for sleeping, eating, cooking, sanitation and water supply and includes:
 - a. A recreational vehicle (RV) registered or licensed with the CA Department of Motor Vehicles that is mobile under its own power or through towing/carrying by another vehicle and is not intended to be inhabited on a permanent basis. Examples include a motor home, travel trailer, fifth wheel, free standing cab-over camper, tiny home on wheels, and similar units designed for human habitation and emergency occupation.
 - b. Mobile home / Manufactured Dwelling, which is a structure certified under the National Manufactured Housing Construction and Safety Standards Act of 1974 and designed for, or occupied exclusively by, one family.
3. Placement of a TED is subject to the following requirements of the Mono County Environmental Health Division: hazardous waste material management and clean up, well and septic approvals and permits.
4. No other imminent health and safety hazards exist on the parcel, as determined at the discretion of the Director of Environmental Health.
5. Addressing:
 - a. Locations: Existing addresses for the property shall be placed in a visible location at the entrance to the property and/or near the TED at the following location:
 - i. If the driveway branches within the property to multiple dwellings on the property, an address sign shall also be placed at the intersection indicating the direction to each dwelling.
 - b. Size and Type of address numbers / letters: Per Section 505.1 of the 2019 California Fire Code, lettering shall be a minimum of 4 inches in height with a 0.5-inch stroke on a reflective or contrasting background.
6. The following requirements apply to the placement of a TED:
 - a. One TED is allowed per destroyed residence, not to exceed a maximum of two (2) TEDs per parcel, unless otherwise approved by the Community Development Director. Proof of more than two legal residences shall be required.
 - b. The TED is only occupied by persons who resided on the parcel in the damaged/destroyed home and are now displaced due to the fire.
 - c. Use of any TED shall not exceed 18 months from the date of written notification from the property owner to the Community Development Department or continue after final construction approval for the reconstructed dwelling unit, whichever occurs first. The Community Development Director may issue extensions up to a total of three years from the date a building permit is issued for the residential unit provided a written request is submitted detailing the justification and need for the extension. The TED must no longer be occupied as a temporary dwelling upon issuance of an Occupancy Permit. Unless otherwise approved by the Community Development Director, the TED must be removed from the parcel once no longer used for that purpose.
 - d. Placement of the TED meets the following setbacks:
 - i. Minimum setbacks for the property's land use designation.
 - ii. A TED shall not be placed in any easements.
 - e. Use of the TED is not detrimental to public health, safety or general welfare or create

a public nuisance.

- f. If applicable, separate access to the fire debris cleanup work area and to TED should be provided or residents should refrain from utilizing shared access during those periods when active fire debris clean-up operations are occurring.
 - g. Residents should take proper precautions to protect from ash, hazardous materials, and injury, which may include sheltering in the TED while on the parcel when not otherwise performing essential outdoor on-site, work and wearing appropriate PPE including N95 respirators, appropriate clothing, and if applicable, gloves. Residents shall refrain from approaching active cleanup operations. Contact the Environmental Health Division for further guidance.
7. The Community Development Director, within her sole discretion, may accept alternatives to these standards that offer similar protections, or impose additional requirements, based on specific site conditions to protect public health.

MY SIGNATURE BELOW ACKNOWLEDGES THAT I FULLY UNDERSTAND AND AGREE WITH THE TERMS AND CONDITIONS STATED ABOVE:

PROPERTY APN/ADDRESS: _____

APPLICANT NAME (printed): _____

APPLICANT SIGNATURE: _____ DATE: _____



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: CAO

TIME REQUIRED 30 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Robert C. Lawton, CAO, Dr. Tom Boo,
Mono County Health Officer

SUBJECT COVID-19 (Coronavirus) Update

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

RECOMMENDED ACTION:

None, informational only.

FISCAL IMPACT:

None.

CONTACT NAME: Robert C. Lawton, Dr. Tom Boo

PHONE/EMAIL: 760-932-5415 / rlawton@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p>No Attachments Available</p>
--

History

Time	Who	Approval
12/3/2020 7:57 AM	County Administrative Office	Yes
12/2/2020 5:49 PM	County Counsel	Yes
11/25/2020 9:44 AM	Finance	Yes



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Public Health and County Counsel

TIME REQUIRED 20 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Dr. Tom Boo, Mono County Health
Officer, County Counsel Simon

SUBJECT Administrative Penalty Procedure for
COVID-19-Related Violations

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The County's existing administrative penalty system (Mono County Code Chapter 1.12) provides for the imposition of penalties for violations of state and county law, including health orders. Chapter 1.12 is general in nature and was not specifically-tailored to address violations of public health orders related to COVID-19. This ordinance would create a more-tailored administrative penalty procedure for violations involving public health orders and establish penalty amounts for those violations.

RECOMMENDED ACTION:

Adopt proposed ordinance establishing administrative penalty procedure and penalty amounts specific to violation of public health orders and state guidelines/orders related to preventing the spread of COVID-19.

FISCAL IMPACT:

The ordinance may result in de minimus fine revenue to the County, which would partially offset the costs of enforcement.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: x1704 / ssimon@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff report
Ordinance

History

Time

Who

Approval

12/3/2020 7:51 AM	County Administrative Office	Yes
12/3/2020 4:24 PM	County Counsel	Yes
12/3/2020 10:55 AM	Finance	Yes

County Counsel
Stacey Simon

Assistant County Counsels
Christian E. Milovich
Anne L. Frievault
Jason T. Canger

**OFFICE OF THE
COUNTY COUNSEL**

Mono County
South County Offices
P.O. BOX 2415
MAMMOTH LAKES, CALIFORNIA 93546

Telephone
760-924-1700

Facsimile
760-924-1701

Office Manager
Vacant

To: Board of Supervisors

From: Stacey Simon and Dr. Tom Boo, Mono County Health Officer

Date: December 8, 2020

Re: Proposed Ordinance creating administrative penalty procedures and amounts independent of existing Mono County Code Chapter 1.12

Recommended Action

Adopt proposed ordinance establishing administrative penalty procedure and penalty amounts specific to violations of public health orders and state guidelines/orders related to preventing the spread of COVID-19.

Strategic Plan Focus Areas Met

Economic Base Infrastructure Public Safety
 Environmental Sustainability Mono Best Place to Work

Fiscal Impact

The ordinance may result in de minimus fine revenue to the County, which would partially offset the costs of enforcement.

Discussion

The County's existing administrative penalty system (Mono County Code Chapter 1.12) provides for the imposition of penalties for violations of state and county law, including state and local health orders. However, Chapter 1.12 is general in nature and was not drafted, or specifically-tailored, to address violations of public health orders related to COVID-19 ("COVID Orders"). This ordinance would create a more-tailored administrative penalty procedure for violations involving COVID Orders, and would establish penalty amounts for those violations. Specific modifications from the existing system are as follows:

- Provides for preliminary review of administrative citation by the Health Officer if requested by the person cited. If the Health Officer does not find that citation is warranted, it is dismissed;
- For any appeal of a citation, the hearing officer would be a neutral person appointed by the CAO – not required to be a Planning Commissioner as provided in Chapter 1.12;
- Citations could be issued by Public Health staff and others designated by the Health Officer, rather than by the Code Compliance Specialist;

- Penalty amounts under existing Chapter 1.12 are \$100 per day for the first five days of violation and \$500 for each day thereafter. The proposed ordinance would instead implement fines of \$250 per violation (for non-commercial activity) and \$500 (first violation, for commercial activity), \$1000 (second violation, for commercial activity), \$2000 (subsequent violations, for commercial activity);
- The proposed ordinance does not include provision of a “Notice of Violation” in advance of citation issuance. The Notice of Violation works well for violations involving land use regulations, but is cumbersome and awkward for COVID violations. While the Notice is optional under Chapter 1.12, as a practical matter, it is always provided. This is in part because there is not much direction in Chapter 1.12 regarding the procedure if one is not provided. The proposed ordinance eliminates the Notice of Violation and creates a single written notice (the citation itself), with an option to provide a period to correct the violation where appropriate.
- The ordinance would sunset when the Governor’s proclamation of emergency is terminated.

If you have any questions regarding this item prior to your meeting, please call me at 760-924-1704.

Encl:

Proposed Ordinance



ORD20-__

**URGENCY ORDINANCE OF THE MONO COUNTY BOARD
OF SUPERVISORS ADOPTING AN ADMINISTRATIVE PENALTY
PROCEDURE AND PENALTY AMOUNTS FOR VIOLATIONS OF PUBLIC
HEALTH ORDERS AND STATE GUIDELINES OR ORDERS RELATED TO
PREVENTING THE SPREAD OF COVID-19**

WHEREAS, on March 4, 2020, Governor Newsom issued a Proclamation of a State of Emergency in the State of California related to the COVID-19 pandemic; and

WHEREAS, the County of Mono Health Officer declared a local health emergency related to COVID-19 on March 15, 2020; and

WHEREAS, on March 17, 2020, the Board of Supervisors of the County of Mono ratified the local health emergency related to COVID-19 as proclaimed by the Health Officer and additionally declared a local emergency; and

WHEREAS, in light of the COVID-19 pandemic and Governor Newsom's emergency proclamation, on March 12, 2020, the Governor issued Executive Order N-25-20, ordering residents to heed any order by local public health officials, "including but not limited to the imposition of social distancing measures, to control the spread of COVID-19;" and

WHEREAS, a violation of the Governor's Executive Order N-25-20 is a misdemeanor pursuant to California Government Code section 8665; and

WHEREAS, California Health and Safety Code section 120275 and 120295 additionally make it a misdemeanor to violate certain sections of the Health and Safety Code, including those requiring individuals to comply with State or local health orders related to communicable, contagious and infectious disease prevention; and

WHEREAS, California Government Code section 25132 make it a misdemeanor to violate any county ordinance unless by ordinance it is made an infraction; and

WHEREAS, failure to follow orders of the Local Health Officer or State Orders or guidelines related to the control of the spread of COVID-19 ("Public Health Orders") presents an immediate threat to the public peace, health and safety as described in Government Code section 25123(d) by increasing the likelihood that the COVID-19 virus will spread throughout the County in a manner that may overwhelm health care systems and may lead to injury and death that might otherwise be substantially reduced through adherence to Public Health Orders; and

1 **WHEREAS**, the immediate enforcement of Public Health Orders is necessary for
2 the effective implementation of such orders for the purpose of controlling the spread of
3 COVID-19 in Mono County; and

4 **WHEREAS**, California Government Code section 53069.4 provides authority
5 for the Mono County Board of Supervisors to set administrative penalties for violation
6 of any ordinance enacted by the County; and

7 **WHEREAS**, establishing administrative penalties as a mechanism to enforce the
8 orders of the Health Officer on an urgency basis is necessary for such remedy to be effective
9 and useful; and

10 **WHEREAS**, administrative penalties under this Ordinance provide an alternative
11 enforcement mechanism that will augment the County's ability to combat the negative effects
12 of the COVID-19 pandemic, provide relief to employees currently responsible for
13 enforcement and streamline and adapt the enforcement process to the unique circumstances
14 of the COVID-19 pandemic; and

15 **WHEREAS**, Government Code § 25131 expressly authorizes the Board of Supervisors to
16 adopt an urgency ordinance immediately upon its introduction. The Board finds that, as set forth
17 herein, the facts and circumstances support adoption of this Ordinance on an urgency basis. The
18 Board further finds that this Ordinance should apply within both unincorporated and, where
19 requested by the Town of Mammoth Lakes, incorporated areas to provide the County with broad
20 authority to address violations of Public Health Orders that contribute to the spread of COVID-19
21 in the county;

22 **NOW, THEREFORE**, The Board of Supervisors of the County of Mono, State of
23 California, ordains as follows:

24 **SECTION 1. Findings and Purpose.**

25 The Board of Supervisors of the County of Mono finds and declares all of the following:

- 26 A. The above recitals are true and correct, and are incorporated herein.
- 27 B. In order to address the immediate threat to the public peace, health, safety
28 and welfare, this Ordinance helps to ensure that Public Health Orders issued
29 for the purpose of controlling the spread of the COVID-19 virus, are
30 followed by providing an effective administrative enforcement mechanism as
31 an alternative to the mechanisms already available.
- C. Issuance of administrative penalties provides a significant deterrent to violating
 Public Health Orders respecting COVID-19, will help promote compliance
 with contact tracing and any resulting isolation and quarantine orders, social
 distancing requirements, the wearing of facial coverings and other means of
 controlling the spread of COVID-19.
- D. This alternative enforcement mechanism is also designed to provide some relief
 to law enforcement and code enforcement, to enable additional County staff to

1 assist with enforcing the Health Officer's orders, and to enhance the County's
2 ability to control the spread of COVID-19.

- 3 E. Pursuant to Section 53069.4 of the California Government Code, the Board of
4 Supervisors elects to create an administrative penalty and hearing process and
5 to specify that violation of such Orders constitutes a violation of this
6 Ordinance.
- 7 F. The potential damage caused by a violation of Public Health Orders demands a
8 substantial penalty so as to provide an effective and significant deterrent to
9 violating such orders.
- 10 G. For violations of Public Health Orders involving activities designed to make a
11 profit, the administrative penalties must be substantial so as not to be relegated
12 as "the cost of doing business".

13 **SECTION 2. Citation.**

14 This ordinance may be referred to as the "COVID-19 Administrative Penalties Ordinance."

15 **SECTION 3. Definitions.**

- 16 A. "Board" means the Mono County Board of Supervisors.
- 17 B. "Citation" or "Administrative Citation" means a civil citation issued pursuant to
18 this Ordinance.
- 19 C. "County" means the county of Mono.
- 20 D. "Days" means calendar days.
- 21 E. "Enforcement Officer" means the Health Officer of the County, anyone
22 designated by the Health Officer, any Public Health staff authorized by the
23 Health Department Director, any Code Enforcement Officer from the Division
24 of Code Enforcement in the Community Development Department, any peace
25 officer with jurisdiction in the unincorporated territory of Mono County, or
26 anyone identified by resolution of the Board.
- 27 F. "COVID-19 Order" means:
 - 28 (1) all orders of the County Health Officer that are now in existence, or later
29 come into existence, which are issued for the purpose of controlling the
30 spread of or treating the COVID-19 virus, and which reflects the Governor's
31 order to all residents to heed the orders of local public health officials, as
stated in paragraph 1 of Executive Order N-25-20 issued on March 12, 2020.
 - (2) All orders of the State Public Health Officer, state guidance documents
issued for businesses and activities that have been adopted or approved by the
County Health Officer, as well as any state guidance and directives posted on

1 covid19.ca.gov that are described as mandatory, binding, or otherwise
2 presented as enforceable obligations.

- 3 G. "Responsible Party" means an individual or legal entity, or the agent or
4 legal guardian of such individual or entity, whose action or failure to act
5 violated a COVID-19 Order.

6 **SECTION 4. Adoption of County Health Officer Orders as County Law.**

7 All COVID-19 Orders are hereby incorporated into this ordinance as the law of the County of
8 Mono.

9 **SECTION 5. Violation and Enforcement.**

- 10
11 A. Misdemeanor. A violation of a COVID-19 Order is a misdemeanor, a public
12 nuisance, and a violation of this Ordinance, and as such, a violation of this
13 ordinance may be enforced as a misdemeanor, as a nuisance, or as a civil
14 violation through imposition of administrative penalties as detailed in this
15 ordinance.
- 16 B. Enforcement. This Ordinance may be enforced by any Enforcement Officer.
- 17 C. County Discretion. Use of this Ordinance shall be at the sole discretion of the
18 County, its officers, agents and employees.
- 19 D. False Statements. Every person who willfully states anything which that person
20 knows to be false in any oral or written statement to an Enforcement Officer or
21 Hearing Officer regarding the subject of an investigation, Citation, or hearing
22 occurring pursuant to this Ordinance shall be guilty of a misdemeanor, punished by
23 a fine not exceeding \$1,000, or by imprisonment in a County jail not to exceed one
24 year, or by both that fine and imprisonment.

25 **SECTION 6. Nonexclusivity and Election of Proceedings.**

26 This Ordinance provides for enforcement proceedings that are supplemental to all
27 other enforcement proceedings provided by local, state or federal law, whether
28 administrative, civil or criminal in nature. As such, the provisions of this ordinance may be
29 utilized alone or in conjunction with other remedies. Election to employ one or more
30 proceedings provided by this ordinance shall be at the sole discretion of the County, and
31 shall be without prejudice to the County choosing to also proceed simultaneously or
subsequently by pursuing different enforcement proceedings with respect to the same
violation.

1 The Office of the County Counsel is hereby authorized to file a civil action on behalf of
2 the County to enjoin any violation(s) of this Ordinance and to obtain other appropriate relief
3 needed to cease and abate such violations, as well as to recover all associated County costs,
4 attorneys' fees, and any fines or penalties imposed. No further Board authority or permission to
5 initiate litigation is required to enforce violations of this Ordinance.

6 **SECTION 7. Issuance of Citation; Penalty Amounts.**

- 7 A. Each Day Separate Violation. Each and every day a violation of a
8 COVID-19 Order exists constitutes a separate and distinct offense, each
9 of which may be subject to a separate Citation.
- 10 B. Issuance of Citation. Any Responsible Party violating any provision of a
11 COVID-19 Order may be issued an Administrative Citation by an Enforcement
12 Officer. The Enforcement Officer may issue a Citation for a violation not
13 committed in his or her presence, if he or she determines through investigation,
14 including but not limited to credible input from County staff, that the
15 Responsible Party did commit or is otherwise responsible for the violation.
- 16 C. Optional Correction Period. If a violation is capable of being cured within an
17 extended period of time (i.e., is an ongoing violation and the Responsible Party
18 has the apparent ability to effect a resolution within a certain period of time), an
19 Administrative Citation may include a correction period to cure the violation(s)
20 and avoid the civil penalty set forth in the Citation. The correction period may
21 range from 1-72 hours from the date of the Citation. In determining whether to
22 provide a correction period and in determining the length of any correction
23 period included in a Citation, the Enforcement Officer shall consider the
24 following factors. All matters relating to correction periods, including whether
25 one is to be provided, are within the sole discretion of the Enforcement Officer
26 and are not appealable.
- 27 1) The gravity of the public health risk posed by the violation;
 - 28 2) Whether the Responsible Party has been previously counseled
29 regarding the violation;
 - 30 3) For a violation arising from commercial activities, whether the
31 violation is likely to result in increased revenue or avoided costs;
 - 4) Whether the violation is the subject of a prior Citation;
 - 5) Whether the Responsible Party is making good faith efforts to achieve
and maintain compliance with Public Health Orders; and
 - 6) Any other matters relating to the nature, circumstances, extent, and
gravity of the violation.
- D. Compliance Reporting. If a correction period is provided, the Responsible
Party must cure each cited violation and must report to the Enforcement Officer
when each cited violation is cured prior to expiration of the correction period.

1 Each such report must include the Responsible Party's contact information and
2 availability information sufficient to ensure the Enforcement Officer can verify
3 compliance within 72 hours of the date of cure.

- 4 E. Penalty Amount – Non-commercial Activity. The civil penalty for each
5 violation involving a non-commercial activity shall be a fine not to exceed
6 \$250.
- 7 F. Penalty Amount – Commercial Activity. The civil penalty for each violation
8 involving a commercial activity shall be a fine not to exceed \$500 for the first
9 occurrence, \$1000 for the second occurrence and \$2,000 for each subsequent
10 occurrence.
- 11 G. Payment. The administrative penalty becomes effective and due immediately
12 upon issuance of the Citation or failure to correct within any correction period.
13 The Responsible Party has ninety (90) days from the date of service of the
14 Citation to pay the penalty in the absence of a timely submitted request for an
15 administrative appeal under Section 10.

14 **SECTION 8. Form and Service for Citation.**

- 15 A. The Administrative Citation shall contain the following information:
 - 16 1. The name and address of the Responsible Party;
 - 17 2. The date and address or description of the location where the violation
18 occurred;
 - 19 3. Reference to the COVID-19 Order that was violated, including
20 reference to the paragraph number containing the provision violated
21 and the date of issuance of the COVID-19 Order; a brief description
22 of the violation should be included if greater specificity is required to
23 identify the violation;
 - 24 4. The amount of the penalty for the violation;
 - 25 5. A statement that the actual costs to the county incurred as a result of
26 the violation may be charged to them in addition to the penalty and an
27 estimate of those costs, if known;
 - 28 6. If a correction period is provided, the length of that period;
 - 29 7. Identification of appeal rights and a description of how to seek review
30 and appeal;
 - 31 8. The signature of the Enforcement Officer issuing the Citation along with
the date of issuance of the Citation.
- B. Any Administrative Citation issued pursuant to this ordinance shall be served
upon the Responsible Party pursuant to Section 9.

30 **SECTION 9. Service Procedures.**

1 An Administrative Citation may be served on the Responsible Party under either of the
2 following procedures:

3
4 A. Personal service: personal service may be accomplished without violating the
5 COVID-19 Orders by setting the Citation documents down near the Responsible
6 Party and stating, in a voice loud enough to be heard by the Responsible Party,
7 that the documents are for the Responsible Party, if the Responsible Party
subsequently either picks up the documents or makes an indication that they
understand that the documents are intended for them; or

8 B. Posting and Mailing: posting and mailing by doing both of the following:

- 9
10 1. Posting the Citation on any real property within the County in which the County
11 has knowledge that the Responsible Party has a legal interest, or at the location
12 at which the violation occurred; posting shall be placed in a position that is
likely to catch the attention of a person entering the property, including but not
limited to a front door, gate, or near a mailbox; and
13
14 2. Mailing the Citation by first-class mail, postage prepaid, to the address
15 where the Citation was posted, or to any other mailing address of the
16 Responsible Party that is known to the County if the County reasonably
17 believes that such mailing address will be at least as effective at reaching the
Responsible Party, including but not limited to an address provided by a
Responsible Party in a request for appeal of a Citation.

18 Service shall be complete at the time of personal service, or five days after posting and
19 mailing.

20 **SECTION 10. Procedure to Appeal an Administrative Citation.**

- 21 A. Any recipient of a Citation who is identified as a Responsibly Party may
22 contest the violation as cited by appealing the Citation to the County.
- 23 B. To appeal the Citation, the recipient must give written notice of appeal to
24 the County within ten (10) days from the date of service of the Citation. The
25 notice to the County may be made by either completing and returning a
26 form created by the County for appealing Citations, or by providing a
document, in writing, bearing the title, "Appeal of Administrative Citation",
containing the following:
- 27 1. The name, address and phone number of the appellant; and
28 2. Sufficient information to identify the Citation; and
29 3. The grounds on which the Citation is being contested; and
30 4. All information, including copies of any exhibits, that supports the
31 grounds for appealing the Citation.

1 Notice of appeal may be submitted by any of the following means:

- 2 1. By email to: countycounsel@mono.ca.gov;
- 3 2. By mail to: Mono County Counsel, P.O. Box 2415, Mammoth Lakes,
4 CA 93546; or
- 5 3. By personal delivery to the Clerk of the Board of Supervisors, 74
6 School Street, Bridgeport, California or to the Office of the County
7 Counsel at 1290 Tavern Road, Mammoth Lakes, California.

8 C. Upon timely receipt of a request for appeal, the County will present the matter
9 to the County Health Officer, or his or her designee, for an initial determination
10 whether the appellant violated a COVID-19 Order as stated in the Citation
11 being appealed.

- 12 1. The County Health Officer, or designee, will consider the appeal by
13 reviewing any or all of the associated documents presented by the
14 appellant and the Enforcement Officer;
- 15 2. The County Health Officer, or designee, may choose to consult the
16 appellant, or any other person they believe may offer relevant
17 information;
- 18 3. If the County Health Officer, or designee, determines that a violation
19 did not occur, the County will withdraw the Citation along with the
20 associated penalty;
- 21 4. If the County Health Officer, or designee, determines that a violation
22 occurred, the County will give notice to the appellant, pursuant to
23 Section 9, of the determination along with instructions for how to
24 continue pursuing the appeal if desired.

25 D. The Health Officer's, or designee's determination shall become the final
26 administrative order if appellant does not submit the matter for a hearing before
27 a Hearing Officer as described below.

28 E. If the appellant wishes to submit the matter for a hearing before a Hearing
29 Officer following determination by the County Health Officer or designee,
30 the appellant must provide written notice to the County within ten (10) days
31 of service of the notice of the Health Officer's or designee's determination.
Upon timely receipt of such notice, the County will arrange for the matter to
be heard by a Hearing Officer as detailed below.

F. The Hearing Officer shall be a person identified to serve as a Hearing Officer
under Mono County Code Chapter 1.12, or such other unbiased and qualified
person(s) as may be designated for this purpose by the County Administrative
Officer.

G. If the matter is sent to a Hearing Officer, the County Counsel will coordinate
with the Hearing Officer to cause the matter to be set for a video hearing, or an
in-person hearing (if requested by the appellant in the notice of appeal) in
accordance with those measures directed by the Health Officer to protect public
health. In-person hearings may be delayed based on COVID-19 conditions
within the County and upon the advice of the Health Officer.

1 H. The Office of the County Counsel will provide notice to the appellant that
2 specifies the date, time and location of the hearing. Notice may be given by
3 regular, first class mail at the mailing address listed in the request for appeal
4 or by email to an address provided by the appellant. If by mail, such notice
shall be placed in the mail no later than fifteen (15) days prior to the
hearing.

5 I. Prior to the hearing, the County will provide the Hearing Officer with all the
6 documents provided by the appellant, along with any additional documents
7 that the County believes are relevant and supportive of its case. If the
8 Hearing Officer communicates with either side for the purpose of seeking
9 additional documents, asking questions, or for any other purpose that is
10 relevant to the hearing proceedings, he or she shall include the opposing
11 party in that communication. If, for any reason, the Hearing Officer
receives information from a party that was not simultaneously provided to
the opposing party, he or she shall provide such information to the opposing
party prior to or at the hearing.

12 J. Failure of a Responsible Person to request an appeal pursuant to this Section
13 10 shall constitute a failure to exhaust administrative remedies.

14 **SECTION 11. Hearing Procedure.**

15 The hearing procedures specified in Mono County Code section 1.12.050 shall apply to
16 hearings by a Hearing Officer requested pursuant to this Ordinance.

17 **SECTION 12. Administrative Order.**

18
19 A. At the conclusion of the hearing, the Hearing Officer shall determine whether
20 the Responsible Party violated a Covid-19 Order as specified in the Citation
being contested, and shall state the reasons for that decision in a written order.

21
22 B. If the Hearing Officer determines that the Responsible Party violated a
23 COVID-19 Order as detailed in the Citation, then the penalty amount
24 identified in the Citation, or as otherwise adjusted by the Hearing Officer,
shall be immediately due and payable to the County upon service of the
notice of determination.

25
26 C. If the Hearing Officer determines that the Responsible Party did not violate a
27 COVID-19 Order as detailed in the appealed Citation, the Hearing Officer
28 shall order the Citation dismissed, and the Citation will be deemed
withdrawn by the County.

29 D. The Hearing Officer shall provide a copy of the written decision and
30 administrative order to County, and County shall serve the Hearing Officer's
31

1 decision and order to appellant either personally or by first class United
2 States mail, postage prepaid.

- 3 E. The Hearing Officer's written decision and order shall become the final
4 administrative order of the County.

5 **SECTION 13. Right to Judicial Review.**

6 Any Responsible Party aggrieved by an administrative decision of a Hearing Officer or by
7 the decision of the Hearing Officer may obtain further review by filing a petition for review
8 with the Mono County Superior Court in accordance with the timelines and provisions as set
9 forth in California Government Code Section 53069.4.

10 **SECTION 14. Failure to Pay Penalties.**

11 The County may pursue any remedy authorized by law to collect administrative penalties
12 that are not timely paid, including but not limited to a civil action for collection of civil
13 penalties.

14 **SECTION 15. Notices.**

- 15 A. The Administrative Citation and all notices to be given or served pursuant to
16 this Ordinance shall be given or served on the Responsible Party in accordance
17 with the provisions of this ordinance.
- 18 B. If a notice is required by this Ordinance, including but not limited to a notice of
19 Citation, and the notice is properly given or served pursuant to the provisions
20 of this Ordinance, the failure to receive such notice shall not affect the validity
21 of proceedings conducted pursuant to this Ordinance.

22 **SECTION 16. Severability.**

23 The provisions of this ordinance are separate and severable. If any provision of this
24 ordinance is for any reason held by a court to be unconstitutional or invalid, the Board
25 declares that it would have passed this ordinance irrespective of the invalidity of the
26 provision held to be unconstitutional or invalid. Such unconstitutionality or invalidity shall
27 therefore not affect the remaining provisions of this Ordinance, or the validity of its
28 application to other persons or circumstances.

29 **SECTION 17. Effective Date and Termination.**

30 This ordinance shall take effect immediately as an urgency ordinance, and shall be applicable
31 as of December 8, 2020, the date of approval of this ordinance. This is based on the Board of
Supervisors' findings that this ordinance is adopted in compliance with Government Code
section 25123, and that it is necessary for the protection of the public peace, health, safety and
welfare.

1 This ordinance shall automatically sunset upon termination of the Governor's March 4, 2020,
2 proclamation of emergency related to COVID-19, or any replacement or successor
3 proclamation regarding the same subject matter.

4 **PASSED, APPROVED and ADOPTED** as an urgency item this 8th day of December,
5 2020, by the following vote, to wit:

6 **AYES:**

7 **NOES:**

8 **ABSENT:**

9 **ABSTAIN:**

10 _____
11 Stacy Corless, Chair
12 Mono County Board of Supervisors

13 **ATTEST:**

APPROVED AS TO FORM:

14 _____
15 Clerk of the Board

16 _____
17 County Counsel



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Finance

TIME REQUIRED 10 minutes (5 minutes presentation,
5 minutes discussion)

**PERSONS
APPEARING
BEFORE THE
BOARD**

Janet Dutcher, Finance Director,
Megan Mahaffey, Accountant

SUBJECT Resolution Superseding and
Replacing Resolution R17-86,
Creating a Revolving Loan Fund for
the Purchase of Deed-Restricted
Housing, to Add Three 6-Month Loan
Extension Periods, Delegate
Authority to the CAO, and Commit
Interest Earnings to Affordable
Housing Purposes

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Resolution R17-86, amended Resolution R15-81, authorizing creation of Mono County's revolving loan fund to facilitate the purchase of deed-restricted properties by Mammoth Lakes Housing (MLH). The previous resolution permits loans to MLH for a period no longer than 12 months. This proposed Resolution allows for three 6-month extension beyond the original twelve-month term, delegates authority to the CAO to approve these extension, and commits all fund interest earnings to affordable housing purposes.

RECOMMENDED ACTION:

Adopt proposed Resolution R20-___, Superseding and Replacing Resolution R17-86, Creating a Revolving Loan Fund for the Purchase of Deed-Restricted Housing, to Add Three 6-Month Loan Extension Periods, Delegate Authority to the CAO, and Commit Interest Earnings to Affordable Housing Purposes.

FISCAL IMPACT:

Allowing for 6-month extensions will permit MLH more time to complete renovations and sale activities associated with property securing the outstanding loan of \$104,000, which current term expires on December 16, 2020.

CONTACT NAME: Megan Mahaffey

PHONE/EMAIL: 760-924-1836 / mmahaffey@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Staff report](#)

[Resolution](#)

History

Time	Who	Approval
12/3/2020 7:49 AM	County Administrative Office	Yes
12/2/2020 9:29 AM	County Counsel	Yes
12/2/2020 2:20 PM	Finance	Yes



DEPARTMENT OF FINANCE

AUDITOR-CONTROLLER

COUNTY OF MONO

Kim Bunn
Assistant Finance Director
Auditor-Controller

Janet Dutcher, CPA, CGFM, MPA
Director of Finance

Gerald Frank
Assistant Finance Director
Treasurer-Tax Collector

TO: Mono County Board of Supervisors

FROM: Janet Dutcher, Finance Director
Megan Mahaffey, Accountant
Jason Canger, Assistant County Counsel

DATE: December 8, 2020

RE: Mono County Revolving Loan Fund Resolution

Recommended Actions

Approve Resolution 20-__ governing the Mono County Revolving Loan Fund (RLF)

Fiscal Impact

Allowing for 6-month extensions will permit MLH more time to complete renovations and sale activities associated with property securing the outstanding loan of \$104,000, which current term expires on December 16, 2020.

Strategic Plan

The RLF program moves Mono County towards the Mono County Strategic Plan by enhancing quality of life for county residents by addressing the housing crisis through policy, assistance and development programs.

Background

Mono County created the Revolving Loan fund in 2015 to help the Town of Mammoth Lakes and Mammoth Lakes Housing secure deed restricted housing within the town jurisdiction. The governing resolution was adopted in 2015 and revised in 2017 to allow for ease of use of the Mono County RLF by Mammoth Lakes Housing. Mammoth Lakes Housing has utilized the RLF for a total of five (5) purchases of deed-restricted units between September 26, 2017 and December 31, 2019. The RLF continues to be an asset to Mammoth Lakes housing and residents of Mono County by securing deed restrictions on housing units in the Town of Mammoth Lakes.

Discussion

The Mono County Revolving Loan Fund is an example of a program developed to address the housing crisis in Mono County. The Mono County RLF was created in 2015 and has been modified over time to better serve our community. As discussed at the November 17th, 2020 Board of Supervisors meeting there is a need for an updated resolution that sets policy for the administration and operation of the Mono County Revolving Loan fund. The changes to the Resolution include the following:

1. Allow for the one-year deadline for repayment of short term loans to have up to three six-month extensions.
2. Authorize the Mono County Administrative Officer to approve loan extensions.

Mono County Board of Supervisors

RE: Mono County Revolving Loan Fund Resolution update

December 8, 2020

Page 2 of 2

3. Establish that all interest from the RLF loans be deposited into the Housing Fund for dedicated affordable housing work efforts.

The above changes will allow for the Mono County revolving loan fund to have more flexibility to serve the low-income, moderate-income, and workforce households throughout the County. As per the November 18, 2020, the County now wishes to modify the Mono County RFL, as established by Resolution 15-81 and modified by Resolution 17-86, to provide greater flexibility to the repayment of the short-term loans issued by the County for the acquisition of deed- restricted below-market-rate units within the TOML; to authorize the County Administrative Officer to grant up to three six-month extensions to loan repayment deadlines; and to establish that interest the County collects on such loans be deposited into the Mono County Affordable Housing fund (rather than the County general fund). No further changes have been made to the Resolution.

If you have any questions regarding this agenda item or staff report, please contact Megan Mahaffey at (760) 924-1836 or mmahaffey@mono.ca.gov.

Sincerely,

Megan Mahaffey
Mono County Finance Department

Attachment:

Resolution 20-__



R20-__

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
SUPERSEDING AND REPLACING BOARD RESOLUTION 17-86,
WHICH MODIFIED THE MONO COUNTY REVOLVING LOAN FUND
CREATED BY BOARD RESOLUTION 15-81 FOR THE PURCHASE OF
DEED-RESTRICTED HOUSING WITHIN THE TOWN OF MAMMOTH
LAKES, TO DELEGATE TO THE COUNTY ADMINISTRATIVE
OFFICER THE AUTHORITY TO GRANT TO MAMMOTH LAKES
HOUSING UP TO THREE SIX-MONTH EXTENSIONS OF SHORT-
TERM LOAN DEADLINES AND THAT INTEREST ACCRUED ON
LOANS BE DEPOSITED IN THE MONO COUNTY REVOLVING LOAN
FUND**

WHEREAS, Mammoth Lakes Housing, Inc. (hereinafter, “MLH”), a non-profit public benefit corporation, administers an affordable housing program including the implementation and monitoring of deed restricted below-market-rate units; and

WHEREAS, the Housing Element of the Mono County General Plan (hereinafter, the “Housing Element”) documents the need to provide affordable housing throughout the Mono County region, including within the Town of Mammoth Lakes (hereinafter, the “TOML”); and

WHEREAS, the Housing Element contains policies promoting and facilitating the provision of affordable housing throughout the region to meet the needs of all economic segments and special housing groups, including the provision of deed-restricted below-market rate units serving low and moderate income and workforce households; and

WHEREAS, in addition, Housing Element policies encourage collaboration with the TOML and non-profit affordable housing providers, such as MLH, to develop a range of housing programs that address the needs of income-qualified residents throughout the region; and

WHEREAS, past housing needs assessments conducted by the County have documented the regional needs and shared responsibilities for affordable housing between TOML and the County, recognizing that development within the unincorporated areas of the County creates a need for affordable housing within the TOML; and

WHEREAS, historically, funding for these affordable housing programs and activities came from the TOML's Revolving Loan Fund (hereinafter, the “TOML RLF”), comprised of TOML Housing In-Lieu Fees; however, in 2015, the TOML RLF was at capacity and several

1 options then-held by MLF for the purchase of deed- restricted below-market-rate units would
2 have expired before it was replenished; and

3 **WHEREAS**, in order to assist MLH maintain the optioned units as affordable housing
4 and preserve other housing for low-income, moderate-income, and workforce households, in
5 2015 the County, by adopting Resolution R15-81, authorized the creation of a revolving loan
6 fund comprised of the balance of the County's Housing Mitigation Fund, plus additional County
7 moneys, up to a total of \$300,000, to be used for short-term loans (up to one year) to be issued to
8 MLF to acquire other existing deed- restricted below-market-rate units within the TOML
9 consistent with the County's affordable housing goals (hereinafter, the "Mono County RLF");
10 and

11 **WHEREAS**, in order to provide greater flexibility for the use of Mono County RLF
12 funds, in 2017 the County, by adopting Resolution R17-86, modified the provisions and
13 requirements of the Mono County RLF to eliminate the condition that Mono County RLF funds
14 be used only when there are insufficient funds in the TOML RLF; and

15 **WHEREAS**, the County now wishes to modify the Mono County RFL, as established by
16 Resolution 15-81 and modified by Resolution 17-86, to provide greater flexibility to the
17 repayment of the short-term loans issued by the County for the acquisition of deed- restricted
18 below-market-rate units within the TOML; to authorize the County Administrative Officer to
19 grant up to three six-month extensions to loan repayment deadlines; and to establish that interest
20 the County collects on such short-term loans be deposited into the Mono County RLF (rather
21 than the County general fund).

22 **NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF**
23 **MONO RESOLVES** that:

24 **SECTION ONE: Findings.** The Board of Supervisors finds that:

- 25 (1) the acquisition of deed-restricted below-market-rate housing for sale to low-income,
26 moderate-income, and workforce households within the TOML is consistent with and
27 furthers the policies set forth in the County's General Plan and Housing Element;
- 28 (2) development within the unincorporated areas of Mono County creates a need for
29 workforce and affordable housing units countywide, including within the TOML; and
- 30 (3) the creation of a source of funds to provide low and moderate income and workforce
31 housing furthers the County's express General Plan and Housing Element goals as
32 well as the public purposes of preserving and providing affordable housing stock in
the region and mitigating the impacts of market-rate development within the
unincorporated areas.

SECTION TWO: Mono County RLF. There shall continue to be in the County
Treasury the Mono County RLF, which shall consist of the entire balance of the County's

1 Housing Mitigation Fund plus such additional County-only funds from within the County
2 Treasury as may be necessary to meet the purposes set forth herein, up to a total amount
3 of \$300,000.

4 **SECTION THREE: Use of Fund Moneys.** Short-term loans from the Mono County
5 RLF may be made to MLH for the acquisition of existing deed/resale restricted housing
6 units within the TOML for the purpose of preserving housing for low-income, moderate-
7 income and workforce households (hereinafter, "Units"). Units purchased shall be
8 marketed for sale as below market rate.

9 **SECTION FOUR: Interest, Security, and Repayment.** Interest shall be charged to MLH
10 on Mono County RLF loans made for the purposes set forth herein in the amount of the
11 County Treasury's return on investment from the fiscal-year quarter immediately
12 preceding the date the loan is made. All interest collected from MLH on Mono County
13 RLF loans shall be deposited in the Mono County Affordable Housing Fund for use
14 consistent with the purposes of obtaining and maintaining affordable housing
15 opportunities in Mono County. Security shall be given in the form of a first priority deed
16 of trust on the acquired Unit. Loans shall be repaid in full to the Mono County RLF upon
17 the sale of the Unit, or within one year, whichever is sooner. Notwithstanding the
18 foregoing, upon written request of MLH submitted to the County no less than 30 days
19 prior to any repayment deadline (or an extension thereof), the County Administrative
20 Officer is authorized, in his or her discretion, to grant MLH up to three (3) extensions of
21 six months each to the repayment deadline (or an extension thereof) of any loan issued to
22 MLH from the Mono County RLF.

23 **SECTION FIVE: Loan Agreements.** The County Administrative Officer, in
24 consultation with County Counsel, is authorized to negotiate and execute on behalf of the
25 County loan agreements with MLH consistent with this Resolution, in amounts not to
26 exceed \$300,000 or the available uncommitted fund balance of the Mono County RLF,
27 whichever is less, for the purpose of acquiring and reselling at below market rates
28 existing Units within the TOML.

29 **SECTION SIX: Reporting.** Quarterly reports on Mono RLF loan activities shall be
30 presented to the Board of Supervisors by MLH staff. Reports shall include all financial
31 activity since the previous reporting period as well as descriptions of Units preserved and
32 Units returned to the deed restricted market as a result of a Mono County RLF loan. If no
Mono County RLF loan has been made or is outstanding, then no reporting shall be
required.

SECTION SEVEN: Termination of the Mono County RLF. The County reserves the
right at any time and in its sole discretion to cancel, close, and/or terminate the Mono
County RLF by providing notice to MLH that no further loans will be made. Upon
receipt of such notice and by the date stated in the loan agreement, MLH shall repay to
the Mono County RLF any amounts then outstanding.

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SECTION EIGHT: Resolution Nos. 15-81 and 17-86 Superseded. This Resolution supersedes, and replaces in their entirety, that Resolution 15-81 of the Mono County Board of Supervisors adopted the 17th day of November, 2015 and that Resolution 17-86 of the Mono County Board of Supervisors adopted the 5th day of December, 2017, neither of which shall be of any further force and effect.

PASSED, APPROVED and ADOPTED this 8th day of December, 2020, by the following vote, to wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

Stacy Corless, Chair
Mono County Board of Supervisors

ATTEST: APPROVED AS TO FORM:

Clerk of the Board

County Counsel



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Community Development - Building Division

TIME REQUIRED 10 minutes

PERSONS Tom Perry, Building Official

SUBJECT Appointments to Mono County
Construction Board of Appeals

**APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Consider appointments to fill two expired seats on the Mono County Construction Board of Appeals.

RECOMMENDED ACTION:

Re-appoint Dan Hennarty and Steve Shipley to new four-year terms on the five (5) member Construction Board of Appeals.

FISCAL IMPACT:

Fiscal impacts are negligible. Board operating costs are confined to support staff and minimal office expenses. Appeal fees will cover costs of individual appeals.

CONTACT NAME: Tom Perry

PHONE/EMAIL: 760-965-3635 / tperry@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
staff report
Attachment: MCC 15.04.110

History

Time	Who	Approval
12/3/2020 7:43 AM	County Administrative Office	Yes
12/2/2020 9:11 AM	County Counsel	Yes
11/5/2020 6:14 AM	Finance	Yes

Mono County Community Development Department

P.O. Box 3569
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
inspection hotline: (760) 924-1827
commdev@mono.ca.gov

Building Division

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5430, fax 932-5431
www.monocounty.ca.gov

December 8, 2020

TO: Honorable Chair and Members of the Board of Supervisors
FROM: Tom Perry, Building Official
RE: Building Board of Appeals

RECOMMENDATION

Re-appoint Dan Hennarty and Steve Shipley to new four-year terms on the five (5) member Construction Board of Appeals.

DISCUSSION:

Both Dan Hennarty's and Steve Shipley's terms for members of the Mono County Construction Board of Appeals expired on December 31, 2019. Mr. Hennarty and Mr. Shipley were contacted by Tom Perry in October of 2020 to see if they would be interested in serving another term. Both agreed to serve another four-year term each that will expire on December 31, 2023.

FISCAL IMPACT

Fiscal impacts are negligible. Board operating costs are confined to support staff and minimal office expenses. Appeal fees will cover costs of individual appeals.

DISCUSSION

The purpose of the Construction Board of Appeals is to hear appeals of orders, decisions and determinations of the Building Official related to Mono County Title 15 and building codes. Section 113 of the 2019 California Building Code mandates the local governing authority appointment of a building Board of Appeals. Mono County Code Section 15.04.110 provides further direction, specifying four-year terms for Board of Appeal members, and requiring the five-member board to consist of persons with experience in the field of construction (see Attachment A).

Proposed appointment for terms expiring Dec. 31, 2023:

1. Dan Hennarty
2. Steve Shipley

Existing Members

3. Randy Gilbert
4. Harry Petersen
5. Melissa Swan

Term Expires

12-31-21
12-31-21
12-31-21

The recommended membership represents individuals with diverse credentials and experience in construction matters, as well as a broad geographic representation of Mono County.

This report has been reviewed and approved by the community development director. Please contact Tom Perry at (760) 965-3635 or at tperry@mono.ca.gov if you have questions.

ATTACHMENT: Excerpts from Mono County Code Chapter 15

ATTACHMENT A (Mono County Code)

15.04.110 Board of Appeals.

The construction Board of Appeals shall hear and decide appeals of orders, decisions or determinations made by the Building official relative to the application and interpretation of Mono County Title 15 and provide reasonable determinations of decisions rendered by the officials charged with the responsibility of enforcing the Building Codes, as amended from time to time including, but not limited to the following:

- A. Qualifications.** The construction Board of Appeals ("Board of Appeals") shall consist of at least five voting members appointed by the Board of Supervisors, all of whom should be residents of Mono County. Any specific appeal shall be heard by at least a majority of the voting members.
 - 1. The members shall consist of persons with experience in the field of construction and deemed qualified to understand issues relating to this field.
 - 2. No county officer or employee shall serve as a voting member of the construction Board of Appeals.
 - 3. The members shall serve for four years and may be reappointed after that for successive four year terms. In order to ensure continuity on the Board, terms shall be staggered, with two members of the initial Board appointed for two year terms and three members of the initial Board appointed for four-year terms. Members of the initial Board shall determine, through the drawing of lots, which two members shall serve two-year terms and which three members shall serve four-year terms.
- B. Limitations on Authority.** An application for appeal shall be based on a claim that the true intent of this Code or the rules legally adopted thereunder have been incorrectly interpreted, or the provisions of this Code do not fully apply, or an equally good or better form of construction has been proposed and denied by the Building Official.
 - 1. The Construction Board of Appeals shall have no authority relative to interpretation of the administrative provisions of these codes, nor shall the Board be empowered to waive requirements of these codes.
 - 2. Any cost for tests or research required by the Board to substantiate the claim of the appellant shall be the sole responsibility of the appellant.
- C. Building Official Ex-Officio member.** The building official for Mono County shall be an ex-officio member of the Board, and shall act as secretary of said Board, but shall have no vote.
- D. Rules, Decisions, Legislative Recommendations.** The Board shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Building Official.
- E. Appeals to Board.** Any person aggrieved by an order, decision, or determination of the official charged with the responsibility of enforcing those respective codes may, within twenty working days of the date of the order, decision, or determination was made, appeal to the Board of Appeals for a hearing.
 - 1. The appeal must be in writing and accompanied by a filing fee which shall be established by resolution of the County Board of Supervisors.
 - 2. The appeal shall be filed with the County Building Division and with the Building Official. A form will be provided at the Community Development Department.
 - 3. All supporting documents shall be submitted with the form at the time of filing of the appeal.
- F. Hearing.** The Building Official, or his or her designee, shall schedule a hearing within twenty working days of receiving the request for hearing and shall give notice of the time, place, and subject matter of the hearing to the person filing the appeal and to each member of the Board of Appeals.
 - 1. The hearing shall be informal.
 - 2. The Board shall announce its decision within five (5) working days after the hearing has concluded.
- G. Finality of Decision.** The decision of the Board of Appeals shall be the final administrative decision, and no provision of any ordinance of the County shall be interpreted as permitting a further administrative appeal to the County Board of Supervisors or any other county board or commission.



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: Human Resources/CAO

TIME REQUIRED 5 minutes

PERSONS APPEARING BEFORE THE BOARD David R Butters, HR Director

SUBJECT MCPE Merit Leave Balance Rollover

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution permitting MCPE employees who have unused merit leave balances as of December 31, 2020 to roll-over those balances into 2021 and use those balances by December 31, 2021 or they will be lost.

RECOMMENDED ACTION:

Adopt proposed Resolution R20-____, Extending the Use of 2020 Merit Leave into 2021 Calendar Year for the MCPE Bargaining Unit Employees. Provide any desired direction to staff.

FISCAL IMPACT:

None.

CONTACT NAME: David R Butters

PHONE/EMAIL: 706-207-2143 / dbutters@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report for MCPE Merit Leave
Resolution

History

Time	Who	Approval
12/3/2020 7:50 AM	County Administrative Office	Yes
12/2/2020 5:50 PM	County Counsel	Yes
12/2/2020 2:27 PM	Finance	Yes



County of Mono

County Administrative Office

Robert Lawton
County Administrative Officer

Dave Butters
Human Resources Director

To: Honorable Board of Supervisors
From: Dave Butters, Human Resources Director
Date: December 8, 2020
Re: MCPE Merit Leave Balances for 2020

Recommended Action: Permit MCPE exempt status employees to carry unused Merit leave balances from 2020 into 2021.

Background: Certain employees in the Mono County Public Employees (MCPE) bargaining unit are defined as exempt for overtime pay per the Fair Labor Standards Act (FLSA). As part of the MCPE Memorandum of Understanding (MOU), Article 22, these employees are granted 80 hours of Merit Leave each calendar year in recognition of the additional hours they work which are not compensated with overtime pay. The 80 hours of Merit Leave are granted at the beginning of each calendar year and must be used by December 31st of that year or they are forfeited. (Note: The At-Will or unrepresented county employees are also FLSA exempt and as such also receive 80 hours of Merit Leave per calendar year.)

During the 2020 calendar year due to COVID-19 it has been difficult for employees to schedule time off due to the increased work demands associated with the pandemic. In June of this year the Board approved through R20-57 to permit the at-will group of employees to carry over any unused merit hours from their 2020 balance into 2021 calendar year. We believe it is fair and appropriate for the same merit leave roll over provision to be applied to the MCPE employees as they are under the same workload pressures as the at-will employees.

Attached to this staff report is a table of the unused merit leave balances for the MCPE exempt employees effective December 1, 2020. The bolded numbers are those employees working in Public Health and while they have been directly affected by COVID-19, other departments have not escaped the heavy workload and hectic pace brought on by this pandemic.

This action is only requested for 2020 merit leave balances and does not impact future years.

Fiscal Impact: No fiscal impact.

Employee Name	Hours Remaining
HEINLEIN, MICHAEL	10
VILLALPANDO, SANDRA J	11
CROISSANT, JACINDA ANN	52
JANOFF, EMILY	19
NIEPAGEN, MARIA	19
STOCKDALE, SHELBY ANNE	59
DODD, KALEN WILLIAM	1
SENIOR, CHAD A	6
CAMPBELL, DAVID B	30
RAUST, MICHELLE L	40

247

149 hours (60%) is in Public Health



R20-__

**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS EXTENDING THE USE OF 2020 MERIT LEAVE INTO
2021 CALENDAR YEAR FOR THE MCPE BARGAINING UNIT EMPLOYEES
WHO RECEIVE MERIT LEAVE**

WHEREAS, Section 25300 of the Government Code authorizes the Board of Supervisors to prescribe the compensation, appointment, and conditions of employment for all County employees; and

WHEREAS, the Mono County Public Employee (MCPE) bargaining unit includes several employees who are exempt from the Fair Labor Standards Act (FLSA) and who therefore receive 80 hours of merit leave through the County personnel system, rather than overtime under the FLSA; and

WHEREAS, in recognition of the significant additional workload that these MCPE employees have assumed in response to COVID-19 and the difficulty for these employees to schedule time off where they can use their merit leave; and

WHEREAS, MCPE is represented by the International Union of Operating Engineers, Stationary Local 39, AFL-CIO; and

WHEREAS, Mono County has met and conferred with MCPE Union representatives and negotiated in good faith, and both parties have agreed to this one time roll over of unused 2020 merit leave balances for those MCPE employees who are exempt from the FLSA and have unused leave for 2020 into 2021.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES that: Notwithstanding anything to the contrary contained in Article 22, paragraph c of the Memorandum of Understanding between Mono County and the International Union of Operating Engineers, Stationary Local 39, AFL-CIO, any unused merit leave of MCPE employees under Article 22 of the MOU as of December 31, 2020 shall not be lost but shall roll-over to 2021 and must instead be used by December 31, 2021 or lost.

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1 **PASSED, APPROVED and ADOPTED** this 8th day of December, 2020, by the
2 following vote, to wit:

3 **AYES:**

4 **NOES:**

5 **ABSENT:**

6 **ABSTAIN:**

7
8
9
10 _____
11 Stacy Corless, Chair
12 Mono County Board of Supervisors

13 **ATTEST:**

14 **APPROVED AS TO FORM:**

15 _____
16 Clerk of the Board

17 _____
18 County Counsel



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

Departments: CAO

TIME REQUIRED 10 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD** Robert C. Lawton, CAO

SUBJECT Inyo / Mono County Veteran Affairs
Representative Update

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Report and discussion on the Inyo / Mono County Veteran Affairs representative.

RECOMMENDED ACTION:

Receive report and provide staff direction.

FISCAL IMPACT:

None.

CONTACT NAME: Robert C. Lawton, CAO

PHONE/EMAIL: 760-932-5415 / rlawton@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time	Who	Approval
12/3/2020 7:44 AM	County Administrative Office	Yes
12/2/2020 5:49 PM	County Counsel	Yes
12/3/2020 10:42 AM	Finance	Yes



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Closed Session - Labor Negotiations

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Dave Butters, Janet Dutcher, and Anne Frievalt. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p>No Attachments Available</p>
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History

Time

Who

Approval



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Closed Session - Public Employee
Evaluation

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time

Who

Approval



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Closed Session - Exposure to
Litigation

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time

Who

Approval



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Closed Session - Initiation of
Litigation

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time

Who

Approval



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE December 8, 2020

TIME REQUIRED

SUBJECT Closed Session - Threat to Public
Services or Facilities

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Consultation with Mono County Sheriff, District Attorney, and Risk Manager.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time

Who

Approval