

First Supplement to Memorandum 2017-59

Fish and Game Law: Funding Analysis

In this study, the Commission¹ is developing a proposed recodification of the Fish and Game Code. In connection with that work, the Legislature directed the Commission to “clarify ... funding sources.”²

To comply with that mandate, the Commission is analyzing the funding and expenditure provisions in the Fish and Game Code. In August, the Commission adopted a proposed methodology for the conduct of that analysis.³ Under that methodology, the analysis was to proceed in four stages. For a recap of the methodology and stages of work, see Memorandum 2017-59

Memorandum 2017-45 completed the first stage of the analysis. It presented a list of Fish and Game Code provisions that refer to specific funds and accounts — including provisions that authorize the expenditure of money in particular funds or accounts for a specified purpose.

Memorandum 2017-59 completed the second stage of the analysis. It presented a list of provisions that establish revenue sources without designating an associated fund or account — including provisions that authorize the expenditure of particular revenue for a specified purpose.

Before beginning the third stage of analysis — a list of all provisions that impose mandates without specifically designating a funding source for the mandated duties — the staff thought it would be helpful to prepare a partial compilation of the findings from the first two stages of analysis.

Such a compilation is attached to this supplement. It includes all of the *expenditure* provisions listed in the first two stages of analysis. It does not include provisions that establish a revenue source without specifying how the revenue is

1. Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission’s website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission’s staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

2. See 2016 Cal. Stat. res. ch. 150.

3. See Minutes (Sept. 2017), p. 6 (attached to Memorandum 2017-47).

to be expended. This compilation provides a comprehensive list of provisions that designate a funding source for a specified program or duty.

The staff believes this compilation will provide a useful head start for the next stage of the analysis. By determining which programs and duties have specifically identified funding, it will be easier to search for those that do not. For example, as shown on page 11 of the attached compilation, Section 1352 designates a funding source — funds on deposit in the Wildlife Restoration Fund — for expenditure under every provision of the Wildlife Conservation Law of 1947. This means that the staff can safely ignore the entirety of that act when searching for programs that lack a designated funding source.

Unless directed otherwise, the staff intends to complete the third stage of analysis for presentation at the next meeting.

Respectfully submitted,

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Executive Director

PROGRAMS WITH SPECIFICALLY-DESIGNATED FUNDING SOURCES

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GAME AND NONGAME PROGRAMS GENERALLY

GAME PROGRAMS

13220(b)All necessary expenses incurred in carrying out this code and any other laws for the protection and preservation of birds, mammals, reptiles, amphibians, and fish.

NONGAME PROGRAMS

711(a)(1)The costs of nongame fish and wildlife programs shall be provided annually in the Budget Act by appropriating money from the General Fund, through nongame user fees, and sources other than the Fish and Game Preservation Fund.

712It is the intent of the Legislature that the Department of Finance shall include in the Governor's Budget sufficient moneys from the General Fund and sources other than the Fish and Game Preservation Fund to pay the costs of the department's nongame programs, including those necessary for the protection and enhancement of California's nongame fish and wildlife and their habitat, the free hunting and fishing license programs, and special repairs and capital outlay.

1755(b)Cost of programs to conserve wildlife species that are not the object of hunting and native plant species, including necessary biological and botanical research, shall be borne from general public funds.

ADMINISTRATION GENERALLY

103, 13220(c).....Commissioner and Commission employee compensation and expenses.

1005Donations and admission fees for educational events.

1011Liability insurance.

1050.5Surcharge to cover cost of accepting credit card as form of payment.

LAW ENFORCEMENT

- 716.8Donations to Wildlife Violator Compact board.
- 857(f)Fee for copy of specified inspection report.
- 859Donations for administration of K9 program .
- 860All revenues from sales of Fish and Game
Warden Stamp, for support of the department’s
fish and game wardens.
- 1615(f)Civil penalties relating to streambed alteration,
for costs of legal action or law enforcement.
- 2022(i)Administrative penalties relating to ivory and
rhino horn, for costs of legal action and law
enforcement.
- 5650.1(h)Civil penalties relating to water pollution, for
costs of legal action and law enforcement.
- 12006(b)Proceeds from sale of forfeited commercial
fishing gear, for support of Special Operations
Unit and law enforcement.
- 12006.6(d),
- 12012(g)Specified fine and forfeiture revenue, for
support of Special Operations Unit and law
enforcement.
- 12021(a), 13006.....Additional \$15 added to every assessment, fine,
penalty, or forfeiture, for the purposes of
Section 13006 (secret witness program).
- 12025(d)Civil penalties collected pursuant to the section,
for reimbursement of investigative costs.
- 12025.1(b)-(c).....Civil penalties collected pursuant to the section,
for reimbursement of investigative costs.

HUNTING AND SPORT FISHING

- 1575Fee for management and control of Cooperative
Hunting Areas.
- 2003Permit fee for game fish contests.
- 7151(g)Appropriation from the General Fund relating
to issuance of free sport fishing license, for
related purposes.
- 7361, 7364Proceeds from sale of Bay-Delta Sport Fishing
Enhancement Stamp, for long-term, sustainable
benefit of the primary Bay-Delta sport fisheries.

13007One-third of the proceeds from sale of specified sport fishing licenses, for management, maintenance, and capital improvement of California’s fish hatcheries, the Heritage and Wild Trout program, related enforcement activities, and other activities eligible to be funded from revenue generated by sport fishing license fees.

COMMERCIAL FISHING

COMMERCIAL FISHING GENERALLY

1069Fee for cost of collecting and remitting sea food marketing council assessments.

7852Commercial fishing license, for license-related administration and implementation costs.

7881Commercial boat registration, for registration-related administration and implementation costs.

8032Commercial fish business license, for license-related administration and implementation costs.

8041, 8052,
8056Landing fees, for administration of laws relating to commercial fishing and other specified purposes.

9100Fuel conservation assistance program.

COMMERCIAL FISHERIES

6595Fees and expenditures for California Ocean Resources Enhancement and Hatchery Program.

7060Grants, for marine fisheries management research.

7090(f)Fee, for cost of regulation of emerging fisheries.

8125Capacity reduction fee, to repay fishermen’s share of federal loans used in the federal West Coast Groundfish Fishery Capacity Reduction Program.

8587, 8589Specified fees, for preparation of fishery management plan pursuant to Section 7072.

8586.1, 8587,
8589.5, 8589.7Specified fees and fines, for purposes of
Nearshore Fisheries Management Act.

IMPORTATION

1068Importer payment, for cost to inspect imported
yellowtail, barracuda, and white seabass.
2365Importer payment, for cost to inspect imported
spiny lobsters.
2369Importer payment, for cost to inspect imported
pismo clams.

NETS

8601.5Owner payment of cost of recovery of lost net.
8610.12“Commercial fishing industry” shall bear the
cost of specified monitoring program.

**WILDLIFE POSSESSION, PROPAGATION, DOMESTICATION,
AND SALE**

AQUACULTURE

15105All moneys collected by the department
pursuant to this division [re aquaculture], shall
be expended solely on the department’s
aquaculture program pursuant to this division.
15512If aquatic plants or animals are destroyed
pursuant to Section 15505(e), the owner shall
be promptly paid from the General Fund an
amount equal to 75 percent of the replacement
value of the plants or animals, less the value
determined by the department of any
replacement stock provided by the department.

AQUATIC NUISANCE SPECIES

12023, 12024Payment by person who unlawfully releases
aquatic nuisance species, for damages and
response costs.

ARTIFICIAL REEFS

6425In addition to specified funds, revenue for artificial reef program may be drawn from California Environmental License Plate Fund, recreational bond act funds, federal grants-in-aid, county fish and game propagation funds, and private donations.

FISH PROPAGATION

6590Funding for research pertaining to enhancement and artificial propagation, rearing, and stocking are most appropriately borne by a special fund derived from user fees on recreational and commercial fishermen who stand to directly benefit from the resurgence of depressed marine fisheries.

NON-NATIVE WILDLIFE

2189Owner payment of costs of seizure, care, holding, transfer, and destruction of unlawful non-native wild animal.

MAMMALS

BIG GAME PROGRAMS

331(b)-(c).....Proceeds from sale of antelope tags, for purposes specified in Section 3953.

332(c)-(d).....Proceeds from sale of elk tags, for purposes specified in Section 3953.

3953All revenues from the sale of antelope, elk, deer, wild pig, bear, and sheep tags, including any fundraising tags, for specified purposes.

4332(e), 4334.....Proceeds from sale of deer tags, for purposes specified in Section 3953.

4656Proceeds from sale of wild pig tags, for purposes specified in Section 3953.

4751Proceeds from sale of bear tags, for purposes specified in Section 3953.

4902(c)-(d).....Proceeds from sale of Nelson bighorn ram tags, for purposes specified in Section 3953.

4903Proceeds from sale of Nelson bighorn ram tags, for purposes specified in Section 3953.

- 12013.3(b),
(c), (e)Fines imposed pursuant to this section, for purposes specified in Section 3953.
- 12013.5(b)-(c).....Fine for specified violation involving bear, for purposes specified in Section 3953.

MAMMALS FOR HIRE

- 2201-2202Grants and donations, for care and shelter of mammals for hire.

BIRDS

CALIFORNIA CONDOR

- 3857If available, private sector and federal funds, for purposes of chapter.

MIGRATORY GAME BIRDS

- 3701An amount not to exceed 6 percent of the amount annually deposited in the State Duck Stamp Account may be used for administrative overhead related to the use of funds in the account and for implementation of the federal Migratory Bird Harvest Program.
- 3702For projects or endowments approved by the commission for the purpose of protecting, preserving, restoring, enhancing, and developing migratory waterfowl breeding and wintering habitat, evaluating habitat projects, and conducting waterfowl resource assessments and other waterfowl related research. These funds may be used to reimburse nonprofit organizations for completed habitat projects. Subject to Section 3704, the department may make grants or enter into contracts with nonprofit organizations for the use of these funds when it finds that the contracts are necessary for carrying out the purposes of this article.

UPLAND GAME BIRDS

- 3684All funds derived from the sale of upland game bird hunting validations and upland game bird stamps, expended solely for acquiring land, completing projects and implementing programs to benefit upland game bird species, and expanding public hunting opportunities and related public outreach, including, but not limited to, enhancing upland game bird habitat. The department may also use the funds to pay administrative and enforcement costs of the programs and activities described in this section.
- 12013.3(d)-(e).....All revenue from fines imposed pursuant to this section for wild turkey violations, for purposes described in Section 3684.

FISH

ANADROMOUS FISH

- 2762Funds appropriated to the department for expenditure in fiscal years 1991-92 to 1993-94, inclusive, for construction, operation, and administration of projects designated in the plan developed by the department in accordance with the Salmon, Steelhead Trout, and Anadromous Fisheries Program Act (Ch. 8 (commencing with Sec. 6900), Pt. 1, Div. 6), and projects designed to restore and maintain fishery resources and their habitat that have been damaged by past water diversions and projects and other development activities.
- 2762.5Administrative costs of the Advisory Committee on Salmon and Steelhead Trout.
- 2762.6Advisory Committee on Salmon and Steelhead Trout.

HALIBUT

- 8494(e).....California halibut bottom trawl vessel permit fee, for cost of administering section.

HERRING

- 8552.7Herring permit transfer fee, for research and management to maintain and enhance herring resources.
- 8558Funds deposited pursuant to Sections 8558.1, 8558.2, and 8558.3, and the funds derived from herring landing taxes allocated pursuant to Section 8052(a), for department evaluations of, and research on, herring populations in San Francisco Bay and those evaluations and research that may be required for Tomales Bay, Humboldt Bay, and Crescent City and assisting in enforcement of herring regulations.

SALMON

- 6954(b)Donations, for projects and programs that enhance the recovery of coho salmon.
- 6954(c).....Project fees, for administration and implementation costs relating to the project.
- 6954(d)For purposes of Coho Salmon Habitat Enhancement Leading to Preservation Act.
- 7861-7861.5Commercial fishing salmon stamp fees, for salmon restoration and enhancement programs.
- 7861.4Funds appropriated pursuant to Public Resources Code Section 5907(e)(1)(A), for certain programs and projects restoring, enhancing, and protecting salmon streams.
- 8235Renewal of commercial salmon vessel permit, for costs of administering article.
- 8244Application for new, original commercial salmon vessel permit, for costs of administering the issuance of new, original permits.

TROUT

- 7380-7381Fees for steelhead trout fishing report-restoration cards, for monitoring, restoring, and enhancing steelhead trout resources, and administering card program.
- 8431Payment of cost of inspection and tagging of Dolly Varden and steelhead trout from outside California that are possessed or sold in the state.

INVERTEBRATES

ABALONE

- 5522(c).....Abalone stamp fee, for preparation of abalone recovery and management plan.
- 7149.8, 7149.9Specified fees, for the Recreational Abalone Management Program.
- 8051.4Landing tax collected pursuant to former Section 8051.3, solely for the Abalone Resources Restoration and Enhancement Program.

CRAB

- 8276.2Proceeds from sale of Dungeness crab meat collected in quality testing program, for program costs.
- 8276.4(e).....Grant from Ocean Protection Council, for department staff costs associated with Dungeness crab task force.
- 8276.5(e)-(f)Specified fees, for administering and enforcing Dungeness crab trap limit program.
- 8280.1, 8280.6Dungeness crab vessel permit, for reasonable costs of regulation.
- 9002.5Dungeness crab trap retrieval permit and fees, for reasonable regulatory costs of the program and compensation of person retrieving traps.

SEA URCHINS

- 5702Revenue received pursuant to former Section 8051.1(b), for grant to sea urchin divers association.

SQUID

- 8428Fee for commercial market squid vessel permit and commercial squid light boat owner's permit, for management of the market squid fishery.

WILDLIFE CONSERVATION

GENERALLY

- 711(a)(4)The costs of wildlife management programs shall be supplemented out of revenues in the Native Species Conservation and Enhancement Account.
- 711.1Federal Aid in Wildlife Restoration Act, for specified purposes.
- 711.4CEQA project fees, for cost of managing and protecting fish and wildlife trust resources.
- 1065(d)Promotion of conservation nonprofits on ALDS website.
- 1225, 1226(a).....Gifts or bequests, municipal or county appropriations or donations, used for purposes relating to conservation programs, projects, and activities by the department.
- 1227Donations for support of conservation programs generally.
- 1355Proceeds from sale of fish hatchery, used for acquisition, enhancement, restoration, or construction projects for the benefit of wildlife.
- 1431Allocations made to the Wildlife Conservation Board pursuant to Section 2791(f).
- 1502Feeding animals when natural food unavailable.
- 1525Donations, for propagating, feeding and protecting birds, mammals, and fish.
- 1763Promotion of donations to the Native Species Conservation and Enhancement Account.

- 1767.5, 1768The revenues from fees and sales under this article and Section 1055.3, for: (1) Repayment of any loan to the account from the Fish and Game Preservation Fund. (2) The costs of ongoing wildlife management programs incurred at any lands managed by the department alone or cooperatively with other governmental agencies, irrespective of their designation pursuant to Section 1764, that are not adequately funded under subdivision (a) or (c) of Section 711. (3) The costs of natural history education and recreational programs and improvements at areas designated pursuant to Section 1764. (4) Augmentation of wildlife management programs and acquisition of additional lands at areas designated pursuant to Section 1764.
- 10503(c).....Donations, for propagating, feeding, and protecting birds, mammals, fish, amphibians, and reptiles.

FISH AND GAME MITIGATION AND PROTECTION ACCOUNTS

- 13014(a)(1), (b)Endowment funds received by the department pursuant to specified types of agreements and all earnings generated from those funds. The earnings shall be available to the department, upon appropriation by the Legislature, to fund long-term management, enhancement, monitoring, and enforcement activities on habitat lands in a manner consistent with the terms of the underlying agreement.
- 13014(a)(2), (b)Funds received by the department pursuant to specified types of agreements that are not endowments and are designated for expenditure, for: (1) Mitigating the adverse biological impacts of a specific project, activity, spill, or release. (2) Protecting, conserving, restoring, enhancing, managing, and maintaining fish, wildlife, native plants, or their habitats.

WILDLIFE CONSERVATION LAW OF 1947

- 1322Travel expenses of Wildlife Conservation Board members.

- 1350(c).....Grants or loans to nonprofit organizations, local governmental agencies, federal agencies, and state agencies for the purposes of fish and wildlife habitat restoration, enhancement, management, protection and improvement of riparian resources, and for development of compatible public access facilities.
- 1352Expenditure under any provision of the Wildlife Conservation Law of 1947.
- 1352.5If the board determines to acquire all or a portion of the Cargill property, a matching federal appropriation for the acquisition of the Cargill property shall be deposited into an account solely for the acquisition of the Cargill property or a portion thereof.
- 1355Proceeds from sale of fish hatchery, used for acquisition, enhancement, restoration, or construction projects for the benefit of wildlife.

HABITAT CONSERVATION AND ENHANCEMENT

CALIFORNIA WATERFOWL HABITAT PROGRAM

- 3467California Waterfowl Habitat Program.

CALIFORNIA WILDLIFE PROTECTION ACT OF 1990

- 2786(a) The acquisition of habitat, including native oak woodlands, necessary to protect deer and mountain lions. (b) The acquisition of habitat to protect rare, endangered, threatened, or fully protected species. (c) The acquisition of habitat to further implement the Habitat Conservation Program pursuant to Article 2 (commencing with Section 2721) excepting Section 2722 and subdivision (a) of Section 2723, and Sections 2724 and 2729. (d) The acquisition, enhancement, or restoration of wetlands. (e) The acquisition, restoration, or enhancement of aquatic habitat for spawning and rearing of anadromous salmonids and trout resources. (f) The acquisition, restoration, or enhancement of riparian habitat.
- 2787, 2788Appropriations to specified entities.

FISH AND WILDLIFE HABITAT ENHANCEMENT ACT OF 1984

2620-2627(1) The acquisition, enhancement, or development of lands located outside the coastal zone for the preservation of resources and the management of wildlife and fisheries; (2) the acquisition, enhancement, or development of lands for habitat for rare, endangered, and fully protected species; (3) the acquisition, enhancement, or development of marshlands and associated and adjacent lands and the development of associated facilities and for grants to local public agencies for those purposes; (4) the acquisition, enhancement, or development inside the coastal zone of marshlands and adjacent lands for habitat for wildlife benefitted by a marsh or aquatic environment.

2640-2651Bonds in the total amount of eighty-five million dollars (\$85,000,000), or so much thereof as is necessary, may be issued and sold to provide a fund to be used for carrying out the purposes expressed in the Fish and Wildlife Habitat Enhancement Act of 1984 and to be used to reimburse the General Obligation Bond Expense Revolving Fund pursuant to Section 16724.5 of the Government Code.

HABITAT RESTORATION AND ENHANCEMENT ACT

1655(b)The department may enter into an agreement to accept funds from any public agency, person, business entity, or organization to achieve the purposes of this act.

1655(c).....The department shall assess an application fee for a project submitted to the department pursuant to Section 1652 or 1653 consistent with the fees adopted by the department pursuant to Chapter 6 (commencing with Section 1600), but the application fee shall not exceed the reasonable administrative and implementation costs of the department relating to the project.

INLAND WETLANDS CONSERVATION PROGRAM

- 1411Funds allocated pursuant to Section 2791(f), for Inland Wetlands Conservation Program.
- 1412Grants, gifts, donations, subventions, rent, royalties, and other financial support from public and private sources, for Inland Wetlands Conservation Program.
- 1416Grants or loans to nonprofit organizations, local governmental agencies, and state departments and agencies for the purpose of wetland and associated upland habitat acquisition, restoration, or enhancement.
- 1430The money in the fund shall be solely used to carry out the Inland Wetlands Conservation Program, including the administrative costs of the program.

OAK WOODLANDS CONSERVATION

- 1363Gifts, donations, funds appropriated by the Legislature, for the purposes of this article, or from federal grants or loans or other sources, for the purpose of implementing this article [re conservation of oak woodlands], including specified purposes and administrative costs.
- 1364Money in the fund shall be available to local government entities, park and open-space districts, resource conservation districts, private landowners, and nonprofit organizations for the purposes set forth in Section 1363(d).

SALTON SEA

- 2081.7(d)(3)Funds from Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, for adaptive management program in connection with implementation of Quantification Settlement Agreement.
- 2081.7(e)(2)(d)Specified funding sources, for implementation of “preferred alternative” restoration strategy .

- 2932(a) Environmental and engineering studies related to the restoration of the Salton Sea and the protection of fish and wildlife dependent on the sea. (b) Implementation of conservation measures necessary to protect the fish and wildlife species dependent on the Salton Sea, including adaptive management measurements pursuant to Section 2081.7. These conservation measures shall be limited to the Salton Sea and lower Colorado River ecosystems, including the Colorado River Delta. (c) Implementation of the preferred Salton Sea restoration alternative. (d) Administrative, technical, and public outreach costs related to the development and selection of the preferred Salton Sea restoration alternative.
- 2932.2Specified funds pursuant to Water Code Section 79565, for restoration activities.
- 2932.3Moneys made available under Public Resources Code Section 75050(b)(3), for a restoration project at the Salton Sea.
- 2932.5Moneys deposited in the Salton Sea Restoration Fund shall not be expended for mitigation except for mitigation undertaken by the State of California.

SAN FRANCISCO BAYLANDS RESTORATION PROGRAM

- 1352.5Acquiring and restoring wetlands and lands that may be enhanced to support wetlands in the San Francisco Bay area in order to achieve the objectives of the Baylands Ecosystem Habitat Goals Report (Goals Report).

SHARED HABITAT ALLIANCE FOR RECREATIONAL ENHANCEMENT PROGRAM

- 1572(c).....User fees, existing hunting and fishing license stamp or tag fees from the Fish and Game Preservation Fund, grants, federal funds, or other contributions from other sources for the purposes set forth in this article. [re SHARE program]. Funds may also be used for wildlife conservation purposes on lands subject to an agreement under the program.

WILDLIFE AND NATURAL AREAS CONSERVATION PROGRAM

- 2720-2727Moneys available for the purposes of this chapter pursuant to Chapter 4 (commencing with Section 5930) of Division 5.8 of the Public Resources Code, for specified programs, including: (a) Preservation of highly rare examples of the state’s natural diversity through the acquisition, enhancement, restoration, or protection of lands supporting California’s unique, fragile, threatened, or endangered plants, animals, and natural communities. (b) The acquisition, enhancement, restoration, or protection of critical habitat areas for fish, game mammals, and game birds. (c) The acquisition, enhancement, restoration, or protection of lands providing habitat for threatened, endangered, or fully protected species.
- 2728Specified expenditures in in the 1988-89 through 1998-99 fiscal years.

PROTECTED AND MANAGED AREAS

DEPARTMENT-MANAGED LANDS

- 711(a)(4)The costs of managing lands managed by the department shall be supplemented out of revenues in the Native Species Conservation and Enhancement Account.
- 1745(i)Proceeds from sale of entry permits. To the extent that the department is able to identify the source of the fee revenue collected, the department shall provide no less than 35 percent of the funds generated pursuant to this section to the department-managed lands from which the fee revenues were collected.
- 1745.1Proceeds from agricultural leases on department-managed lands, for management, maintenance, restoration, and operations of department-managed lands.

MARINE ECOLOGICAL RESERVES

8610.9Any funds remaining in the Marine Resources Protection Account in the Fish and Game Preservation Fund on or after January 1, 1995, for grants to colleges, universities, and other bona fide scientific research groups to fund marine resource related scientific research within the ecological reserves established by Section 8610.14. An amount, not to exceed 15 percent of the total funds remaining in that account on or after January 1, 1995, may be expended for the administration of this section.

REFUGES AND RESERVES

1526.4(d)Lease revenue from Lower Sherman Island, used for management of that land.
1586The maintenance and preservation of the Upper Newport Bay Ecological Reserve.
10502.6(b)Prohibition on use of state funds to pay compensation or expenses of Director of the Dana Point Marine Life Refuge.

WILDLIFE AREAS AND RANGES

1500Proceeds of sale of land in area or range, for purchase of land adjacent to area or range.
1525Donations, for establishing wildlife management areas or public shooting grounds.
1528Fee for use of public shooting grounds, state marine (estuarine) recreational management areas, or wildlife management areas, for costs associated with multiple use.
1745.2Proceeds from fee and lease rent paid to conduct apiculture in department wildlife areas, for management, maintenance, restoration, and operations of department wildlife areas.

WILDLIFE HABITAT ENHANCEMENT AND MANAGEMENT AREAS

3402License fees, for administration of program.
3407Tag fees, for administration of program.

WILDLIFE MANAGEMENT AND CONSERVATION AREAS

1005License fee, for costs of administration.

REGULATION OF ACTIVITIES THAT AFFECT WILDLIFE

PLANNING GENERALLY

- 1857Fee or other compensation, for costs of administering mitigation credit agreement, regional conservation investment strategy, or a regional conservation assessment.
- 1930.5Funds available from Public Resources Code Section 75055 or from other appropriate bond funds, for study of wildlife corridors and habitat linkages.
- 1932Grants, cost-sharing, and use fees for administration of Significant Natural Areas Program.

CONSERVATION AND MITIGATION BANKING GENERALLY

- 711(a)(6),
1799.1(d)The costs of a conservation and mitigation banking programs shall be reimbursed from revenues of conservation and mitigation bank application fees imposed pursuant to Sections 1798.5, 1798.6, and 1799.

ENDANGERED SPECIES

- 1771Support of programs for endangered and rare animals and native plant species, related conservation and enhancement programs, and programs for those species which may be candidates for determination as endangered or rare.
- 1772Dissemination of information to the public concerning the status of endangered and rare species.
- 2078(b)Annual fee on persons requesting mailed notice of listing and delisting decisions, for administration of the notice process.
- 2081.2(b)Permit application fees for all or a portion of the department's cost of processing permit applications, permit development, and compliance monitoring pursuant to this article.

- 2081.2(g)Funds in the Endangered Species Permitting Account shall be available to the department, upon appropriation by the Legislature, for the purposes of administering and implementing this chapter, except that fee moneys collected pursuant to this section shall only be used for the purposes of this article.
- 2081.5(c).....Fee paid by surface mining operator, for department’s actual costs incurred in preparing interim management measures and developing and finalizing a memorandum of understanding for the protection of the newly added or newly discovered plant species and for implementation of section.
- 2098Administration of Endangered Species Act.
- 2099.5(d)Permit application fees under Endangered Species Act, for expenditure pursuant to Section 2080.1 and 2081(b).

DAMS, CONDUITS, AND SCREENS

- 5985Owner return of surplus funds advanced for construction of conduit.
- 5986Money paid to owner of conduit under specified provisions.
- 5992Owner payment of one-half of conduit maintenance costs.
- 6028Money paid to owner of conduit under specified provisions.

GRASS CARP MANAGEMENT

- 6454Permit and inspection fees, for initial and ongoing costs of the program.

OFFSHORE OIL STRUCTURE REMOVAL

- 6603(e).....Gifts, subventions, grants, rebates, reimbursements, and subsidies from any lawful source, for the planning, development, maintenance, and operation of an offshore oil structure transferred to the department.
- 6612(b)Financial assurances from applicant to guarantee adequate funds for required activities relating to offshore oil structure.

6616(e).....Applicant payments, for overall management of offshore oil structure by the department.

6618Cost savings from the partial removal of an offshore oil structure, for related purposes.

POLLUTION

12015(c).....For water pollution clean-up, when other specified funding is unavailable.

12016Polluter payment of actual damages and reasonable clean-up costs.

12017Any recovery or settlement of money received pursuant to specified sections, for (1) Abatement, cleanup, and removal of pollutants from the environment; (2) Response coordination, planning, and program management; (3) Resource injury determination; (4) Resource damage assessment; (5) Economic valuation of resources; (6) Restoration or rehabilitation at sites damaged by pollution.

13230Oil spill and hazardous materials response and remediation.

RENEWABLE ENERGY RESOURCES DEVELOPMENT

2099Fees and other moneys received for mitigation under Section 2069 [re Desert Renewable Energy Conservation Plan], solely for the purposes of that section, applicable permit or certification requirements for eligible projects, and any contractual agreement between the Energy Commission or department and the owner or developer of an eligible project.

SACRAMENTO-SAN JOAQUIN VALLEY WETLANDS MITIGATION BANK ACT OF 1993

1786Trust or bond in favor of the department that provides sufficient funds to ensure administration, protection, operation, and maintenance in perpetuity of the wetland habitat acreage and values, if the operator defaults in performing the duties.

1792.5Reimbursement of department costs.

STREAMBED ALTERATION

- 1609(a).....Streambed alteration fees, for costs of regulation.
- 12029Enhanced fee for streambed alteration related to cannabis cultivation, for costs of remediation.

SUCTION DREDGING

- 5653Permit fee, for regulation of suction dredging.

