

**ADOPTED REGULATION OF THE
BOARD OF WILDLIFE COMMISSIONERS**

LCB File No. R018-13

Effective October 4, 2013

EXPLANATION – Matter in *italics* is new; matter in brackets ~~(omitted material)~~ is material to be omitted.

AUTHORITY: §1, NRS 501.105, 501.181 and 503.570, as amended by section 5 of Senate Bill No. 213, chapter 231, Statutes of Nevada 2013, at page 1002.

A REGULATION relating to trapping; specifying the minimum period and manner in which a person must visit or cause to be visited certain traps, snares or similar devices; and providing other matters properly relating thereto.

Section 1. Chapter 503 of NAC is hereby amended by adding thereto a new section to read as follows:

A person who is required pursuant to NRS 503.570, as amended by section 5 of Senate Bill No. 213, chapter 231, Statutes of Nevada 2013, at page 1002, to visit or cause to be visited a trap, snare or similar device shall ensure that the trap, snare or similar device is visited at least once each 96 hours:

- 1. By a person who is a holder of a trapping license issued by the Department; and*
- 2. In a manner which ensures that any mammal caught in the trap, snare or similar device is removed from the trap, snare or similar device.*

**STATE OF NEVADA
BOARD OF WILDLIFE COMMISSIONERS
LEGISLATIVE REVIEW OF ADOPTED REGULATIONS--NRS 233B.066
Informational Statement**

**LCB File No. R018-13
CGR 427 - Trapping Visitation**

MEMORANDUM

To: Legislative Counsel Bureau **Date:** September 24, 2013

From: Tony Wasley, Secretary, Board of Wildlife Commissioners

Subject: Informational statement relating to Commission General Regulation No. 427
(LCB File No. R018-13) - as required by Chapter 233B.066.

- 1. A clear and concise explanation of the need for the adopted regulation.**

The need for the proposed regulation is to comply with SB213 which requires the Commission to establish a time, not to exceed 96 hours, that a trapper must check traps. Without this regulation, there will be no time frame a trapper must visit their traps, which can cause an animal to remain in the trap for extended period of time.
- 2. Description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.**

Comment is received at the Nevada Board of Wildlife Commission (NBWC) meeting which was held on September 20-21, 2013 in Las Vegas. The trappers were in favor of a 96 hour visitation on a statewide basis. Those opposed were in favor for a 24 hour visitation on a statewide basis. Public comment is made on each agenda item. The Director's office maintains recordings, comments and minutes of the Commission meeting that was held. Copies can be obtained at NDOW, Director's Office, 1100 Valley Road, Reno, Nevada.
- 3. The number of persons who:**
 - (a) **Attended each hearing:** 24 Workshop 28 Hearing
 - (b) **Testified at each hearing:** 8 Workshop 15 Hearing
 - (c) **Submitted written comments:** 2
- 4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the hearing: (SEE ATTACHED COMMENT CARDS)**
 - (a) Name;
 - (b) Telephone number;
 - (c) Business address;
 - (d) Business telephone number;
 - (e) Electronic mail address; and
 - (f) Name of entity or organization represented.

5. A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

No specific solicitation was made. Regulation maintains status quo. Public workshop was held on August 2, 2013 in Fallon at the NBWC meeting. The trappers were in favor of a 96 hour visitation on a statewide basis. No businesses were opposed. The proposed regulation was noticed and posted on an agenda according to the Open Meeting Law; distributed to the Board of Wildlife Commissioners, 17 county advisory boards to manage wildlife and other interested persons; presented at the Nevada Board of Wildlife Commissioners' (NBWC). Copies of the recordings, comments and minutes can be obtained at the NDOW, Director's Office, 1100 Valley Road, Reno, Nevada.

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The regulation was adopted with changes.

7. The estimated economic effect of the regulation on the business which it is to regulate and on the public.

(a) Estimated economic effect on the businesses which they are to regulate.

The regulation will reduce profit margins for trappers. Without this regulation there will be no visitation, thus allowing trappers to visit their traps less often, thus expending less on fuel. No economic impact is anticipated.

(b) Estimated economic effect on the public which they are to regulate.

The regulation will reduce profit margins for trappers. Without this regulation there will be no visitation, thus allowing trappers to visit their traps less often, thus expending less on fuel. No economic impact is anticipated.

8. The estimated cost to the agency for enforcement of the proposed regulation:

No additional enforcement cost is anticipated. Versus previous years should the regulation be adopted. The reason being, this regulation would keep the visitation period consistent with previous years.

9. A description of any regulations of other State or governmental agencies which the regulation overlaps or duplicates and a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

This regulation does not overlap or duplicate a federal regulation.

10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

This regulation is not a duplicate of federal regulation

- 11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used. This does not have a new fee or increase in fee.**

_____/s/
Tony Wasley, Secretary
Board of Wildlife Commissioners