

PROPOSED REGULATION OF THE BOARD OF WILDLIFE COMMISSIONERS

LCB File No. R031-15

STATE OF NEVADA NEVADA DEPARTMENT OF WILDLIFE NEVADA BOARD OF WILDLIFE COMMISSIONERS

NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATIONS

The Nevada Department of Wildlife is proposing the adoption of regulations pertaining to Chapters 502 and 503 of the Nevada Administrative Code. A workshop will be held on September 25, 2015 at 1:00 p.m. at the University of Nevada Cooperative Extension, Classrooms A & D, 8050 Paradise Road, Las Vegas, Nevada 89123-1904 and videoconferenced to Truckee Meadows Community College, 7000 Dandini Blvd., SIER 100, Reno, Nevada 89512 and Great Basin College, 1500 College Parkway, High Tech Center Building, Room 137, Elko, Nevada. The purpose of the workshop is to solicit written and/or oral comments from interested persons on the following general topics that may be addressed in the proposed regulations:

Commission General Regulation 454, LCB File No. R007-15- Firearm Carry During Archery and Muzzleloader Hunts

– The Commission will consider permanent adoption of the temporary regulation which expires November 1, 2015, relating to the carry of a firearm in the field while hunting under archery and muzzleloader regulations, including language changes from Assembly Bill 136 of the 78th Legislative Session. The regulation will change NAC 503.142 and 503.144 to allow the carry of personal protection handguns while archery and muzzleloader hunting. The regulation was in response to input from sportsmen and Assembly Bill 136 sponsor Nevada Assemblyman John Ellison to allow the carry of firearms while archery and muzzleloader hunting, for protection from criminal activity and wildlife attacks. A workshop on the temporary regulation was held on November 14, 2014, and adopted on February 7, 2015, at the Nevada Board of Wildlife Commission meetings. At the workshop the Commission discussed different alternatives to handgun carry restrictions and the needs for archers to carry a handgun during archery only season. The language was updated to reflect the changes requested by the Commission by allowing a person to carry any handgun that is not scoped and has a barrel length less than 8 inches. The language change clarified the type of handgun to be carried in the field during archery only season. Further language changes were added as a result of Assembly Bill 136 to also allow handgun carry during muzzleloader season. An additional workshop was held on August 7, 2015 at the Nevada Board of Wildlife Commission meeting and no further changes were made.

Commission General Regulation 455, LCB File No. R008-15 – Trapping Questionnaire Deadline and Trapping License Valid Dates

– The Commission will consider permanent adoption of the temporary regulation which expires November 1, 2015, relating to trapping questionnaires and trapping license valid periods. The regulation will add language to specify the valid period of a trapping license as July 1 through June 30. The regulation amendment will also update the trapping

questionnaire deadline language, changing the deadline from April 30 to May 31, making it consistent with other Department questionnaire language. The amendment includes adding authority for the Department to prohibit the purchase of a subsequent trapping license when a trapper fails to return a questionnaire. This amendment will allow the Department to administer the trapping questionnaire processes effectively in regard to the trapping seasons as established by the Commission, prohibiting sale of a trapping license until the previous years' questionnaire is provided. The regulation is intended to give trappers ample time to return their questionnaires but also provide an efficient license denial procedure if they fail to return their questionnaire. A workshop on the temporary regulation was held on November 14, 2014, and the temporary regulation was adopted on Feb. 7, 2015, at the Nevada Board of Wildlife Commissioners meeting. An additional workshop was held on August 7, 2015 at the Nevada Board of Wildlife Commission meeting where the word "may" on the last line of subsection 2, was changed to "shall" to eliminate ambiguity.

Commission General Regulation 456 – LCB File No. R031-15–Special Incentive Elk Arbitration Panel – The Commission will consider permanent adoption of the temporary regulation which expires November 1, 2015, relating to amending NAC 502.42283 by which the Commission may facilitate decisions by appointing or serving as the arbitration panel should arbitration of elk incentive tag awards become necessary; and other matters relating thereto. A workshop on the temporary regulation was held on March 20, 2015 and the temporary regulation was adopted on May 15, 2015, at the Nevada Board of Wildlife Commission meetings. An additional workshop was held on August 7, 2015 at the Nevada Board of Wildlife Commission meeting. An additional workshop was held on August 7, 2015 at the Nevada Board of Wildlife Commission meeting and no further changes were made.

Commission General Regulation 457 – LCB File No. R030-15- Awards, Issuance, and Use of Tags – The Commission will consider a permanent adoption of the temporary regulation which expires November 1, 2015, amending license issuance and use clarification for elk incentive tags. Elk incentive tags were designed to be issued in association with "bull" hunts and seasons. Subsequent to initial NRS and NAC adoption, "spike" hunts have been developed, and "antlered" tags do not clearly denote the appropriate quota or season for which the incentive tags are intended. The amended formula will account for the harvest of "spike" elk, but identify seasons for incentive tag use; and other matters relating thereto. A workshop on the temporary regulation was held on March 20, 2015 and the temporary regulation was adopted on May 15, 2015, at the Nevada Board of Wildlife Commission meetings. An additional workshop was held on August 7, 2015 at the Nevada Board of Wildlife Commission meeting and the definition of TSH was changed to read "The total number of spike elk harvested in spike-only hunts in the previous year in the unit of units within the management area or areas in which the private land is located." The new language inserted was "in spike-only hunts." This is to make clear that the TSH would be limited to the total number of spike elk harvested in a spike-only hunt.

This Notice of Workshop and support material will be on file at the State Library, 100 Stewart Street, Carson City, Nevada for inspection by members of the public during business hours. Additional copies will be available at the Nevada Department of Wildlife, Director's Office, 1100 Valley Road, Reno, Nevada, for inspection and copying by members of the public during business hours and at the following Nevada Department of Wildlife offices:

Nevada Department of Wildlife
1100 Valley Road
Reno, NV 89512
(775) 688-1549

Western Region Office
380 W. B Street
Fallon, NV 89406
(775) 423-3171

Eastern Region Office
60 Youth Center Road
Elko, NV 89801
(775) 777-2300

Southern Region Office
4747 Vegas Drive
Las Vegas, NV 89108
(702) 486-5127

They have also been mailed to the following Nevada county public libraries in which an office of the agency is not maintained for inspection and copying by members of the public during business hours:

Carson City Library, 900 North Roop Street, Carson City, Nevada 89701-3101
Douglas County Library, 1625 Library Lane, Minden, NV 89423
Esmeralda County Library, Corner of Crook & 4th Street, PO Box 430, Goldfield, NV 89013-0430
Eureka County Library, 10190 Monroe Street, Eureka, NV 89316
Humboldt County Library, 85 East 5th Street, Winnemucca, NV 89445-3095
Battle Mountain Branch Library (Lander County), 625 South Broad Street, Battle Mountain, NV 89820
Lincoln County Library, 63 Main Street, Pioche, NV 89043
Lyon County Library System, 20 Nevin Way, Yerington, NV 89447-2399
Mineral County Public Library, PO Box 1390, Hawthorne, NV 89415
Pershing County Library, 1125 Central Avenue, Lovelock, NV 89419
Storey County Clerk's Office, Drawer D, Virginia City, NV 89440
Tonopah Public Library (Nye County), PO Box 449, Tonopah, NV 89049
White Pine County Library, 950 Campton Street, Ely, NV 89301

These regulations will also be available at the following websites:

<https://www.leg.state.nv.us/App/Notice/A/>
<https://notice.nv.gov/>
<http://www.leg.state.nv.us/register/>
http://www.ndow.org/Public_Meetings/Public_Notices/

A copy of all materials relating to the proposed regulations may be obtained at the workshop or by contacting Jordan Neubauer at the Nevada Department of Wildlife, 1100 Valley Road, Reno, Nevada 89512, (775) 688-1597. A reasonable fee may be charged for copies if it is deemed necessary.

August 20, 2015