

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

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY
NRS 233B.066**

**LCB FILE NO. R140-16
Commission General Regulation 466**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 502

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

At the public's request through the Nevada Board of Wildlife Commission's Tag Allocation and Application Hunt Committee (TAAHC), the committee reviewed the big game tag draw sequence to determine if changing the draw sequence by moving the Partnership In Wildlife (PIW) drawing before the main drawing and providing eligibility to Restricted Nonresident Guided deer tag applicants for Partnership in Wildlife and Silver State deer tags had merit. Additionally, the deadline for submitting a questionnaire for big game tags was reviewed. The TAAHC committee determined the amendments had merit as the changes would allow all applicants who apply for PIW the opportunity to draw a PIW tag, provides additional opportunity to nonresidents that did not draw a deer tag in the Restricted Nonresident Guided Deer hunt draw and extends the deadline for the questionnaire to be submitted via the Internet.

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:

Public comment was solicited through two workshops of the regulation which involved the County Advisory Boards to Manage Wildlife (CABMW), the Nevada Board of Wildlife Commission's Tag Allocation and Application Hunt Committee and the Nevada Board of Wildlife Commission. The regulation workshops occurred during the Commission's March 25 and May 12, 2017 meetings. Public response was positive at both workshops. Several questions were posed at the March workshop were regarding clarification on program functionality and the \$10 fee. Those questions were addressed during the May workshop. The regulation was adopted at the Commission's June 23, 2017 meeting, and no additional public comment was provided. The minutes of the Commission meetings are available online at:

http://www.ndow.org/Public_Meetings/Commission/Archive/

3. The number of persons who:

(a) Attended each hearing: March 25, 2017: 12

May 12, 2017: 49

June 23, 2017: 22

(b) Testified at each hearing: March 25, 2017: 2

May 12, 2017: 1

June 23, 2017: 0

(c) Submitted written comments: None.

4. For each person identified in number 3 above, the following information is provided to the agency conducting the hearing:

- (a) Name:** Chad Foster
- (b) Telephone number:** 775-223-3393
- (c) Business address:** 1468 Kathy Way, Gardnerville, NV 89460
- (d) Business telephone number:**
- (e) Electronic mail address:** chadfoster1@gmail.com
- (f) Name of entity or organization represented:** Douglas CABMW

- (a) Name:** Steve Marquez
- (b) Telephone number:**
- (c) Business address:** 785 Avenue N, Ely, NV 89301
- (d) Business telephone number:**
- (e) Electronic mail address:** marquez.wpcso@gmail.com
- (f) Name of entity or organization represented:** White Pine CABMW

- (a) Name:** Sean Shea
- (b) Telephone number:** 775-323-9090
- (c) Business address:** 10760 Santa Fe Road, Reno, NV 89508
- (d) Business telephone number:**
- (e) Electronic mail address:** sean@theheadmaster.com
- (f) Name of entity or organization represented:** Washoe CABMW

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

Comment was not solicited from affected businesses. This regulation does not affect small businesses. The changes are associated with the order in which the Partnership in Wildlife drawing occurs programmatically and individual hunters ability to apply for certain species of big game tags associated with the Partnership in Wildlife drawing and Silver State tag drawing.

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 non-substantive changes. The changes identified were due to clarification provided by the Commission at the November 2016 Commission meeting on the methodology to be used to implement the change to the PIW draw sequence. Applicants would apply in the same method, only the draw itself would move programmatically. Applicants only pay \$10 in the current methodology; therefore, no net change to the fee to participate in the PIW draw. All other fees would continue to be covered under the main drawing application for the species.

7. **The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:**
- (a) **Both adverse and beneficial effects on businesses; and**
This regulation affects individual tag applicants for certain species and master guide businesses. The benefit to the applicants and Master guide business is associated with having additional opportunity to apply and draw for tags they did not have historically. There are no adverse effects on businesses.
- (b) **Both immediate and long-term effects on businesses:**
There are no immediate or long-term effects on businesses as this regulation pertains to tag applicants for certain species.
- (a) **Both adverse and beneficial effects on the public; and**
The public will realize a beneficial affect from the regulation as it affects individual tag applicants by improving their opportunity to participate in the Partnership in Wildlife drawing if they so choose. The individual can choose to participate or not; therefore, there is not an adverse effect on the public.
- (b) **Both immediate and long-term effects on the public:**
The immediate and long term affect to the public is on an individual applicant basis associated in a change to their eligibility to participate in the Partnership in Wildlife drawing once the regulation is approved.
8. **The estimated cost to the agency for enforcement of the adopted regulation:**
The enforcement of the regulation falls within current operations of the Department; therefore, there will be no additional cost to the agency above the current legislatively approved budget.
9. **A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency:**
The regulation does not duplicate or overlap any federal regulations.
10. **If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions:**
The regulation does not include provisions that are more stringent than federal regulations which regulate the same activity.
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 regulation does not propose new fees or increased fees.