

LCB File No. R009-00

STATE OF NEVADA
***PROPOSED* REGULATION OF THE BOARD OF WILDLIFE COMMISSIONERS**
COMMISSION GENERAL REGULATION 282
(LCB File #R009-00)

Authority: NRS 501.81 & 502.010.
Notice of Intent: February ___, 2000
Workshop Date: March 17, 2000
Commission Approval:

EXPLANATION: Due to amendment of the statute establishing requirements for a fishing license (NRS 502.010), it is being proposed to amend Chapter 504 of the Nevada Administrative Code by establishing a section which exempts the requirements for a fishing license or permit, trout stamp, and limits on certain bodies of water which are located entirely on private property, where fish are maintained under the authority of either a commercial or noncommercial license for the possession of live wildlife.

NOTE: Matter in *italics* is new; matter within brackets **[]** is to be omitted.

Section 1. Chapter 504 of NAC is hereby amended by adding a section to read as follows:

- 1. For purposes of this section, "licensee" means a person who is the holder of a license for either the commercial or noncommercial possession of live wildlife.*
- 2. A person is not required to obtain and possess a fishing license or permit and any required stamps while fishing in any privately owned lake or pond containing fish that were lawfully acquired and planted, and are possessed under the authority of a license for either the commercial or noncommercial possession of live wildlife, as long as the:*
 - (a) Entire shoreline of the lake or pond is located on private property, and*
 - (b) Lake or pond is not directly connected at entrance or outflow to a natural water course.*
- 3. A person may take fish from such a lake or pond:*
 - (a) At any time authorized by the licensee;*

(b) In any manner authorized by the licensee which is not deleterious or dangerous to the residents, the wildlife other than the fish to be taken, and the habitat of the wildlife in this state; and

(c) Without regard for limits.

For the purposes of this subsection, manner of taking fish which is deleterious or dangerous to the residents, the wildlife other than the fish to be taken, and the habitat of the wildlife include, includes

but is not limited to, the use of poisons and the use of explosives.

4. Fish which are taken pursuant to this section may not be transported, alive or dead, from the private property of the licensee, unless the person in possession of the fish carries an itemized statement or receipt which lists:

(a) The species and number of each being transported;

(b) The date on which the fish are being transported from the property of the licensee;

(c) The name and address of the person who will be transporting the fish and the name and address of the person who will receive live fish, if different from the transporter;

(d) The name, address and license number of the licensee from whose property the fish are being transported; and

(e) The signature of the licensee or of his designee.

5. Live fish which are transported from the property of a licensee must not be released into any water of the state without a permit to release wildlife as required by NAC 503.135 or other written authorization of the division.

(CGR282)