

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

**LCB File No. R029-00**

Effective June 20, 2000

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

AUTHORITY: §1, NRS 233B.050, 233B.100 and 501.181; §2, NRS 233B.050 and 501.181.

**Section 1.** Chapter 501 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. A person who wishes to request that the commission adopt, file, amend or repeal a regulation must submit a written petition to the commission on a form provided by the division or in a format which is substantially similar to that form. The petition must include:*

*(a) The name and mailing address of the petitioner.*

*(b) A statement of the reason for the adoption, filing, amendment or repeal of the regulation.*

*(c) The language of the regulation to be adopted, filed, amended or repealed or a description of the subjects and issues involved in the regulation.*

*(d) An estimate made by the petitioner of the economic effect that the regulation to be adopted, filed, amended or repealed will have on the general public and on any business which the regulation regulates or will regulate. Those effects must be stated separately and in each case must include:*

*(1) The adverse and beneficial effects; and*

*(2) The immediate and long-term effects.*

*(e) If the adoption, filing or amendment of a regulation is requested, an estimate made by the petitioner of the estimated cost to the division for enforcement of the regulation.*

*(f) A statement indicating whether the petitioner is aware of any federal regulations or regulations of other state or local governmental agencies that overlap or duplicate the regulation to be adopted, filed, amended or repealed.*

*(g) If the adoption, filing or amendment of a regulation is requested, a statement indicating whether the regulation establishes a new fee or increases an existing fee.*

*(h) The signature of the petitioner and the date the petition was signed.*

*2. A petition requesting the adoption, filing, amendment or repeal of a regulation shall be deemed to be submitted to the commission on the date of the next regularly scheduled meeting of the commission that occurs after the petition is received by the commission.*

*3. Within 30 days after a petition is submitted, the commission will:*

*(a) Notify the petitioner in writing of its decision to deny the petition, including the reasons for the denial; or*

*(b) Initiate the regulation-making procedures set forth in:*

*(1) Chapter 233B of NRS, if the petition requests the adoption, filing, amendment or repeal of a regulation, except a regulation relating to the classification of wildlife or the designation of seasons for hunting, fishing or trapping by the commission pursuant to the provisions of Title 45 of NRS; or*

*(2) Title 45 of NRS, if the petition requests the adoption, amendment or repeal of a regulation relating to the classification of wildlife or the designation of seasons for hunting, fishing or trapping by the commission pursuant to the provisions of Title 45 of NRS.*

**Sec. 2.** NAC 501.040 is hereby amended to read as follows:

501.040 “Petitioner” means a person who **[requests]**:

*1. Requests* a hearing before the commission pursuant to NAC 501.140 to 501.190, inclusive **[;]**; *or*

*2. Submits to the commission a petition requesting the adoption, filing, amendment or repeal of a regulation pursuant to section 1 of this regulation.*

**LCB File No. R029-00**

**NOTICE OF ADOPTION**

May 12, 2000

Ms. Brenda Erdoes, Legislative Counsel  
Legislative Counsel Bureau - Legal Division  
401 S. Carson Street  
Carson City, NV 89710

RE: LCB File Numbers: LCB No. R029-00

Dear Ms. Erdoes:

The Nevada Division of Wildlife, Board of Wildlife Commissioners, adopted the above regulation, assigned the above LCB file number. A copy of the regulation as adopted is attached hereto. There were several changes made by the Commission, the green is new language and the red is old language which is to be deleted.

Enclosed please find one blue and two white copies of our Secretary of State Filing form which is to be filed in accordance with 233B of the Nevada Revised Statutes.

If you have any questions, please contact Tom Atkinson at 688-1549.

Thank you.

Sincerely,

Terry R. Crawforth  
Secretary

TRC:jt  
encl.

# INFORMATIONAL STATEMENT

## STATE OF NEVADA BOARD OF WILDLIFE COMMISSIONERS

### MEMORANDUM

**To:** Legislative Counsel Bureau Date: May 11, 2000  
**From:** Terry R. Crawford, Secretary, Board of Wildlife Commissioners  
**Subject:** Informational statement relating to Commission General Regulation No. 278 (LCB File No. R029-00) - as required by Chapter 233B.066.

**1. Description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.**

- (a) A notice of hearing for adoption of Commission General Regulation No. 278 was published once in each of the three administrative regions in a newspaper of general circulation.
- (b) Persons wishing to comment upon the proposed action of the Board of Wildlife Commissioners were invited, through the notice of hearing and a mail distribution to interested and affected parties to appear at the public hearing or address their comments, data, views of arguments, in written form, to Secretary, Board of Wildlife Commissioners, Post Office Box 10678, Reno, Nevada 89520. Written submissions were to be received at least five days prior to the scheduled meeting.
- (c) A copy of the Notice of the proposed regulations was mailed to the following: State Librarian; county main libraries; Reno, Elko and Las Vegas newspapers; LCB and interested parties.
- (d) A copy of the regulation to be adopted was filed with the Office of the Secretary of State, The Capitol, Carson City, Nevada for inspection by the public during business hours.

Additional copies of the regulation could be obtained at the Division of Wildlife, 1100 Valley Road, Reno, Nevada for inspection and copying by the public.

- (e) The public was asked to make comments on this regulation at the public meeting.

**2. The number of persons who:**

- (a) Attended each hearing: 35\* 26\*\*
  - (b) Testified at each hearing: 6\* 2\*\*
- \* - First Hearing**  
**\*\* - Second Hearing**

(c) Submitted to the agency written statements: 2 County Advisory Boards

3. **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:**

No affected businesses. Interested persons may review agency files at Reno Headquarters Office.

4. **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 change significant due to public comment.

5. **The estimated economic effect of the regulations on the businesses they are to regulate and on the public.** None

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

(1) **Adverse** - N/A

(2) **Beneficial** - N/A

(3) **Immediate** - N/A

(4) **Long term** - N/A

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

(1) **Adverse** - N/A - The regulation requires procedures for submitting requests for regulatory change as required by law.

(2) **Beneficial** - The public will have a specific guideline which assists them in meeting requirement for submitting requests for regulation change.

(3) **Immediate** - The public will have a specific guideline which assists them in meeting requirement for submitting requests for regulation change.

(4) **Long term** - No additional costs

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

No overlap

7. **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:** No overlap

**If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency:** No overlap

- 8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions:** N/A
- 9. 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:** No new fee or costs are associated with this regulation.

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Terry Crawford, Secretary  
Board of Wildlife Commissioners