

**REVISED PROPOSED REGULATION OF THE
BOARD OF WILDLIFE COMMISSIONERS**

LCB File No. R066-00

May 10, 2000

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

AUTHORITY: §§1-9, NRS 501.3575.

Section 1. Chapter 501 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this regulation.

Sec. 2. *“Account” means the wildlife heritage trust account.*

Sec. 3. *“Conservation project” means a project for the sole purpose of enhancing the protection, propagation, restoration, transplantation, introduction and management of any game fish, game mammal, game bird or fur-bearing mammal in this state.*

Sec. 4. 1. *On or before November 1 of each year, the secretary of the commission shall make available to the public the application form described in section 5 of this regulation.*

2. On or before the first meeting of the commission after January 31 of each year, the secretary of the commission shall provide to the commission an accounting of the interest earned on the account during the previous calendar year.

Sec. 5. 1. *A person, citizens’ organization or local, state or federal governmental agency, including, without limitation, the division and a county advisory board to manage wildlife, may apply for money from the account to fund a conservation project.*

2. A person, citizens’ organization or governmental agency who desires to submit an application for funding from the account for a conservation project must submit an

application on the form prescribed by the commission. Such an application must include, without limitation:

(a) A brief description of the project;

(b) A map which shows the location of the project and which includes, without limitation, the title of the project, a scale of the map, the date the map was created and a north arrow;

(c) A legal description of the property on which the proposed project is to be located that includes, without limitation, the address of the property, access roads, township, range and section;

(d) A plan for development of the site, if relevant;

(e) A breakdown of costs and documentation of all hours to be worked by volunteers and of any equipment that will be donated; and

(f) Any additional information required by the commission.

3. For a conservation project to be considered for funding for the next fiscal year, an application for the project must be substantially completed and received by the secretary of the commission at the headquarters of the division between January 1 and March 1. If, at any other time of the year, the commission determines that money is available to fund an additional project, the commission may do one or more of the following:

(a) Request;

(b) Accept; or

(c) Approve,

FLUSH *applications at such time for conservation projects which are urgent and which present unique opportunities.*

Sec. 6. Upon receipt of an application, the division shall review the application, complete the portions of the application the division is required to complete and send the application to the heritage trust committee of the commission and to each county advisory board to manage wildlife for review and comment before April 15 of each year. The heritage trust committee of the commission shall prepare its recommendations for funding and present such recommendations for public comment and approval by the commission at the first meeting of the commission after April 30 of each year.

Sec. 7. The commission will review the applications and decide which conservation projects will receive money from the account during the next fiscal year. The commission will give priority to conservation projects that:

- 1. Have additional sources of money to fund the project;*
- 2. Involve habitat restoration and improvement of a long-term or permanent nature; and*
- 3. Demonstrate a need for money to fund the project.*

Sec. 8. 1. A person who is responsible for managing or supervising a conservation project that is approved by the commission shall:

- (a) Complete a contract for services on a form provided by the commission;*
- (b) Comply with all local, state and federal laws when executing the project;*
- (c) Coordinate all relevant sources of money for the project;*
- (d) Submit written requests for money in accordance with the policy of the division before receiving a payment from the account; and*
- (e) Upon request of the commission, allow the commission or a representative of the commission who has been designated by the commission for such a purpose to observe any activity related to the project.*

2. A conservation project that receives money from the account must be completed by the end of the fiscal year for which money is awarded from the account for the project, unless, before that date, a person who is responsible for managing or supervising the project demonstrates that unusual circumstances exist which require an extension of time and the commission approves such an extension.

3. If a person who is responsible for managing or supervising a project fails to meet any requirement of subsection 1, the commission may cancel funding of the project and disqualify the project from any future funding.

Sec. 9. NAC 501.010 is hereby amended to read as follows:

501.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NAC 501.020, 501.030 , ~~and~~ 501.040 *and sections 2 and 3 of this regulation* have the meanings ascribed to them in those sections.