

**LCB File No. R185-05**

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

**COMMISSION GENERAL REGULATION 340**

**NOTICE OF INTENT TO ACT UPON A REGULATION  
Notice of Hearing for The Amendment of Regulations of The  
Nevada Board Of Wildlife Commissioners**

The Board of Wildlife Commissioners will hold a public hearing February 4, 2006 at the Las Vegas, NV (address TBA.) The purpose of the hearing is to receive comments from all interested persons regarding the adoption of Commission General Regulation No. 340 (LCB File R185-05) pertaining to Chapter 503 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation: Presently, deer and mountain lions may be hunted with certain gauges of shotgun and rifled slugs. The regulations do not specifically permit the use of shotguns with “rifled barrels” when hunting these species. The regulation, if adopted, would clearly permit the use of partially- or fully-rifled barrels on shotguns.
2. Text of the proposed regulation:

**See Attached**

- 3A. The estimated economic effect of the regulation on the business which it is to regulate:

- (a) Adverse economic effect -- None
- (b) Beneficial economic -- None
- (c) Immediate economic -- None
- (d) Long-term economic effect -- None

- 3B. The estimated economic effect of the regulation on the public which it is to regulate:

- (a) Adverse economic effect -- None
- (b) Beneficial economic effect -- None
- (c) Immediate economic effect -- None
- (d) Long-term economic effect -- None

4. Estimated cost to the Department of Wildlife for enforcement of the proposed regulation:  
N/A

5. Description of and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates, N/A. The duplication or overlapping is necessary because N/A. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency: N/A.
6. If the regulation is required pursuant to federal law, a citation and description of the federal law. N/A
7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions: N/A
8. The proposed regulation establishes a new fee or increases an existing fee:     No   X   Yes

Persons wishing to comment upon the proposed action of the Board of Wildlife Commissioners may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Secretary, Board of Wildlife Commissioners, 1100 Valley Road, Reno, Nevada 89512. Written submissions must be received by the Secretary, Board of Wildlife Commissioners, at least five days before the scheduled public hearing. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Board of Wildlife Commissioners may proceed immediately to act upon any written submissions.

A copy of this notice and the proposed regulation will be on file at the State Library and Archives, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the regulations to be adopted will be available for inspection and may be copied at the following locations:

Nevada Department of Wildlife  
1100 Valley Road  
Reno, Nevada  
(775) 688-1500

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

Eastern Region  
60 Youth Center Road  
Elko, NV 89801  
(775) 738-5332

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

The regulations will be available for inspection at all county main public libraries. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations are prepared and published monthly by the Legislative Council Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the above locations.

## LCB File No. R185-05

### PROPOSED REGULATION OF THE BOARD OF WILDLIFE COMMISSIONERS

**Explanation** – Matter in *italics* is new, matter in brackets ~~[omitted material]~~ is material to be omitted

Authority: NRS 501.105, 501.181, 503.150

Notice Of Intent:

Workshop Date:

Commission Approval Date:

**Explanation:** The regulation, if adopted, would permit the use of fully or partially rifled barrels on shotguns used for hunting deer and mountain lion.

**Section 1.** NAC 503.142 is hereby amended to read as follows:

**503.142** The Board of Wildlife Commissioners hereby establishes the following exceptions to paragraph (b) of subsection 1 of NRS 503.150:

1. During a type of hunt that is restricted to muzzle-loading firearms, a person may hunt a big game mammal only with a muzzle-loading rifle or muzzle-loading musket, and may use only a lead ball, a lead bullet, a semijacketed bullet or a metal alloy bullet that expands. The use of smokeless powder is prohibited. Only black powder or a black powder substitute such as Pyrodex or Triple 7 may be used as a propellant. A sabot round may be used. The muzzle-loading rifle or muzzle-loading musket must have the following characteristics:

(a) A wheel lock, matchlock or flintlock ignition system, or a percussion ignition system that uses a primer or percussion cap;

(b) A single barrel of caliber .45 or larger; and

(c) Open sights or peep sights. The use of a sight that is operated or powered by a battery, electronics or a radioactive isotope such as tritium is prohibited.

The muzzle-loading rifle or the muzzle-loading musket is deemed to be not loaded if the priming compound or element, such as the priming powder or the unfired primer or percussion cap, is removed.

2. During a type of hunt that is restricted to muzzle-loading firearms, it is unlawful for a person hunting under the authority of a tag for such a hunt to carry in the field a firearm or longbow and arrow except for:

(a) A muzzle-loading rifle or a muzzle-loading musket with the characteristics set forth in subsection 1; or

(b) A flintlock or percussion handgun. However, it is unlawful to use such a handgun to hunt a big game mammal.

3. During a type of hunt in which the use of any legal weapon is authorized by a regulation of the Commission, a person may hunt a big game mammal with a muzzle-loading rifle or muzzle-loading musket only if:

(a) The muzzle-loading rifle or muzzle-loading musket has:

(1) A single barrel of caliber .45 or larger; and

(2) Open sights, peep sights or a rifle scope.

(b) The person uses a lead ball, a lead bullet, a semijacketed bullet or a metal alloy bullet that expands. A sabot round may be used.

The muzzle-loading rifle or muzzle-loading musket is deemed to be not loaded if the priming compound or element, such as the priming powder or the unfired primer or percussion cap, is removed.

4. A person may hunt big game mammals with a rifle if the rifle uses a centerfire cartridge of caliber .22 or larger.

5. A person may hunt big game mammals with a handgun if the handgun uses a centerfire cartridge, has a barrel length of 4 inches or more and:

(a) Uses a cartridge of caliber .22 or larger with an overall loaded length of 2 inches or more; or

(b) Uses a cartridge of caliber .24 or larger with a case of length no less than the length of the case of a cartridge for a Remington magnum of caliber .44.

6. A person may hunt deer and mountain lion with a shotgun no larger than 10 gauge and no smaller than 20 gauge. Rifled slugs must be used when hunting deer. *The use of a shotgun equipped with a partial or fully rifled barrel is permitted when hunting deer or mountain lion pursuant to this subsection.*

**Sec. 2.** NAC 503.170 is hereby amended to read as follows:

503.170 1. In the fenced or cultivated lands of the Smith and Mason Valleys, in the Mason Valley Wildlife Management Area and in the zones within the Fort Churchill State Historic Park and the Lahontan State Recreation Area that are designated for hunting by the Administrator of the Division of State Parks of the State Department of Conservation and Natural Resources:

(a) Deer may be hunted only with:

(1) A shotgun no larger than 10 gauge and no smaller than 20 gauge, using:

(I) Rifled slugs; or

(II) Shotgun rounds with sabots that contain rifled slugs of conventional design; or

(2) A longbow and arrow.

(b) The use or possession of shotgun rounds with sabots that contain other than rifled slugs of conventional design is prohibited.

*(c) The use of a shotgun equipped with a partial or fully rifled barrel is permitted when hunting deer pursuant to subparagraph (1) of paragraph (a) of subsection 1.*

2. In the Mason Valley Wildlife Management Area:

(a) Deer may be hunted only on the following days during the season set for the hunting of deer:

(1) Saturdays, Sundays and Wednesdays;

(2) Nevada Day, as observed, pursuant to NRS 236.015;

(3) November 11, Veteran's Day;

(4) Thanksgiving Day; and

(5) Family Day, as declared pursuant to NRS 236.015.

(b) Deer may be hunted only with longbow and arrow during the season set for the archery hunt for deer.