

# PROPOSED REGULATION OF THE BOARD OF WILDLIFE COMMISSIONERS

LCB File No. R025-11

## COMMISSION GENERAL REGULATION 398

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

AUTHORITY: §§1 and 2, NRS 501.105, 501.181, 502.030, 502.045

A REGULATION relating to wildlife and the implementation of a new nonresident annual fishing license pursuant to Assembly Bill 19 for use solely in the reciprocal waters of the Colorado River, Lake Mead, Lake Mohave, Lake Tahoe and Topaz Lake. This regulation adds clarification language needed to implement this new license.

**Section 1.** *Chapter 502 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.*

**Sec 2.** *NAC 502.285 is hereby amended as follows.*

502.285 1. When fishing on the reciprocal waters of the Colorado River, Lake Mead and Lake Mohave, each person who is 14 years of age or over must possess:

- (a) An Arizona Colorado River special use stamp, in addition to an Arizona fishing license; or
- (b) A Nevada Colorado River special use stamp, in addition to a Nevada fishing license *or Nevada Interstate Boundary waters license*

unless he is fishing from the shore of the state in which he is licensed.

2. The fee for the Nevada Colorado River special use stamp is \$3, and the stamp is effective from March of the year that the stamp is issued through February of the following year.

3. A person who holds a Nevada Colorado River special use stamp must validate the stamp by signing his name in ink across the face of the stamp and affixing the stamp to his fishing license or permit to fish, or the person must provide any other such documentation as the Department provides as proof that he has paid to the Department the fee for the special use stamp.

4. Persons under 14 years of age may fish in the reciprocal waters of the Colorado River, Lake Mead and Lake Mohave without obtaining a special use stamp, license or permit to fish.

**Sec 3.** *NAC 502.286 is hereby amended as follows.*

**502.286** 1. To fish in Lake Tahoe and Topaz Lake, any person who is 16 years of age or over must possess:

(a) A license from California to fish for sport with the appropriate stamps; or

(b) A Nevada fishing license *or Nevada Interstate Boundary Waters license* and, if the license is an annual license, a trout stamp.

2. Persons under 16 years of age are not required to obtain any license or permit to fish in Lake Tahoe and Topaz Lake.

## NOTICE OF INTENT TO ACT UPON A REGULATION

### Notice of Hearing for the (Adoption/Amendment/Repeal) of Regulations of The Nevada Board of Wildlife Commissioners

The Board of Wildlife Commissioners will hold a public hearing on \_\_TBA\_\_ at \_\_\_ a.m., at the \_\_TBA\_\_, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulation CGR 398 (LCB File No. R025-11) pertaining to Chapter 502 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation: (Description of regulation) – See attached

Necessary to implement new license that was established during the 2011 Legislature.

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 effect – N/A – not regulating a business

(b) Beneficial effect – Not regulating a business

(c) Immediate effect – Not regulating a business

(d) Long-term effect – Not regulating a business

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

(a) Adverse effect – N/A

(b) Beneficial effect – Nonresidents have another license option to chose from in Nevada at a lower price when utilizing interstate waters.

(c) Immediate effect – N/A

(d) Long-term effect – Another license option at a lower price for nonresident, utilizing interstate waters.

4. Estimated cost to the Department of Wildlife for enforcement of the proposed regulation:  
None

5. A 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
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:  
  X   No    Yes  
Fee established in statute.

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

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

Eastern Region  
60 Youth Center Road  
Elko, NV 89801  
(775) 777-2300

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

