

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

LCB File No. R049-12

April 25, 2012

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

AUTHORITY: §§1, 3 and 4, NRS 488.045; §2, NRS 488.045 and 488.536.

A REGULATION relating to aquatic species; establishing the amount of the aquatic invasive species fee required for certain vessels; specifying the manner in which an aquatic invasive species decal must be displayed on certain inflatable vessels; setting forth the required lettering, size and color of each aquatic invasive species decal; and providing other matters properly relating thereto.

Section 1. Chapter 488 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

Sec. 2. 1. *The amount of the aquatic invasive species fee required pursuant to NRS 488.536 is:*

(a) For a motorboat which is owned or operated by a person who is a resident of this State, \$10;

(b) For a vessel, other than a motorboat, which is owned or operated by a person who is a resident of this State, \$5;

(c) For a motorboat which is owned or operated by a nonresident of this State, \$20; and

(d) For a vessel, other than a motorboat, which is owned or operated by a nonresident of this State, \$10.

2. *For the purpose of NRS 488.536, the Commission will interpret “resident of this State” to mean a person who, during the 6 months before the person’s application to the Department for an aquatic invasive species decal:*

(a) Maintained his or her principal and permanent residence in this State; and

(b) Was physically present in this State, except for temporary absences.

3. *As used in this section, “principal and permanent residence” means a place where a person is legally domiciled and maintains a permanent habitation in which the person lives and to which the person intends to return when he or she leaves this State. The term does not include merely owning a residence in this State.*

Sec. 3. 1. *The aquatic invasive species decal issued by the Department for an inflatable vessel with an inflatable transom may be attached to a removable plate that is securely attached to the port side transom of the vessel.*

2. *Each aquatic invasive species decal issued by the Department:*

(a) For a vessel which is owned and operated by a resident of this State must be designated with the letter “R” on the face of the decal;

(b) For a vessel which is owned and operated by a nonresident of this State must be designated with the letters “NR” on the face of the decal;

(c) Must be approximately 3 inches square; and

(d) On and after January 1, 2013, must be issued in an annual rotation of the colors blue, international orange, green and red.

Sec. 4. This regulation becomes effective on January 1, 2013.