

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

**LCB File No. R062-12**

Effective November 1, 2012

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

AUTHORITY: §1, NRS 501.105 and 501.181.

A REGULATION relating to trapping; prohibiting a person from trapping, other than with a box or cage trap, within a certain distance of a residence located within a congested area of certain counties; and providing other matters properly relating thereto.

**Section 1.** Chapter 503 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in subsection 2, a person shall not trap, other than with a box or cage trap, within one-half mile of a residence, if the residence is located within a congested area of a county whose population is 100,000 or more.*

*2. The provisions of this section do not apply to:*

*(a) An officer, employee or agent of any state agency, the Federal Government or a local government acting in his or her official capacity for the purpose of animal control or control of depredate wildlife;*

*(b) A person acting under written authority from a state agency, the Federal Government or a local government for the purpose of animal control or control of depredate wildlife;*

*(c) A person trapping on private property; or*

*(d) A person trapping in a waterway that is not within an incorporated city.*

*3. As used in this section:*

*(a) “Box or cage trap” means a device that is designed to contain or confine an animal within a box or cage. The term does not include any device that is designed, built or made to close upon or hold fast any portion of an animal.*

*(b) “Congested area of a county” means:*

*(1) An area of a county in which the discharge of firearms is prohibited by a county ordinance; or*

*(2) The area within the boundaries of an incorporated city in a county.*

*(c) “Residence” means any house, room, apartment, tenement or other building designed or intended for occupancy as a residence.*

*(d) “Waterway” means any river, stream, canal or channel that contains water, including, without limitation, the banks and bed of any such river, stream, canal or channel.*

**STATE OF NEVADA  
BOARD OF WILDLIFE COMMISSIONERS**

**INFORMATIONAL STATEMENT**

**Commission General Regulation No. 406  
LCB File No. R062-12 - 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.**

The proposed regulation was noticed and posted on an agenda according to the Open Meeting Law; distributed to the Board of Wildlife Commissioners, 17 county advisory boards to manage wildlife, master guides and other interested persons; presented at a public workshop and at the board of Wildlife Commissioners' public meeting. A summary is available by contacting the Department of Wildlife.

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

- (a) Attended each hearing: 30 Workshop/ 17 Hearing**
- (b) Testified at each hearing: 11 Workshop/ 0 Hearing**
- (c) Submitted to the agency written statements: 0**

**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:** The proposed regulation was noticed and posted on an agenda according to the Open Meeting Law; distributed to the Board of Wildlife Commissioners, 17 county advisory boards to manage wildlife, master guides and other interested persons; presented at a public workshop and at the board of Wildlife Commissioners' public meeting. A summary is available by contacting the Department of Wildlife.

**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:**

See attached changes on regulation – handwritten -

**5. The estimated economic effect of the regulations on the businesses they are to regulate and on the public.**

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

**(1) Adverse** – This regulation could impact trappers that currently trap in areas restricted by this regulation. The increased cost would be in the form of time and fuel to travel further to areas not restricted by this regulation.

**(2) Beneficial** – There is no predicted economic benefit to trappers.

(3) **Immediate** – The cost for additional time and fuel to travel further to areas to trap would be an immediate impact to trappers.

(4) **Long term** – This regulation could impact trappers that currently trap in areas restricted by this regulation. The increased cost would be in the form of time and fuel to travel further to areas not restricted by this regulation which would be a reoccurring cost to trappers.

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

(1) **Adverse** – This regulation could impact trappers that currently trap in areas restricted by this regulation. The increased cost would be in the form of time and fuel to travel further to areas not restricted by this regulation.

(2) **Beneficial** – There is no predicted economic benefit to trappers.

(3) **Immediate** – The cost for additional fuel to travel further from residential areas would be an immediate impact to trappers.

(4) **Long term** – The cost for additional fuel to travel further from residential areas would be a reoccurring cost to trappers.

**6. The estimated cost to the agency for enforcement of the proposed regulation:** If the level of compliance with the regulation is high there should be no additional cost. Trapping enforcement is already part of our routine enforcement program.

**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:** There are no overlapping regulations.

**If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency:** There are no overlapping federal regulations.

**8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions:** This does not apply.

**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:** There is no change in fee structure.