

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

## **LCB File No. R055-13**

### **NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION**

The Nevada Department of Wildlife is proposing the adoption of regulations pertaining to Chapters 502 and 503 of the Nevada Administrative Code. A workshop has been set at 9:00 a.m., on December 6, 2013 at the City of Reno, 1 East First Street, Reno, Nevada. The purpose of the workshop is to solicit comments from interested persons on the following general topics that may be addressed in the proposed regulation:

**Commission General Regulation 431 – LCB File No. R054-13 – AIS Decal Use Defined -**  
The Commission may adopt a regulation relating to watercraft; revising provisions concerning the aquatic invasive species fee for certain vessels; and providing other matters properly relating thereto.

**Commission General Regulation 432 – LCB File No. R055-13 – Jiggs-Flatware -** The Commission may adopt a regulation relating to wildlife; revising provisions related to waters on which a reduced speed is required; and providing other matters properly relating thereto.

**Commission General Regulation 433 – LCB File No. R056-13 – Remove Fishing Tackle Restrictions –** The Commission may adopt a regulation relating to fishing; removing Andorno Creek, Coleman Creek and the North Fork of Battle Creek from the waters restricted to use only artificial lures with single barbless hooks; and providing other matters properly relating thereto.

**Commission General Regulation 434 – LCB File No. R057-13 – Unit Boundaries -** The Commission may adopt a regulation relating to wildlife management areas and units; and providing other matters properly relating thereto.

**Commission General Regulation 436 – LCB File No. R089-13 – Reciprocal Lake Mead/Lake Mohave – Colorado River -** The Commission may adopt a regulation relating to wildlife; revising provisions relating to licenses required for fishing in the reciprocal waters of the Colorado River, lake Mead and Lake Mohave; and providing other matters properly relating thereto.

**Commission General Regulation 437 – LCB File No. R090-13 – Creating Ewe Hunt -** The Commission may adopt a regulation relating to wildlife; revising provisions relating to the assessment of demerit points for conviction of certain wildlife violations; establishing distinct tags for the hunting of ram and ewe bighorn sheep; and providing other matters properly relating thereto.

**Commission General Regulation 438 – LCB File No. R091-13 – Bonus Point Program -**

The Commission may adopt a regulation relating to wildlife; providing an exception to the prohibition on the submission of applications for hunting tags and bonus points under certain circumstances; prohibiting the award of bonus points for depredation hunts and management hunts; providing for the award of bonus points in the categories of ewes of certain bighorn sheep; and providing other matters properly relating thereto.

This Notice of Workshop has been sent to all persons on the agency’s mailing list for administrative regulations and posted at the following locations:

Nevada Department of Wildlife  
1100 Valley Road  
Reno, NV 89512  
(775) 688-1500

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

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

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

A copy of all materials relating to the proposal may be obtained at the workshop or by contacting Joanne Trendler at the Nevada Department of Wildlife, 1100 Valley Road, Reno, Nevada 89512, (775) 688-1549. A reasonable fee for copying may be charged.

Mailed: November 1, 2013

**NOTICE OF HEARING FOR ADOPTION OF REGULATION OF  
THE STATE OF NEVADA BOARD OF WILDLIFE COMMISSIONERS**

The Board of Wildlife Commissioners will hold a public hearing at 9:00 a.m., on December 7, 2013 at the City of Reno, 1 East First St., Reno, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations. If a person who is directly affected by the proposed action fails to appear to request to make an oral presentation, the Board of Wildlife Commissioners may proceed immediately to act upon any written submissions.

**Commission General Regulation 431 – LCB File No. R054-13 – AIS Decal Use Defined -**

The Commission may adopt a regulation relating to watercraft; revising provisions concerning the aquatic invasive species fee for certain vessels; and providing other matters properly relating thereto.

**Commission General Regulation 432 – LCB File No. R055-13 – Jiggs-Flatwake -**

The Commission may adopt a regulation relating to wildlife; revising provisions related to waters on which a reduced speed is required; and providing other matters properly relating thereto.

**Commission General Regulation 433 – LCB File No. R056-13 – Remove Fishing Tackle**

**Restrictions** – The Commission may adopt a regulation relating to fishing; removing Andorno Creek, Coleman Creek and the North Fork of Battle Creek from the waters restricted to use only artificial lures with single barbless hooks; and providing other matters properly relating thereto.

**Commission General Regulation 434 – LCB File No. R057-13 – Unit Boundaries -**

The Commission may adopt a regulation relating to wildlife management areas and units; and providing other matters properly relating thereto.

**Commission General Regulation 436 – LCB File No. R089-13 – Reciprocal Lake**

**Mead/Lake Mohave – Colorado River -** The Commission may adopt a regulation relating to wildlife; revising provisions relating to licenses required for fishing in the reciprocal waters of the Colorado River, lake Mead and Lake Mohave; and providing other matters properly relating thereto.

**Commission General Regulation 437 – LCB File No. R090-13 – Creating Ewe Hunt -**

The Commission may adopt a regulation relating to wildlife; revising provisions relating to the assessment of demerit points for conviction of certain wildlife violations; establishing distinct tags for the hunting of ram and ewe bighorn sheep; and providing other matters properly relating thereto.

**Commission General Regulation 438 – LCB File No. R091-13 – Bonus Point Program -**

The Commission may adopt a regulation relating to wildlife; providing an exception to the prohibition on the submission of applications for hunting tags and bonus points under certain circumstances; prohibiting the award of bonus points for depredation hunts and management hunts; providing for the award of bonus points in the categories of ewes of certain bighorn sheep; and providing other matters properly relating thereto.



**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 at 9:00 a.m., on December 7, 2013 at the City of Reno, 1 East First St., Reno, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulation CGR 432 (LCB File No. R055-13) pertaining to Chapter 502 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation: (Description of regulation) – Currently Jiggs Reservoir has no special regulation limiting boating speed, but does prohibit water skiing. The reservoir is too small (max 45 surface acres) and shallow (max 10 feet) to safely accommodate water skiing and other boating-related activities such as fishing. The reservoir has not been maintained at full capacity for many years since water seeps from the permeable bottom soil. Nevada Department of Wildlife is currently sealing the bottom in order to increase the water level that will restore the trout and bass fisheries. Recreational fishing is the principal management for this reservoir. It is expected that jet ski use will increase as the water level increases and the agency feels that excessive speeds from jet skies and larger boats will become unsafe. Most users are expected to come from Elko, about 35 miles to the north. However, South Fork Reservoir is located 20 miles south of Elko, which has vast boating and jet skiing accommodations and use because of its large size (1,640 acres and depth of 67 feet).
2. Text of the proposed regulation: NAC 488.455, See attached.
- 3A. The estimated economic effect of the regulation on the business which it is to regulate:
  - (a) Adverse effect - none
  - (b) Beneficial effect – Possible increase in launch/entrance fees to South Fork State Park if boaters want to boat at unlimited speeds.
  - (c) Immediate effect – none
  - (d) Long-term effect – none
- 3B. The estimated economic effect of the regulation on the public which it is to regulate:
  - (a) Adverse effect – If boaters use South Fork Reservoir they will have to pay fees to enter and launch within the State park.
  - (b) Beneficial effect – none
  - (c) Immediate effect – none
  - (d) Long-term effect – none

4. Estimated cost to the Department of Wildlife for enforcement of the proposed regulation: Minimal. Game Wardens will make the same routine patrols to area. Biologists will be working on the fisheries frequently in the first two years after the reservoir bottom has been sealed, and can report any violation to Game Wardens as necessary.
5. A description of and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates, \_\_\_\_\_ the duplication or overlapping is necessary because \_\_\_\_\_. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency: \_\_\_\_\_. None known.
6. If the regulation is required pursuant to federal law, a citation and description of the federal law. None.
7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions: None.
8. The proposed regulation establishes a new fee or increases an existing fee:  X  No  
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 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  
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