

Chapter 502 of NAC

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

LCB File No. T002-13

(Filed with the Secretary of State on April 4, 2013)

COMMISSION GENERAL REGULATION NUMBER 424

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, 502.219, 502.222, 502.225

A REGULATION relating to adding a transportation permit to the game tag, and other matters relating thereto.

NAC 502.403 Transportation of animal legally harvested ~~to taxidermist~~: Use of taxidermy record stub as transportation permit; *use of game tag transportation permit; restrictions.* (NRS 501.105, 501.181, 502.370)

1. Except as otherwise provided in this section, a person to whom a game tag has been lawfully issued may, ~~in lieu of obtaining a transportation permit as described in NRS 503.040,~~ use that portion of his or her game tag designated as the taxidermy record stub in the following manner:

(a) The person may ship by commercial carrier any nonedible game parts taken from the animal lawfully harvested under the authority of the tag to a commercial or noncommercial taxidermist licensed and located in this State. If such parts are placed for shipment, the taxidermy record stub must accompany the shipment.

(b) If the person reaches his or her place of residence with an animal which has been lawfully harvested under the authority of the tag or delivers the animal to a commercial processor for processing, the person may authorize another person to transport any nonedible game parts taken from the animal to a commercial or noncommercial taxidermist licensed and located in this State. The person shall, at the time of making the authorization, print in ink on the taxidermy record stub both the name of the authorized transporter and the date of the authorization. The taxidermy record stub must accompany the transportation of the parts.

(c) The person who is specified on the tag may deliver any nonedible game parts taken from the animal lawfully harvested under the authority of the tag to a commercial or noncommercial taxidermist licensed in any state.

2. Whenever antlers are shipped, transported or delivered in the manner provided in subsection 1, the holder of the game tag shall indicate in ink on the taxidermy record stub the number of both the left and right antler points.

3. If a person who holds a game tag delivers any nonedible game parts of a game animal which he or she has lawfully harvested under the authority of the tag to a taxidermist before the carcass of the animal is delivered for processing to a commercial processing plant or before the carcass of the animal is taken to or left at the holder's place of residence, the holder shall obtain from the taxidermist, and the taxidermist shall provide to the holder, an itemized receipt which includes the following printed information:

- (a) The date on which the nonedible game parts were received;
- (b) The species of game from which the nonedible game parts were taken;
- (c) A brief description of each of the nonedible game parts received; and
- (d) The number of antler points, both left and right, if any, of the animal.

↪ Both the holder of the tag and the taxidermist shall sign the receipt. The holder of the tag shall retain possession of the receipt until he or she acquires physical possession of the nonedible game parts specified in the receipt from the taxidermist to whom the parts were delivered.

4. Except as otherwise provided in this section, a taxidermy record stub may not be used or possessed by any person other than the person to whom the game tag to which the stub is attached was issued.

5. A taxidermy record stub is valid only for the type of hunt, season and animal specified on the tag and may only be used as authorized in this section.

6. Nonedible game parts taken from a harvested game animal which is required to be presented to a representative of the Department for inspection and branding or sealing may not be shipped, transported or delivered pursuant to the provisions of this section until the animal has been properly inspected and branded or sealed by the Department.

7. The provisions of NAC 503.173 do not apply to a person who ships, transports or delivers nonedible game parts in compliance with the provisions of this section.

8. As used in this section, “nonedible game parts” means the hide, head, skull, antlers, horns, paws, hooves or claws of any game animal. The term does not include the carcass of the animal.

9. *Except as otherwise provided in this section, a person to whom a game tag has been lawfully issued and the tag has been lawfully validated per NAC 502.390 and attached per NAC 502.400 may use that portion of his or her game tag designated as the transportation permit in the following manner:*

(a) ~~{The person may}~~ *The tag holder must, after having lawfully harvested their animal and in the company of a witness and the transporter, sign, date, write the time of transfer, his or her state ~~{DMV (Department of motor vehicle)}~~ drivers license or identification number and destination of wildlife on both portions of the wildlife transportation permit: the tag holder’s portion and the transporters portion. The tag holder’s signature is attesting to the transfer of game animal under perjury of law.*

(i)(I) If the tag holder is a juvenile who does not have a state issued DMV drivers license or identification number the tag holder needs to sign, date, and write the time of transfer and the destination of wildlife on both portions of the wildlife transportation permit. In the ~~{DMV}~~ drivers license or identification portion, the tag holder must place his or her date of birth with date, month and year.

(b) *The transporter, in the company of the tag holder and witness, must sign, date, and write the time of transfer and his or her state ~~{DMV}~~ drivers license or identification number on both portions of the wildlife transportation permit: the tag holder’s portion and the transporters portion. The transporter’s signature is attesting to the transfer of game animal under perjury of law*

(c) *The witness, in the company of the tag holder and transporter, must sign, date, and write the time he or she witnessed the transfer of the animal and his or her state ~~{DMV}~~ drivers license or identification number on both portions of the wildlife transportation permit: the tag holder’s portion and the transporters portion. The witness’ signature attests to the transfer of game animal under perjury of law,*

(d) *After all signatures are acquired, the tag holder retains that portion of the transportation permit labeled “tag holder copy” and the transporter retains that portion of the transportation permit labeled “transporter copy” for a minimum of one year after the date written on the transportation tag.*

(e) The transportation permit must stay attached to the tag until the wildlife is ~~transportation permit is used~~ transported to its destination.

~~(g)~~ *(f) The transportation permit cannot be filled out until the animal is harvested and ~~the transfer of~~ possession goes of the harvested wildlife is transferred from the tag holder to the transporter.*

(g) The transportation permit on the tag can only be used in conjunction with the tagged animal. It cannot be used for transporting other wildlife.

(h) That portion of the cape or scalp that includes the ears to the base of the muzzle and any antlers or horns must be kept with the carcass until the carcass is frozen, smoked, dried, consumed or accepted by a commercial processing plant for processing.

~~(i) The person authorized on the transportation permit may any nonedible game parts to a commercial or noncommercial taxidermist licensed in any state or deliver any edible game parts to the location stated on the transportation permit.~~

NAC 502.390 Validation of tag or permit. (NRS 501.105, 501.181, 502.160) *Before the tag holder can legally hunt he or she must sign, date and write the time of signature on the tag, in the space provided, for the tag to be valid.* When a person reaches any wildlife which the person has killed, he or she must validate his or her tag or permit immediately by clearly punching out the spaces necessary to properly identify the physical description of the animal, including its sex and antler points, where appropriate, and the day and month of the kill.

**Informational statement relating to Commission General Regulation No. 424
LCB File No. T002-13 - 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 and other interested persons; presented at the Nevada Board of Wildlife Commissioners' (NBWC).

- 2. The number of persons who:**

- (a) Attended each hearing: 25 Workshop/ 23 Hearing**
(b) Testified at each hearing: 10 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 and other interested persons; presented at the Nevada Board of Wildlife Commissioners' (NBWC).

- 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:**

No recommendations to change the regulation were received from the public, county advisory boards or NBWC members.

- 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** – License agents may experience reduced sales if hunters do not need to visit them to obtain a transportation permit.
(2) Beneficial – There is no beneficial effect for businesses.
(3) Immediate – License agents may experience reduced sales if hunters do not need to visit them to obtain a transportation permit.
(4) Long term – License agents may experience reduced sales if hunters do not need to visit them to obtain a transportation permit.

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

- (1) Adverse** – There is no adverse affect anticipated.
(2) Beneficial – The regulation should save hunters fuel used to locate a license agent for purposes of obtaining a transportation permit.

- (3) **Immediate** – The regulation should save hunters fuel used to locate a license agent for purposes of obtaining a transportation permit.
- (4) **Long term** – The regulation should save hunters fuel used to locate a license agent for purposes of obtaining a transportation permit.

6. **The estimated cost to the agency for enforcement of the proposed regulation:**
No additional enforcement costs are anticipated.

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:** This regulation does not overlap or duplicate any other state regulation.

If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency: This regulation does not overlap or duplicate any other Federal regulation.

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 regulation does not have a companion federal regulation.

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 are no fees associated with this regulation.