

Chapter 502 of NAC

PROPOSED TEMPORARY REGULATION OF THE BOARD OF WILDLIFE COMMISSIONERS

LCB File No. T003-15

COMMISSION GENERAL REGULATION 457

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

AUTHORITY: §§1 and 2, NRS 501.105, 502.160, 501.181, 502.142

A REGULATION relating to wildlife; clarifying issuance of elk incentive tags; excluding “spike” elk, “spike” elk hunts and “spike” elk tags from the equation of determining issuance of elk incentive tags; and other matters relating thereto.

NAC 502.42279 Award, issuance and use of tags; fees. (NRS 501.105, 501.181, 502.142, 502.160)

1. The Department will award special incentive elk tags based on the following formula:

$$\frac{NP}{NE} \times \frac{DP}{365} \times NT$$

where:

NP = The number of elk using the private land of the landowner applicant.

NE = The total number of elk in the actual elk use area in which the private land is located.

DP = The number of days the elk use the private land during the year.

NT = The total number of antlered, *excluding "spike,"* elk tags that were issued during the previous year in the unit or units within the management area or areas in which the private land is located.

2. A group of landowners, lessees or managers may apply to receive special incentive elk tags for their combined private lands. The group may allocate the tags among the members of the group at its discretion.

3. The issuance of special incentive elk tags will not result in a reduction of the total number of antlered, *excluding "spike,"* elk tags issued to the public during a year below the quota for antlered elk tags established by the Commission for 1997, which was 186 tags.

4. A special incentive elk tag is valid for both sexes of elk.

5. A landowner applicant to whom a special incentive elk tag is issued pursuant to this section may:

(a) Use the tag himself or herself if the landowner applicant holds a valid hunting license issued from this State; or

(b) Transfer the tag to another person who holds a valid hunting license issued from this State for any price upon which the parties mutually agree.

6. The Department will charge the same fees for a special incentive elk tag and for the processing of an application for a special incentive elk tag that are charged for an elk tag and for the processing of an application for an elk tag set forth in NRS 502.250.

7. An applicant who applies for a special incentive elk tag must indicate on the application the *antlered, excluding "spike," elk* hunt for which he or she is applying. The Department will not issue a tag to the applicant for the hunt indicated on the application unless the Commission has established ~~an~~ *an antlered, excluding "spike," elk* hunt in the unit or units within the management area or areas in which the private land is located.

8. The Department will indicate on each special incentive elk tag it issues pursuant to this section the period during which the tag is valid and the unit or units within the management area or areas in which the private land is located for which the tag is valid.

9. A person possessing a valid special incentive elk tag shall hunt only:

(a) During the period indicated on the tag issued pursuant to this section, *which may only coincide with an antlered, excluding "spike," elk hunt established by the Commission*;

(b) With the weapon designated for that hunt; and

(c) In the unit or units within the management area or areas in which the private land is located, as indicated on the tag.

NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION

The Nevada Department of Wildlife is proposing the adoption of regulations pertaining to Chapters 502 of the Nevada Administrative Code. A workshop has been set at 8:30 a.m., on Friday, March 20, 2015 at the Truckee Meadows Community College, 7000 Dandini Blvd., Sierra Building, Room 108, 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 regulations:

Commission General Regulation 456 – LCB File No. T004-15 – Elk Arbitration Panel - The Commission will consider a temporary regulation relating to wildlife; allowing the Nevada Board of Wildlife Commissioners to facilitate decisions concerning arbitration of elk incentive tags; will serve as the arbitration panel or appoint a panel and define the procedures in which the arbitration process proceeds; and other matters relating thereto.

Commission General Regulation 457 – LCB File No. T003-15 - Awards, Issuance, and Use of Tags – The Commission will consider a temporary regulation relating to wildlife; clarifying issuance of elk incentive tags; excluding “spike” elk, “spike” elk hunts and “spike” elk tags from the equation of determining issuance of elk incentive tags; and other matters 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 and websites: <http://www.leg.state.nv.us/register/>, http://www.ndow.org/Public_Meetings/Commission/Agenda/; <https://www.leg.state.nv.us/App/Notice/A/>; and <https://notice.nv.gov/>.

Nevada Department of Wildlife – Law Enforcement
1100 Valley Road
Reno, NV 89512
(775) 688-1549

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, Division of Law Enforcement, 1100 Valley Road, Reno, Nevada 89512, (775) 688-1549. A reasonable fee for copying may be charged.

February 23, 2015