

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

**LCB File No. R093-16**

July 18, 2016

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

AUTHORITY: §§1-3, NRS 488.045.

A REGULATION relating to watercraft; imposing certain requirements for the owner, operator or person in control of a vessel or conveyance that is launched on any body of water in this State; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Under existing law, it is unlawful for a person to remove a vessel from an impaired body of water, which is defined as a body of water which the Board of Wildlife Commissioners or another governmental entity has identified as containing aquatic invasive species, and then launch the vessel on any body of water in the State without first decontaminating the vessel and any conveyance used on the impaired body of water. (NRS 488.530) Existing regulations specify the method and procedure for decontaminating a vessel or conveyance used on an impaired body of water, including draining water from the vessel or conveyance and from any equipment on board the vessel or conveyance. (NAC 488.520)

This regulation requires the owner, operator or person in control of any vessel or conveyance that is launched on any body of water in this State to drain the water from the vessel or conveyance and any equipment on the vessel or conveyance. This regulation also requires the owner, operator or person in control of a vessel or conveyance that has been taken out of any body of water in this State ensure that the drain plugs, drain valves and any other devices used to control the draining of water remain open while transporting the vessel or conveyance on public roads in this State.

**Section 1.** Chapter 488 of NAC is hereby amended by adding thereto a new section to read as follows:

*The owner, operator or person in control of a vessel or conveyance that is launched on a body of water in this State shall:*

*1. At or reasonably near the site at which the vessel or conveyance is taken out of the body of water, drain all water from the vessel or conveyance and from any equipment on the vessel or conveyance, including, without limitation, any water held in a ballast tank, motor cooling system, bilge, live well, motor or lower outboard unit.*

*2. Ensure that all drain plugs, drain valves and other devices used to control the draining of water from the vessel or conveyance, and from any equipment on the vessel or conveyance, are removed or opened while transporting the vessel or conveyance on public roads in this State.*

**Sec. 2.** NAC 488.520 is hereby amended to read as follows:

488.520 1. Except as otherwise provided in this section, a person required to decontaminate a vessel or conveyance pursuant to paragraph (c) of subsection 1 of NRS 488.530 shall ~~+~~, *in addition to complying with the requirements of section 1 of this regulation:*

- (a) Inspect all exposed surfaces on the vessel or conveyance;
- (b) Remove and kill all aquatic invasive species that are visible on the vessel or conveyance;
- (c) Remove all aquatic plant material and any other debris visible on the vessel or conveyance;
- (d) Inspect, clean and dry each item on the vessel or conveyance, including, without limitation, each life jacket, water ski, anchor, rope and piece of equipment for fishing;
- (e) ~~At or reasonably near the site at which the vessel or conveyance is taken out of the impaired body of water, drain all water from the vessel or conveyance and from any equipment on the vessel or conveyance, including, without limitation, any water held in a ballast tank, motor cooling system, bilge, live well, motor or lower outboard unit;~~

~~(f)~~ Wash the vessel and any portion of the conveyance that was in contact with the impaired body of water with high-pressure hot water; and

~~(g)~~ (f) Allow the vessel or conveyance to dry for not less than the period recommended by the Drying Time Estimator of the 100th Meridian Initiative, which is available at its website, <http://www.100thmeridian.org/>.

2. In lieu of complying with the provisions of subsection 1, the person may decontaminate the vessel or conveyance at an inspection station for aquatic invasive species using any method approved by the Department for that inspection station.

**Sec. 3.** NAC 488.527 is hereby amended to read as follows:

488.527 The provisions of NAC 488.520, 488.523 and 488.525 *and section 1 of this regulation* do not apply to a vessel which is not capable of retaining water.