

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

LCB File No. R029-17

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, 502.130, 502.140, 502.160

A REGULATION relating to wildlife...

Section 1. NAC 488.175 is hereby amended to read as follows;

488.175 1. Pending the issuance of a certificate of number, the Department may issue a temporary certificate which is valid for not more than 60 days after it is issued.

2. If the application for a certificate of number for a vessel was made via the Internet *or by telephone*, the Department may issue to the applicant a temporary authorization number that is valid for use of the vessel on the waters of the State for not more than 10 days after the date of issuance.

Section 2. NAC 488.522 is hereby repealed;

~~**NAC 488.522—“Resident of this State” interpreted.**~~

~~—1.—For the purposes of NRS 488.536 and NAC 488.523 and 488.525, the Commission will interpret “resident of this State” to mean a person who, during the 6 months before the person’s application to the Department for an aquatic invasive species decal:~~

~~—(a) Maintained his or her principal and permanent residence in this State; and~~

~~—(b) Was physically present in this State, except for temporary absences.~~

~~—2.—As used in this section, “principal and permanent residence” means a place where a person is legally domiciled and maintains a permanent habitation in which the person lives and~~

~~to which the person intends to return when he or she leaves this State. The term does not include merely owning a residence in this State.~~

Section 3. NAC 488.523 is hereby amended to read as follows;

488.523 1. The amount of the aquatic invasive species **decal** fee required pursuant to NRS 488.536 is:

(a) For a motorboat which is ~~owned or~~ operated by a person ~~who is a resident~~ **on the waters** of this State, ~~\$10~~ **\$12 annually**;

(b) For a vessel, other than a motorboat, which is ~~owned or~~ operated by a person ~~who is a resident~~ **on the waters** of this State, \$5 **annually**;

~~—(c) For a motorboat which is owned or operated by a nonresident of this State, \$20; and~~

~~—(d) For a vessel, other than a motorboat, which is owned or operated by a nonresident of this State, \$10.~~

2. A person who wishes to obtain a replacement aquatic invasive species decal for a lost, stolen, mutilated or destroyed aquatic invasive species decal must pay to the Department a replacement fee of \$5.

3. If the application for and aquatic invasive species decal was made via the Internet or by telephone, the Department may issue to the applicant a temporary authorization number that is valid for use on the waters of the State for not more than 10 days after the date of issuance.

Section 6. NAC 488.525 is hereby amended to read as follows;

488.525 1. **An aquatic invasive species decal expires on December 31 of the year in which it is issued.**

2. The aquatic invasive species decal issued by the Department for an inflatable vessel with an inflatable transom may be attached to a removable plate that is securely attached to the port side transom of the vessel.

3. ~~2.~~ Each aquatic invasive species decal issued by the Department:

(a) ~~For a vessel which is owned and operated by a resident of this State must be designated with the letter "R" on the face of the decal;~~

~~(b) For a vessel which is owned and operated by a nonresident of this State must be designated with the letters "NR" on the face of the decal;~~

~~(c)~~ (e) Must be approximately 3 inches square; and

(d) On and after January 1, 2013, must be issued in an annual rotation of the colors blue, international orange, green and red.

4. ~~3.~~ An aquatic invasive species decal is invalid if the decal has been cut, trimmed or otherwise altered.

5. ~~4.~~ Only ~~an~~ **a valid unexpired** aquatic species decal issued by the Department ~~for the current calendar year~~ may be displayed on a vessel.

6. ~~5.~~ An aquatic invasive species decal is invalid and must be surrendered to the Department if:

(a) The application submitted to obtain the aquatic invasive species decal contained false or fraudulent information; or

(b) The fee for the issuance of the decal is not paid.

7. ~~6.~~ A manufacturer or dealer must possess an aquatic invasive species decal for each temporary operating permit issued by the Department.

Section 1. NAC 501.400 is hereby amended to read as follows:

501.400 1. The Department shall administer a grant program to provide funding to facilitate wildlife restoration activities and wildlife research.

2. The Department may solicit applications for grants by giving public notice of the availability of grants and the deadlines. Public notice given pursuant to this section must include, without limitation, the criteria for receiving a grant, reporting and recordkeeping requirements for applicants that have received a grant and any other information relating to the grant program that the Department determines is necessary.

3. An application for a grant may be submitted to the Department by a federal, state or local governmental entity or a private nonprofit organization.

4. The program will be administered with the following money received by the Department:

(a) Federal grants from the United States Fish and Wildlife Service, the United States Coast Guard, the United States Bureau of Land Management and the United States Bureau of Reclamation pursuant to NRS 501.115 and 501.117;

(b) Money deposited in the Wildlife Heritage Account pursuant to NRS 501.3575;

(c) Money received for Dream Tag fees pursuant to NRS 502.219;

(d) Resource enhancement stamp fees collected pursuant to NRS 502.222;

(e) Habitat conservation fees collected pursuant to NRS 502.242;

(f) Fees collected for processing applications for game tags pursuant to NRS 502.253;

(g) Upland game bird fees collected pursuant to NRS 502.294;

(h) ~~Duck stamp~~ **Waterfowl program** fees collected pursuant to **NRS 502.310** ~~NRS 502.300~~;

(i) ~~State Trout stamp~~ **program** fees collected pursuant to NRS 502.3262;

(j) Permit fees collected pursuant to NRS 502.390; and

(k) If applicable, any other money received for development projects with potential impacts to wildlife as determined by the United States Fish and Wildlife Service or any other agency within the United States Department of the Interior.

Section 1. Chapter 502 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 through 85 of this regulation.

Section 2. "Client number" A unique number assigned to a person or entity applying for tags, licenses, permits, and other documents issued by the department if they have met Section 2, subsections 2 a, b, c and have not already been assigned such a number.

Section 3. "Licensing document" defined. "Licensing document" means a license, permit, tag or other licensing document authorized by the Department.

Section 4. "Department" defined. As used in this chapter and unless the context otherwise requires, "Department" includes any independent contractor of the Department acting on behalf of and under the direction of the Department and the agents and employees of the independent contractor.

Section 5. 1. Except as otherwise provided in NAC 502.262 the license agent or the applicant shall correctly enter the required information in initial applications for licenses, tags, permits or other licensing documents to be issued to residents and nonresidents.

2. Information to be provided by an applicant for license, tag, permit or other licensing documents must include:

- a) The applicant's legal name, mailing address, physical address, city, county, state and zip code;*
- b) The applicant's social security number except as otherwise identified in subsection 5, unless the applicant is a citizen of a country other than the United States then a passport number;*

- c) *If the applicant was born after January 1, 1960, and is applying for a hunting license, permit, or a combination hunting and fishing license, a statement indicating that the applicant has presented proof of successful completion of a course in the responsibilities of hunters as required by the provisions of NRS 502.330;*
- d) *The month and year of the applicant's residency if a resident of the state of Nevada;*
- e) *A description of the applicant, including his or her height, weight, gender and date of birth;*
- f) *Applicant's email address.*

3. The application for a license or permit must contain a statement required by law, to be acknowledged by the applicant, attesting that the applicant is entitled to the license or permit under the laws of Nevada.

4. If the applicant has not been issued a social security number by the Social Security Administration the applicant must submit a notarized affidavit, as provided by the Department, attesting they have not been issued a social security number.

5. The application, for license or permit for an applicant who is at least 12 years of age and less than 18 years of age, contains a statement regarding NRS 41.472 to be acknowledged by his or her parent or legal guardian.

Section 6. NAC 502.020 is hereby amended to read as follows:

502.020 "Big game mammal" defined. "Big game mammal" means any:

1. Pronghorn antelope, black bear, mule deer, mountain goat, mountain lion, ***moose***, Rocky Mountain elk; or

2. Of the following subspecies of bighorn sheep:

- (a) Nelson bighorn sheep;
- (b) California bighorn sheep; or
- (c) Rocky Mountain bighorn sheep.

Section 7. NAC 502.065 is hereby amended to read as follows:

502.065 “License agent” defined. “License agent” means a person who is authorized by the Department to issue licenses, tags, ~~permits stamps~~ and other documents authorized by the Department.

Section 8. NAC 502.080 is hereby amended to read as follows

502.080 “License office” defined. “License office” means the office which has been created within the ~~Bureau of Administrative Services of the~~ Department to ~~control documents and to~~ administer ~~the license, license, permit, tag and vessel programs~~ ~~agencies~~.

Section 9. NAC 502.117 is hereby amended to read as follows;

502.117 “Resident Native American” interpreted. As used in NRS 502.280, the Commission will interpret “resident Native American” to mean a Native American who is an enrolled member or eligible to become an enrolled member of a Nevada Native American reservation or colony and who has been physically present in this State, with the intention of making this State his or her permanent home, for at least 6 months immediately preceding his or her application for a ~~free~~ ***specialty combination*** hunting and fishing license.

Section 10. NAC 502.118 is hereby amended to read as follows;

502.118 1. A payment for any license, permit, tag, certificate of ownership, certificate of number or any other service provided by the Department must be:

- (a) Made payable to the Department;

~~(b) The same method of payment for each transaction;~~

(c) In the form of:

(1) Cash;

(2) A personal check that is drawn by a drawer who is a resident of this State and that includes on the face of the check the address of the drawer in this State;

(3) If required by the Department, a cashier's check, certified check or money order; or

(4) If an application for the service is submitted electronically, an electronic method of payment that is specified by the Department; and

(d) Paid in United States currency.

2. The Department shall not accept the following forms of payment:

(a) A check or draft that does not comply with subparagraph (2) of paragraph (c) of subsection 1;

(b) A check or draft that is endorsed to a third party; or

~~—(c) A check for a refund that is issued by the Department, if the check is endorsed for payment to the Department.~~

3. The Department may, in accordance with NRS 353.1465, charge and collect a fee:

(a) Of \$2 for an application for a resident tag or bonus point;

(b) Of \$3.50 for an application for a nonresident tag or bonus point; and

(c) Of \$2 for any other application,

that is submitted to the Department electronically.

Section 11. NAC 502.120 is hereby amended to read as follows;

502.120 The license office may authorize a license agent to issue:

1. Licenses, tags, ~~stamps and~~ permits **and other documents** on the basis of requests, public demand and past sales.

2. Duplicates of original licenses.

Section 12. NAC 502.125 is hereby amended to read as follows;

502.125 It is unlawful for any person to issue a license, tag, ~~stamp~~, permit or other document authorized by the Department unless the person:

1. Is a license agent, an employee of a license agent or an employee of the Department;
2. Is authorized by the Department to issue the document; and
3. Issues the document in accordance with all applicable laws and regulations.

Section 13. NAC 502.140 is hereby amended to read as follows;

502.140 1. The Department will appoint such license agents as are necessary to provide readily available service to the ~~hunting, fishing and trapping~~ public.

2. An **appointed** license agent ~~appointed:~~

~~(a) On or after January 21, 2003, must~~ **shall** participate in the automated licensing system administered by the Department and:

(1) Complete such training as the Department determines to be necessary for that participation;

(2) Obtain and maintain at his or her own expense such a communication line as the Department determines to be necessary for that participation;~~and~~

~~(3) Pay any expenses incurred by the Department to install and set up any other equipment required for that participation.~~

~~(b) Before January 21, 2003, must, except for good cause as determined by the Department, participate in the automated licensing system administered by the Department and:~~

~~—— (1) Complete such training as the Department determines to be necessary for that participation; and~~

~~—— (2) Obtain and maintain at his or her own expense such a communication line as the Department determines to be necessary for that participation.~~ The Department shall, at its own expense and on behalf of a license agent who pursuant to this paragraph participates in the automated licensing system administered by the Department, install and set up any other equipment required for that participation.

Section 14. NAC 502.145 is hereby amended to read as follows

502.145 1. Any person may apply for appointment as a license agent by submitting a:

- (a) Completed application on forms provided by the Department; and
- (b) Fee of \$100 for processing the application.

2. If the application for appointment as a license agent is approved, the application fee will be applied to reduce the installation and set-up fees ~~described in NAC 502.140.~~

3. The Department may require an applicant to provide:

- (a) Evidence of the financial ability of the applicant to perform the duties of a license agent;
- (b) An original copy of the current credit rating of the applicant as issued by a credit rating

agency recognized by the Department; and

(c) Any banking information and evidence of binding authority necessary for the electronic transfer of any money the applicant may receive from the sale of any licenses, permits, tags, stamps and other documents authorized by the Department to a bank account designated by the Department.

4. The applicant must show that the major portion of his or her business will be conducted in a permanent building. The building must have within it a secure place for keeping the

Department's *equipment, accountable documents* ~~licenses, permits, tags, stamps~~ and sales records. Documents authorized by the Department may only be issued from this permanent building unless prior approval is given by the Department for the issuance of such documents at another location.

5. The Department will conduct an investigation of each applicant's qualifications and suitability to serve the public as a license agent. If the Department finds that any of the information on the application is false or misleading, the application will be denied.

6. The Department will require an approved applicant to enter into a contract with the Department. A person may not become a license agent until the contract is signed by both him or her and the Department.

Section 15. NAC 502.147 is hereby amended to read as follows;

502.147 1. To determine whether to approve or deny an application for appointment as a license agent, the Department may consider, without limitation, the following criteria:

(a) Whether the applicant has met the bonding requirements of NAC 502.150.

(b) Whether the applicant is financially responsible.

(c) Whether the applicant has provided the banking information and binding authority necessary for the electronic transfer of any money the applicant may receive from the sale of any licenses, permits, tags, ~~stamps~~ and other documents authorized by the Department to a bank account designated by the Department.

(d) Whether the applicant has been convicted of a violation of a law or regulation relating to wildlife within the 5 years immediately preceding the date on which the applicant submits the application.

(e) Whether the applicant is under investigation for a violation of a law or regulation relating to wildlife at the time he or she submits the application.

(f) Whether the applicant has been convicted of a felony or gross misdemeanor.

(g) Whether the applicant is the subject of felony criminal proceedings at the time he or she submits the application.

(h) Whether the applicant has been convicted of a crime involving moral turpitude.

(i) The cooperation of the applicant and his or her employees.

(j) Characteristics of the business where the applicant desires to issue licenses, including, without limitation:

(1) Accessibility of the business to all segments of the public;

(2) The number of license agents in the geographical area and their proximity to the business;

(3) The remoteness of the area in which the business is located;

(4) The hours the business will be open to the public;

(5) The number of times the ownership of the business has been transferred; and

(6) The need for a license agent, as determined by the Department, in the general area of the business.

(k) If the applicant previously was a license agent:

(1) The total number of licenses sold by the applicant while he or she was a license agent;

(2) Whether the applicant complied with all laws and regulations relating to a license agent; and

(3) Whether the applicant was placed on probation or had his or her authority as a license agent cancelled pursuant to NAC 502.195.

(1) If the applicant will replace an agent at the business where the applicant desires to issue licenses:

(1) The total number of licenses sold by the license agent who will be replaced;

(2) Whether the license agent who will be replaced complied with all laws and regulations relating to a license agent; and

(3) Whether the license agent who will be replaced was placed on probation or had his or her authority as a license agent cancelled pursuant to NAC 502.195.

~~2. Except as otherwise provided in this subsection, if an applicant desires to issue licenses at a business where licenses have not been issued previously, the business must have been established for at least 1 year. The Department may waive this requirement for an applicant whose business is located in a remote area if there is an extreme need for an agent in that area. All other applications will be handled on a case-by-case basis in accordance with subsection 1.~~

Section 16. NAC 502.4189 is hereby amended to read as follows;

502.160 1. ~~Except as otherwise provided in subsections 3 and 4,~~ a license agent shall, as specified by the Department:

~~(a) Forward to the license office; or~~

~~(b) Deposit at least once every 7 days for~~ **by** electronic transfer to a bank account designated by the Department,

any money collected by the license agent, excluding any service fees to which the license agent is entitled, for the sale and issuance of any licenses, permits, tags, **stamps** and other documents authorized by the Department.

2. If a ~~manual license agent fails to comply with the provisions of subsection 1 regarding all the money due for the period covered by a batch report on or before the date that batch report is~~

~~due, or an automated~~ license agent fails to comply with the provisions of subsection 1 regarding all the money due, ~~for a calendar week on or before the Wednesday immediately following that calendar week,~~ the Department:

(a) Shall send a notice of delinquency to the license agent; ~~and~~

~~—(b) If the license agent is:~~

~~——(1) A manual license agent, shall not send any more licenses, permits, tags, stamps or other licensing documents to the license agent until all the money due has been received by the Department; or~~

~~——(2) An automated license agent, and may shall~~ terminate the ability of the license agent to issue licenses, permits, tags, ~~stamps~~ or other ~~licensing~~ documents until all the money due has been received by the Department.

~~3. If the license office, after receiving a batch report from a manual license agent, determines that a balance is due as reflected on the agent's statement of account, the balance must be paid by the agent within 10 calendar days after receipt of the statement of account by the agent.~~

3. 4. If a license agent's ~~statement of~~ account reflects a credit owing to the agent, the agent may deduct the credit from the amount owed for the next reporting period.

4. 5 All money collected by a license agent from the sale and issuance of any licenses, permits, tags, ~~stamps~~ and other documents authorized by the Department, except the agent's service fees, is the property of the State of Nevada and must be kept readily available for forwarding or electronic transfer to the Department. All equipment and documents provided to a license agent by the Department and any records regarding the sale or issuance of any licenses, permits, tags, ~~stamps~~ and other documents authorized by the Department are the property of the

State of Nevada and must be made available for inspection and audit upon request by the Department.

Section 17. NAC 502.170 is hereby repealed;

~~**NAC 502.170—Batch reports: Dates due; submission; delinquency.**~~

~~—1.—The Department shall assign to each manual license agent dates for the submission of batch reports. The agent shall submit at least two batch reports each month which must be received by the Department by the assigned dates. If the agent has had no sales during the period covered by a batch report, he or she shall enter “no sale” on the report and submit it to the Department. The batch report must be received by the Department by the assigned date.~~

~~—2.—If the Department does not receive a batch report on or before the date assigned pursuant to subsection 1, the Department:~~

~~—(a) Shall not send any more licenses, permits, tags, stamps or other licensing documents to the license agent until his or her batch report is received; and~~

~~—(b) Shall send a notice of delinquency to the license agent.~~

Section 18. NAC 502.180 is hereby amended to read as follows;

502.180 1. Credit may be given to:

~~(a) A manual license agent for licenses, permits and tags that have been voided if the agent returns to the Department the original and remittance copy of the license, permit or tag with the word “void” written across it.~~

~~—(b) An automated license agent for licensing documents that have been printed and voided~~
within 24 hours of the sale of the licensing document. ~~if the agent submits the original voided document to the Department.~~

~~2.—Credit may be given to any license agent for stamps that are returned to the Department with the word “void” written across the face.~~

~~3.—If a manual license agent declares that a document is void but has not submitted both the original and remittance copy of the document, the license agent will be sent a notification of incomplete documents. If the license agent does not substantiate that the document is void within 60 days after receiving such notification, the agent will be assessed the value of the document as determined in the manner provided in paragraphs (a), (b) and (c) of subsection 3 of NAC 502.185.~~

~~—4.—If the Department does not receive an original voided document from an automated license agent within 10 days after the date of the transaction for which the document was printed, the agent will be assessed the recorded value of the document.~~

Section 19. NAC 502.182 is hereby repealed;

~~**NAC 502.182—Recall of documents at close of season or license year: Procedure; assessment of fee for documents not received. (NRS 501.105, 501.181, 502.040)**~~

~~—1.—The Department will recall documents from license agents at the close of a season or license year.~~

~~—2.—The Department will notify each license agent in writing that specific documents are being recalled and that they must be received by the Department on or before a specified date. The specified receipt date must not be more than 60 days after the date of notification. To receive credit, unsold documents must be received by the Department on or before the specified receipt date.~~

~~—3.— The license agent will be assessed a fee for each document recalled but not received by the Department within 30 days after the date specified pursuant to subsection 2. The fee amount will be determined pursuant to NAC 502.185.~~

Section 20. NAC 502.185 is hereby repealed;

~~**NAC 502.185 — Lost batch reports; stolen documents; assessed value of missing documents. (NRS 501.105, 501.181, 502.040)**~~

~~—1.— If a license agent’s batch report has been lost in the mail, the license agent may receive credit if the agent notifies the Department of the loss and provides photocopies of the report to the Department.~~

~~—2.— If documents have been stolen, the license agent may receive credit if the agent notifies the Department and submits a copy of a police report to the Department listing the document numbers of the stolen documents.~~

~~—3.— If the provisions of subsections 1, 2 and 4 of NAC 502.180 do not apply, or if a document has been lost or destroyed by an agent or stolen and no copy is available, the assessed value of the document is:~~

~~—(a) For a license or permit from a book, an amount equal to the highest priced license or permit in that book;~~

~~—(b) For a tag from a book, an amount equal to the highest priced tag in that book; and~~

~~—(c) For a stamp, the face value.~~

Section 21. NAC 502.192 is hereby amended to read as follows;

502.192 1. A license agent may voluntarily relinquish his or her authority or the Department may cancel his or her authority pursuant to NAC 502.195. All **equipment provided by the Department is subject** ~~sold, unsold and void documents are subject~~ to immediate recall upon a

license agent's notification to the Department that the license agent has voluntarily relinquished his or her authority or upon the Department's notification to the agent of its cancellation of his or her authority.

~~2. Credit will be given for unsold documents returned to the Department within 30 days after the notice of voluntary relinquishment of authority or the Department's notice of cancellation of authority.~~

~~3. Thirty days after the notice of voluntary relinquishment of authority or the Department's notice of cancellation of authority the license agent will be assessed a fee for each recalled document not returned in an amount determined pursuant to NAC 502.185.~~

Section 22. NAC 502.195 is hereby amended to read as follows;

502.195 1. The Department may:

(a) Place a license agent on probation for not more than 6 months or cancel a license agent's authority if the Department determines that the agent has violated any of the provisions of the agent's contract or has failed to comply with any regulation of the Commission relating to license agents.

(b) Cancel a license agent's authority at the end of a licensing year if the license agent:

~~(1) Is located in an incorporated city and fails to sell:~~

~~(I) At least 300 licensing documents during his or her first year of appointment as a license agent; and~~

~~(II) At least 600 licensing documents during his or her second and each subsequent year of appointment as a license agent; or~~

~~(2) Is not located in an incorporated city and fails to sell:~~

~~(I) At least 100 licensing documents *per calendar year*. during his or her first year of appointment as a license agent; and~~

~~————(II) At least 200 licensing documents during his or her second and each subsequent year of appointment as a license agent.~~

~~—2.—As used in this section, “licensing document” means a license, permit, tag, stamp or other licensing document authorized by the Department.~~

Section 23. NAC 502.200 is hereby repealed:

~~**NAC 502.200 Resident’s license or permit: Proof of identity and residency; information furnished by applicant and agent; signature of applicant.**~~

~~—1.—Except as otherwise provided in NAC 502.262, a license agent may require an applicant for a resident’s license or permit to provide reasonable proof of the applicant’s identity and proof that the applicant has had at least 6 months of continuous residence in Nevada before issuing a resident’s license or permit to the applicant. Such proof may include, but is not limited to, a Nevada driver’s license or other identification containing a photograph of the applicant, receipts from the rent or lease of a residence located within this State, records of public utilities, stubs from employment checks or any other document indicating the applicant’s name and current address. Any document presented must be dated at least 6 months before the date a license or permit is issued. A license or permit issued by the Department for a previous year is not acceptable proof of residency.~~

~~—2.—Except as otherwise provided in NAC 502.262, the license agent shall correctly enter the required information on the original and all copies of any licenses and permits issued to residents. The information must include:~~

- ~~—(a) The applicant's legal name, mailing address, street address, city, county, state and zip code;~~
 - ~~—(b) The applicant's social security number unless the applicant is a citizen of a country other than the United States;~~
 - ~~—(c) The month and year of the applicant's residency;~~
 - ~~—(d) The month, day, year and time the license or permit is issued to the applicant;~~
 - ~~—(e) A description of the applicant, including his or her height, weight, sex and date of birth;~~
 - ~~—(f) If the applicant was born after January 1, 1960, and is applying for a hunting license or a combination hunting and fishing license, a statement indicating that the applicant has presented proof of successful completion of a course in the responsibilities of hunters as required by the provisions of NRS 502.330;~~
 - ~~—(g) The class of license or permit for which the applicant is applying;~~
 - ~~—(h) The license agent's account number and the initials of the person who issues the license or permit; and~~
 - ~~—(i) If a short-term permit to fish is issued, the starting date of the permit.~~
- ~~—3. The license or permit must contain a statement in the form required by law, signed by the applicant, attesting that the applicant is entitled to the license or permit under the laws of Nevada.~~
- ~~—4. The license agent may, at the option of the applicant, enter on the license or permit the number of the driver's license of the applicant and the state of its issuance if the applicant holds a driver's license.~~

Section 24. NAC 502.205 is hereby repealed;

~~**NAC 502.205—Inclusion of social security number in application for hunting license.**~~

~~In addition to any other information required pursuant to this chapter, an applicant for a hunting license must include his or her social security number in his or her application for a hunting license if the Social Security Administration has issued such a number.~~

Section 25. NAC 502.211 is hereby amended to read as follows;

502.211 Upon the written request of a person who has obtained a license, permit, tag or other ***licensing document*** ~~privilege~~ from the Department pursuant to title 45 of NRS, or any regulations adopted pursuant thereto, the Department shall remove the name and other personal information of the person from any list sold by the Department.

Section 26. NAC 502.220 is hereby amended to read as follows;

502.220 ~~Licenses~~ ***A specialty combination license*** must be issued, pursuant to NRS 502.290, to members of the Armed Forces of the United States who are bona fide residents of Nevada, but not stationed in this State. An applicant must exhibit evidence of his or her duty assignment or show leave papers to the license agent before a license is issued to the applicant.

Section 27. NAC 502.245 is hereby amended to read as follows;

502.245 An application for a ***specialty combination license*** ~~hunting or fishing license or a combined hunting and fishing license~~ for a person with a severe physical disability must be submitted to the Department. The application must be made on a form provided by the Department and must contain such information as is necessary to enable the Department to determine the applicant's eligibility. The application ***must contain a certificate signed by a physician acknowledging the applicant qualifies for the license pursuant to NRS 502.240.*** ~~accompanied by reasonable proof which describes the character and extent of the applicant's disability.~~

Section 28. NAC 502.260 is hereby repealed;

~~**NAC 502.260 Nonresident's license or permit: Information furnished by applicant and agent.**~~

~~—1. Except as otherwise provided in NAC 502.262, a license agent shall correctly enter the required information on the original and all copies of any licenses and permits issued to nonresidents. The information must include:~~

~~—(a) The applicant's legal name, mailing address, street address, city, state and zip code;~~

~~—(b) The social security number of the applicant, unless the applicant is a citizen of a country other than the United States;~~

~~—(c) The month, day, year and time the license or permit is issued to the applicant;~~

~~—(d) A description of the applicant, including his or her height, weight, sex and date of birth;~~

~~—(e) If the applicant was born after January 1, 1960, and is applying for a hunting license or a short-term hunting permit, a statement indicating that the applicant has presented proof of successful completion of a course in the responsibilities of hunters as required by the provisions of NRS 502.330;~~

~~—(f) The class of license or permit for which the applicant is applying;~~

~~—(g) The license agent's account number and the initials of the person who issues the license or permit; and~~

~~—(h) If a short-term permit is issued, the starting date of the permit.~~

~~—2. The license agent may, at the option of the applicant, enter on the license or permit the number of the driver's license of the applicant and the state of its issuance if the applicant holds a driver's license.~~

Section 29. NAC 502.262 is hereby amended to read as follows;

502.262 1. ~~A license agent may require a resident or nonresident applicant for an apprentice hunting license to provide reasonable proof of the applicant's identity before issuing an apprentice hunting license to the applicant. Such proof may include, without limitation, a driver's license or other identification containing a photograph of the applicant.~~

~~2. The license agent shall correctly enter the required information on the original and all copies of the apprentice hunting license issued to the applicant. The information must include:~~

~~(a) The applicant's legal name, mailing address, street address, city, county, state and zip code;~~

~~(b) The month, day, year and time the apprentice hunting license is issued to the applicant;~~

~~(c) A description of the applicant, including the applicant's height, weight, sex and date of birth; and~~

~~(d) If the license:~~

~~(1) Is not issued electronically:~~

~~(I) The applicant's social security number, unless the applicant is a citizen of a country other than the United States;~~

~~(II) The license agent's account number and the initials of the person who issues the license; and~~

~~(III) If the applicant holds a driver's license, the number of the driver's license of the applicant and the state of its issuance; or~~

~~(2) Is issued electronically:~~

~~(I) The applicant's client number; and~~

~~(II) The license agent's account number.~~

~~3.~~ The license must contain a statement, **signed to be acknowledged** by the applicant, attesting that the applicant is eligible for the issuance of the apprentice hunting license pursuant to NRS 502.066.

Section 30. NAC 502.265 is hereby amended to read as follows

502.265 A mentor hunter affidavit is valid for **the license 1 year beginning on the date that it is issued.** ~~year for which it is completed.~~

Section 31. NAC 502.271 is hereby repealed;

~~NAC 502.271 Temporary authorization number for license or stamp purchased over Internet or by telephone.~~

~~1. The Department may issue a temporary authorization number for a license, or stamp if the license or stamp is made available for application and purchase over the Internet or by telephone. The temporary authorization number for each license or stamp is valid for not more than 10 days after the date of its issuance.~~

~~2. Upon the request of a law enforcement officer, a person who uses a temporary authorization number shall specify the authorization number and present proof of his or her identity.~~

Section 32. NAC 502.280 is hereby repealed;

~~NAC 502.280 License, tag or permit issued without validated class code; license, tag or permit issued with more than one class code validated.~~

~~1. A license, tag or permit which is issued without a validated class code, and for which the issuing license agent cannot provide his or her copy within 60 days after notice by the Department, must be assessed to the license agent at the following rates:~~

~~— (a) For the following licenses, the face value, as indicated by the date of birth and residence of the licensee:~~

~~— (1) Junior resident's hunting license;~~

~~— (2) Junior resident's trapping license;~~

~~— (3) Junior resident's fishing license;~~

~~— (4) Junior nonresident's fishing license;~~

~~— (5) Senior resident's hunting license; and~~

~~— (6) Senior resident's fishing license.~~

~~— (b) For a short term permit, the face value of a permit for 1 day and for 9 consecutive days.~~

~~— (c) If the license is not a junior or senior hunting or fishing license:~~

~~— (1) At the same rate as the license which precedes or follows it in the license book if the two licenses are of the same type or class.~~

~~— (2) If the rate cannot be determined pursuant to subparagraph (1), at the applicable rate set forth in subsection 3 of NAC 502.185.~~

~~— (d) For a tag, the applicable rate set forth in subsection 3 of NAC 502.185.~~

~~2. A license, tag or permit which is issued with more than one class code validated must be assessed to the license agent at a rate which equals the:~~

~~— (a) Total of the fees for every class which was validated if the validated class codes are for different types of privileges; or~~

~~— (b) Highest fee of the classes which were validated if the validated class codes are for the same or similar types of privileges.~~

Section 33. NAC 502.282 is hereby amended to read as follows;

502.282 1. The Department may award a permit for a season or special use through a random order of selection conducted pursuant to a computerized system of drawing. The selection must begin with a number established by the hours, minutes, seconds and hundredths of a second set forth on the clock of the computer immediately before commencing the drawing.

2. An application for a permit to hunt must be:

(a) Completed in accordance with the regulations of the Commission and the instructions on the application.

(b) Made for one applicant only. If two or more persons apply on one application, the application must be rejected.

3. A nonrefundable fee in the amount of \$10 ~~may will~~ be charged for acting upon each application for a permit pursuant to this section.

Section 34. NAC 502.285 is hereby amended to read as follows;

502.285 1. When fishing in the reciprocal waters of the Colorado River, Lake Mead and Lake Mohave ***that form a mutual boundary between Arizona and Nevada*** ~~from the shore of Nevada,~~ each person who is 12 years of age or over must possess:

(a) An Arizona fishing license;

(b) A Nevada fishing license ***or permit***; or

(c) A Nevada Interstate Boundary Waters license.

~~2. When fishing in the reciprocal waters of the Colorado River, Lake Mead and Lake Mohave from a location other than the shore of Nevada, each person who is 12 years of age or over must possess:~~

~~—(a) An Arizona fishing license; or~~

~~—(b) A Nevada Colorado River special use stamp, in addition to:~~

~~—(1) A Nevada fishing license; or~~

~~—(2) A Nevada Interstate Boundary Waters license.~~

~~—3. The fee for the Nevada Colorado River special use stamp is \$3, and the stamp is effective from March of the year that the stamp is issued through February of the following year.~~

~~—4. A person who holds a Nevada Colorado River special use stamp must validate the stamp by signing the person's name in ink across the face of the stamp and affixing the stamp to his or her fishing license or permit to fish, or the person must provide any other such documentation as the Department provides as proof that he or she has paid to the Department the fee for the special use stamp.~~

~~2. 5.~~ Persons under 12 years of age may fish in the reciprocal waters of the Colorado River, Lake Mead and Lake Mohave without obtaining a ~~special use stamp~~, license or permit to fish.

Section 35. NAC 502.286 is hereby amended to read as follows;

502.286 1. To fish in Lake Tahoe and Topaz Lake, any person who is 16 years of age or over must possess:

(a) A license from California to fish for sport with the appropriate stamps; or

(b) A Nevada fishing license ***or permit;*** or

(c) A ~~a~~ Nevada Interstate Boundary Waters license ~~and, if the license is an annual license, a trout stamp.~~

2. Persons under 16 years of age are not required to obtain any license or permit to fish in Lake Tahoe and Topaz Lake.

Section 36. NAC 502.291 is hereby repealed;

~~**NAC 502.291—1-day group fishing permits; authorization number in lieu of document.**~~

- ~~— 1. Except as otherwise provided in this section, a 1-day group fishing permit issued to a group authorizes each member of the group to fish only on:~~
- ~~— (a) The date of validity specified on the permit; or~~
 - ~~— (b) The date the permit is issued, if the date of validity is not specified on the permit.~~
- ~~— 2. Each 1-day group fishing permit must include on the face of the permit:~~
- ~~— (a) The name of the person designated pursuant to NRS 502.083 to act as the primary adult for the group to which the permit is issued;~~
 - ~~— (b) Either:~~
 - ~~— (1) The number of the annual fishing license or 1-day permit to fish issued to the primary adult, if such a license or permit is issued to the primary adult; or~~
 - ~~— (2) The authorization number issued to the primary adult pursuant to subsection 4, if such a number is issued to the primary adult; and~~
 - ~~— (c) The number of members of the group authorized to fish in accordance with the 1-day group fishing permit.~~
- ~~— 3. The number of members of a group specified on a 1-day group fishing permit must not be increased after the transaction for the purchase of the permit is complete.~~
- ~~— 4. In lieu of issuing a written 1-day group fishing permit, the Department may issue such a permit in the form of an authorization number. An authorization number issued pursuant to this subsection may be used only:~~
- ~~— (a) By the person for whom it is issued; and~~
 - ~~— (b) On the date of validity of the authorization number.~~
- ~~— 5. Upon the request of a law enforcement officer, a person using an authorization number pursuant to subsection 4 must:~~

~~—(a) Present proof of his or her identity; and~~

~~—(b) Specify:~~

~~—(1) The authorization number; and~~

~~—(2) The name of the person designated to act as the primary adult for the group.~~

~~—6. As used in this section:~~

~~—(a) “Group” has the meaning ascribed to it in NRS 502.083.~~

~~—(b) “1-day group fishing permit” means a permit issued pursuant to NRS 502.083.~~

Section 37. NAC 502.295 is hereby amended to read as follows;

502.295 ***Nevada*** Special ***F***ishing permits ~~expire on the last day of February of each year.~~ ***are valid 1 year beginning on the date the permit is issued as specified on the permit.***

Section 38. NAC 502.297 is hereby amended to read as follows;

502.297 1. A person may fish with a second combination of hook, line and rod if the person ***has a fishing license or permit to fish.:***

~~—(a) Has:~~

~~—(1) A stamp for a second rod, validated by the person’s signature in ink across the face of the stamp, affixed to his or her fishing license or permit to fish; or~~

~~—(2) Any other such documentation as the Department provides as proof that the person has paid to the Department, for the licensing period that includes the time he or she is fishing, the fee to use a second rod; and~~

~~—(b) Complies with the provisions of subsection 1 of NRS 503.290.~~

2. No person may use more than two combinations of hook, line and rod at any time.

Section 39. NAC 502.310 is hereby amended to read as follows

502.310 Tags **and permits** must be issued in accordance with the seasons, quotas and other conditions designated in the annual regulations establishing open seasons.

Section 40. NAC 502.314 is hereby amended to read as follows

502.314 1. An application for a duplicate tag must be made as provided in NRS 502.210 on a form provided by the Department.

2. Upon submission of a completed application for a duplicate tag, a duplicate tag may be purchased ~~at any from the Department office of the Department or any license agent~~ that issues duplicate tags.

Section 41. NAC 502.331 is hereby amended to read as follows;

502.331 1. Unless otherwise authorized by the Commission, it is unlawful for any person to obtain more than one tag for an antelope, any subspecies of bighorn sheep, a black bear, **moose**, an elk or a mountain goat for a season.

2. An application for a tag, **permit** or bonus point must be:

(a) Completed in accordance with the regulations of the Commission ~~and the instructions on the application.~~

(b) Made for one applicant only. ~~If two or more persons apply on one application, the application must be rejected.~~

3. Except as otherwise provided in NAC 502.4292, the following nonrefundable fees must be charged for acting upon each application for a tag or bonus point:

(a) Elk tag.....	\$15
(b) Any other tag, other than a mountain lion tag.....	10
(c) Bonus point.....	10

Section 42. NAC 502.336 is hereby amended to read as follows;

502.336 1. A person who receives a **big** game tag and who, after receiving the tag, is mobilized or deployed while serving on active duty in the Armed Forces of the United States may:

(a) Return the tag for a refund as provided in NAC 502.422; and

(b) Request that, without entering the drawing for **big** game tags, the privilege to hunt during the season for which the tag is issued be deferred for an identical privilege for not more than 2 successive years during which the hunting season for the identical privilege is open. The person must exercise the privilege during the 2 successive years. If the person did not go hunting under the authority of a hunting license issued to him or her **that is valid** for the hunt year in which the tag was issued, the person may return the hunting license for a refund.

2. To be eligible to defer the privilege to use a **big** game tag pursuant to subsection 1, the person must:

(a) Provide a copy of the person's orders or other proof satisfactory to the Department;

(b) Submit a written request to the Department to defer the privilege pursuant to subsection 1 together with the request for a refund pursuant to NAC 502.422;

(c) Return the tag and, if applicable, the hunting license to the Department:

(1) Except as otherwise provided in subparagraph (2), before the opening day of the season for which the tag was issued; or

(2) Before the close of the season for which the tag was issued, if the person provides proof satisfactory to the Department that he or she was mobilized or deployed before the opening day of the season for which the tag was issued and had no opportunity to hunt under the authority of the tag; and

(d) Submit to the Department:

(1) The appropriate fee for the issuance of a **big** game tag and a hunting license, if applicable; and

(2) The nonrefundable application fee and predator fee for the tag.

3. The Department shall not issue a license or tag pursuant to this section unless the Department receives the fees specified in paragraph (d) of subsection 2.

Section 43. NAC 502.364 is hereby amended to read as follows;

502.364 1. ~~Before a person may hunt a mountain goat, he or she must obtain a tag from the Department.~~ Except as otherwise provided by a regulation of the Commission or title 45 of NRS, a person may apply for a mountain goat tag in any year if, in the immediately preceding 10 years, he or she did not receive a tag or replacement tag for a mountain goat.

2. A person who harvests a mountain goat shall, within 5 days after harvesting it, personally present the skull, hide and any edible portion of the animal, or its carcass, to a representative of the Department for inspection.

Section 44. NAC 502.370 is hereby amended to read as follows;

502.370 1. ~~A tag is required to hunt a mountain lion.~~ Unless otherwise specified by a regulation of the Commission or title 45 of NRS, any resident of Nevada or nonresident is eligible to obtain not more than two mountain lion tags in any year. A mountain lion tag:

(a) May be purchased from the Department or a license agent;

(b) May be used in any management unit or group of management units in Nevada during any open season established for the management unit or group of management units pursuant to subsection 2; and

(c) Expires upon the termination of all the open seasons established pursuant to subsection 2 for the year for which the tag is issued.

2. The Commission will annually specify the number of mountain lions it determines to be appropriate for harvesting in a management unit or group of management units. The open season for mountain lions in each such management unit or group of management units begins on March 1 and ends on:

(a) The last day of the next succeeding February; or

(b) The day the Department determines that the number of mountain lions harvested in that management unit or group of management units is equal to or greater than the number specified by the Commission pursuant to this subsection,

whichever occurs earlier. The Department shall maintain and annually publish a toll-free telephone number for ascertaining whether the Department has determined that the number of mountain lions harvested in a management unit or group of management units is equal to or greater than the number specified by the Commission pursuant to this subsection. The Department is not required to provide any other notice of the termination of an open season for mountain lions in a management unit or group of management units.

3. A person who harvests a mountain lion shall, within 72 hours after harvesting it, personally present the skull and hide to a representative of the Department for inspection. The representative shall affix the seal of the Department permanently to the hide.

4. It is unlawful for any person to:

(a) Transport the hide of a mountain lion from this State without the seal required pursuant to this section permanently affixed to the hide.

(b) Except as otherwise provided in subsection 3, possess the hide of a mountain lion without a seal permanently attached to it.

(c) Kill a female mountain lion which is accompanied by a spotted kitten.

(d) Kill or possess a spotted mountain lion kitten.

5. If a mountain lion is accidentally trapped or killed, the person trapping or killing it shall report the trapping or killing within 48 hours to a representative of the Department. The animal must be disposed of in accordance with the instructions of the representative.

Section 45. NAC 502.376 is hereby repealed.

~~**NAC 502.376 Upland game birds: Stamp or other documentation required; exceptions.**~~

~~—1. Except as otherwise provided in subsection 2, any person who hunts for upland game birds, except turkey and crow, must carry on his or her person:~~

~~—(a) An unexpired upland game bird stamp validated by the person's signature in ink across the face of the stamp; or~~

~~—(b) Any other such documentation as the Department provides as proof that the person has paid to the Department, for the licensing period that includes the time he or she is hunting, the fee for the upland game bird stamp.~~

~~—2. The provisions of this section do not apply to a person who is under the age of 12 years.~~

Section 46. NAC 502.378 is hereby amended to read as follows;

502.378 1. A tag is required to hunt wild turkey. The fee for a resident tag is \$20. The fee for a nonresident tag is \$50. In addition, a nonrefundable fee in the amount set forth in subsection 3 of NAC 502.331 will be charged for acting upon each application for a tag. ~~A person may obtain a form to apply for a tag from a license agent or an office of the Department. The form must be completed in accordance with the instructions on the form.~~ ***Except as otherwise provided in regulation 46.*** The award of these tags by the Department will be based on a drawing held after the deadline ***established by the Commission.*** ~~specified on the form.~~

2. A person, while hunting wild turkey, shall have in his or her possession:

- (a) A valid hunting license; and
- (b) A valid tag to hunt wild turkey issued to the person.

3. A hunter who has killed a wild turkey and taken it into his or her possession shall immediately punch the tag and attach it to the body of the turkey as required by NAC 502.390 and 502.400.

Section 47. NAC 502.380 is hereby amended to read as follows;

502.380 1. A permit is required to hunt swan. The fee for the permit is \$10. A person must apply for the permit on a form provided by the Department ***and completed in accordance to the regulations of the Commission.*** ~~The form must be completed in accordance with the instructions thereon.~~ Award of the swan hunt permits by the Department will be based on a drawing held after the ~~date specified on the form.~~ ***deadline established in annual regulation.***

2. Each person, while hunting swan, shall carry on his or her person a:

(a) Hunting license ***or permit*** issued by the Department, unless the person ~~is a resident of this State who is~~ under the age of 12 years, ~~or a nonresident permit to hunt upland game and migratory game birds;~~

(b) Swan hunt permit issued by the Department; ***and***

(c) ~~State duck stamp, or any other such documentation as the Department provides as proof that the person has paid to the Department the fee for the state duck stamp, unless the person is under the age of 12 years or 65 years of age or older; and~~

~~(d)~~ Federal migratory bird hunting stamp, or any other such documentation as the Federal Government provides as proof that the person has paid to the Federal Government the fee for the federal migratory bird hunting stamp, unless the person is not subject to the payment of the fee.

3. When a hunter has killed a swan and taken it into his or her possession, the hunter shall:

(a) Immediately punch and attach the swan hunt permit in the manner required by NAC 502.390 and 502.400; and

(b) Except as otherwise provided by an order or regulation of the Commission, not later than 5 days after the hunter has killed and taken the swan into his or her possession, submit the head and neck of the swan to a representative of the Department for inspection at a location designated by the Department. The Department shall provide a list of the locations upon the issuance of the swan hunt permit.

4. A person shall not use or possess a swan hunt permit issued to any other person, or transfer or give a swan hunt permit issued to him or her to any other person.

Section 48. NAC 502.385 is hereby amended to read as follows;

502.385 1. The tag or permit must:

~~—(a) Include, in the space provided on the tag or permit, the signature of the holder of the tag or permit and the date on which and time at which the holder signed the tag or permit; and~~

~~(b) Be carried by the holder at all times while the holder is hunting or trapping or while he or she is fishing for wildlife for which a tag or permit is required.~~

2. It is unlawful for any person to:

(a) Use or possess a tag or permit issued to any other person;

(b) Transfer or give a tag or permit issued to him or her to any other person;

(c) Use any tag or permit in a management area or unit for which it is not intended; or

(d) Use a tag or permit at any time other than at the time intended.

3. After it has been issued, a tag or permit may not be exchanged or a refund made except in accordance with the policies and regulations of the Commission.

Section 49. NAC 502.401 is hereby amended to read as follows;

502.401 1. A person to whom a game tag has been lawfully issued may use his or her game tag as a transportation permit in the manner described in this section if:

(a) ~~Pursuant to paragraph (a) of subsection 1 of NAC 502.385,~~ the game tag includes the signature of the holder of the game tag and the date on which and time at which the holder signed the game tag;

(b) The game tag has been validated pursuant to NAC 502.390; and

(c) The game tag has been attached to the carcass, hide or pelt of the animal pursuant to NAC 502.400.

2. The holder of the game tag, the person who will transport the carcass, hide or pelt of the animal and a witness each shall, at the time the carcass, hide or pelt is transferred from the holder of the game tag to the person who will transport the carcass, hide or pelt:

(a) Sign the portion of the game tag designated as the tag holder copy of the transportation permit and the portion of the game tag designated as the transporter copy of the transportation permit; and

(b) Include on each portion of the game tag described in paragraph (a):

(1) The date and time that the carcass, hide or pelt of the animal is transferred from the holder of the game tag to the person who will transport the carcass, hide or pelt of the animal; and

(2) Except as otherwise provided in subsection 3, his or her driver's license number or the number of any other identification card issued by a governmental agency to the person.

3. If the holder of the game tag, the person who will transport the carcass, hide or pelt of the animal or the witness does not have a driver's license or any other identification card issued by a

governmental agency, he or she shall include on each portion of the game tag described in paragraph (a) of subsection 2 his or her date of birth.

4. In addition to the requirements of subsections 2 and 3, the holder of the game tag shall include on each portion of the game tag described in paragraph (a) of subsection 2 the destination of the carcass, hide or pelt being transported.

5. A person who provides a signature pursuant to this section shall be deemed to have attested, under penalty of perjury, to the transfer of the carcass, hide or pelt of the animal from the holder of the game tag to the person who will transport the carcass, hide or pelt.

6. A person shall not remove from the carcass, hide or pelt of an animal either portion of the game tag described in paragraph (a) of subsection 2 until the carcass, hide or pelt has been transferred from the holder of the game tag to the person who will transport the carcass, hide or pelt.

7. The holder of the game tag shall retain the portion of the game tag designated as the tag holder copy of the transportation permit and the person who transports the carcass, hide or pelt shall retain the portion of the game tag designated as the transporter copy of the transportation permit for at least 1 year after the date that the carcass, hide or pelt of the animal is transferred from the holder of the game tag to the person who transports the carcass, hide or pelt.

8. If the carcass, hide or pelt of an animal is transferred from the holder of a game tag to a person who will transport the carcass, hide or pelt, that portion of the cape or scalp of the animal which includes the ears to the base of the muzzle and any antlers or horns must be kept with the carcass, hide or pelt until the carcass, hide or pelt is frozen, smoked, dried, consumed or accepted by a commercial processing plant for processing.

Section 50. NAC 502.405 is hereby amended to read as follows;

502.405 1. Unless otherwise provided by an annual regulation of the Commission, the properly completed questionnaire issued as part of a big game tag or the information required by the questionnaire must be received by ~~the independent contractor designated by~~ the Department not later than **deadline established by the Commission in annual regulation. 5 p.m. on January 31, or the next business day if January 31 falls on a weekend or state holiday, following the close of the season for which the tag was issued.**

2. ~~The Department shall annually designate and publish the name and address of an independent contractor who will receive the questionnaire or the information required by the questionnaire pursuant to subsection 1.~~

~~3.~~ A person who fails to return the questionnaire or the information required by the questionnaire within the period specified or who submits incomplete or false information on the questionnaire will be denied all big game tags for 1 year. A person who has been **made ineligible for denied a big game tags** pursuant to this subsection may have those privileges reinstated if the person:

~~(a) Using a postal service:~~

(1) Pays to the Department an administrative fine of \$50; and

(2) Submits to the ~~independent contractor designated by~~ the Department the properly completed questionnaire issued as part of the big game tag or the information required by the questionnaire, all of which must be received **on or before the deadline for the main draw.** ~~by the third Friday in March; or~~

~~(b) Together with an application that is submitted electronically for a big game tag in the main draw:~~

~~(1) Pays to the Department an administrative fine of \$50; and~~

~~—(2) Submits to the independent contractor designated by the Department the properly completed questionnaire issued as part of the big game tag or the information required by the questionnaire on or before the deadline for the application for the main draw.~~

~~—4. The Department shall allow an applicant to correct a questionnaire if:~~

~~—(a) The independent contractor receives the questionnaire and enters the information on the questionnaire into the computer;~~

~~—(b) The questionnaire contains an error that causes the computer to send to the applicant a letter of rejection and blank correction document; and~~

~~—(c) The independent contractor receives the completed correction document on or before the deadline set forth in the correction document.~~

~~—5. If the independent contractor receives the completed correction document on or before the deadline set forth in the correction document, the independent contractor shall use the information contained in the correction document to update the applicant's file on the computer.~~

~~—6. If the applicant submits a correction document that does not contain information sufficient to correct every error in the questionnaire or the correction document is not received by the independent contractor on or before the deadline set forth in the correction document, the questionnaire will be considered incomplete pursuant to subsection 3.~~

Section 51. NAC 502.407 is hereby amended to read as follows;

502.407 1. Unless otherwise provided by an annual regulation of the Commission, the properly completed questionnaire issued as part of a turkey tag must be received by the ~~independent contractor designated by the~~ Department not later than ~~5~~ **11**p.m. on:

(a) May 31, or the next business day if May 31 falls on a weekend or state holiday, following the close of the season for the spring hunt for turkey; or

(b) November 30, or the next business day if November 30 falls on a weekend or state holiday, following the close of the season for the fall hunt for turkey.

~~2.—The Department shall annually designate and publish the name and address of an independent contractor who will receive the questionnaire pursuant to subsection 1.~~

~~3.—~~ A person who fails to return the questionnaire or the information required by the questionnaire within the period specified or who submits incomplete or false information on the questionnaire will be **made ineligible for** ~~denied~~ all turkey tags for 1 year.

~~3. 4.—~~A person who has been **made ineligible for** ~~denied~~ a tags pursuant to subsection ~~3 2~~ may have those privileges reinstated if the person:

(a) Pays to the Department an administrative fine of \$50; and

(b) Submits to the ~~independent contractor designated by~~ the Department the properly completed questionnaire issued as part of the turkey tag or the information required by the questionnaire.

~~4. 5.—~~ A person who seeks to have privileges reinstated pursuant to the provisions of subsection ~~3. 4.~~ must perform the actions specified in that subsection not later than ~~5 11~~ p.m. on:

(a) June 30, or the next business day if June 30 falls on a weekend or state holiday, following the close of the spring hunt for turkey; or

(b) December 31, or the next business day if December 31 falls on a weekend or state holiday, following the close of the fall hunt for turkey.

~~6.—The Department shall allow an applicant to correct a questionnaire if:~~

~~—(a) The independent contractor receives the questionnaire and enters the information on the questionnaire into the computer;~~

~~— (b) The questionnaire contains an error that causes the computer to send to the applicant a letter of rejection and blank correction document; and~~

~~— (c) The independent contractor receives the completed correction document on or before the deadline set forth in the correction document.~~

~~— 7. If the independent contractor receives the completed correction document on or before the deadline set forth in the correction document, the independent contractor shall use the information contained in the correction document to update the applicant's file on the computer.~~

~~— 8. If the applicant submits a correction document that does not contain information sufficient to correct every error in the questionnaire or the correction document is not received by the independent contractor on or before the deadline set forth in the correction document, the questionnaire will be considered incomplete pursuant to subsection 3.~~

Section 52. NAC 502.415 is hereby repealed;

~~**NAC 502.415 — Duck stamps: Price.**~~

~~— 1. The prices for state duck stamps are as follows:~~

~~— (a) For unexpired stamps, \$10; and~~

~~— (b) For expired stamps:~~

~~— (1) If a person who is provided electronic documentation by the Department that he or she has paid the fee for a state duck stamp for a license year wishes to obtain an expired state duck stamp for that license year, the person may, within 30 days after the expiration of that license year, obtain such a stamp from the Department free of charge; or~~

~~— (2) If a person wishes to purchase a mint stock stamp from the Department, the face value of the mint stock stamp.~~

~~—2.— As used in this section, “mint stock stamp” means an expired and unvalidated state duck stamp that is available for sale to a collector, company, organization or institution involved in secondary market sales of duck stamps.~~

Section 53. NAC 502.416 is hereby repealed; (moved to definitions for broader use in chapter)

~~NAC 502.416 —“Department” defined.— As used in NAC 502.416 to 502.4225, inclusive, unless the context otherwise requires, “Department” includes any independent contractor of the Department acting on behalf of and under the direction of the Department and the agents and employees of the independent contractor.~~

Section 54. NAC 502.417 is hereby amended to read as follows;

502.417 Except as otherwise provided in this chapter, the provisions of NAC 502.416 ??? to 502.4225 ???, inclusive, apply to the processing of:

1. Applications to obtain tags ***or permits*** as provided in NRS 502.130; and
2. Applications to obtain bonus points for tags as provided in NRS 502.130.

Section 55. NAC 502.4175 is hereby amended to read as follows;

502.4175 1. ***Except as otherwise authorized by the Commission a*** ~~A~~ person desiring to obtain a tag, ***permit*** or a bonus point without the opportunity to obtain a tag must apply ~~to the Department on a form via an electronic application~~ provided by the Department. ***In addition to the information required by Section 2 of this regulation the application must include; that includes spaces for the applicant to:***

- (a) ***Whether they are a resident or nonresident*** ~~Specify his or her name, address and date of birth;~~
- (b) Specify the species or category of species for which the applicant is applying;

(c) If the applicant is applying for a tag to hunt deer, bear, elk, antelope, bighorn sheep, mountain goat, **moose** or wild turkey, select not more than five hunter choice numbers; and

(d) ~~Sign the application or, if the application is submitted electronically,~~ acknowledge the affidavit that is included in the application provided by the Department.

2. A person who desires to be placed on an alternate list pursuant to NAC 502.421 or 502.4275 must apply to the Department electronically to obtain a tag and must indicate on the electronic application his or her desire to be placed on an alternate list.

3. If an applicant desiring to obtain a bonus point without the opportunity to obtain a tag specifies a hunter choice number on his or her application, the Department shall ignore the specification of the hunter choice number by the applicant and process the application for the bonus point.

4. ~~An application must include the applicant's social security number, or a unique number will be assigned by the Department.~~

~~5.~~ The Commission will establish the seasons and quotas for a hunt, and the method for submission and deadline for receipt of applications.

~~5. 6.~~ An applicant must:

(a) ~~obtain~~ **Possess** a valid hunting license **or combination hunting and fishing license** before **applying** ~~submitting his or her application~~ for a tag, **permit** or bonus point;
or

(b) ~~except that an applicant may A~~ apply for a hunting license **or combination hunting and fishing license** when submitting the application for a tag, **permit** or bonus point.
~~if the applicant is:~~

6. A valid hunting license or combination hunting and fishing license may not be used to fulfill the requirements of this section for more than one of each random draw applications in a 1 year period from the license date of issue.

~~(a) A resident who submits the applications electronically pursuant to subsection 8; or~~

~~(b) A nonresident who submits the applications pursuant to subsection 7 or 8.~~

~~7. Except as otherwise provided in subsection 8, an application for a tag or bonus point must be accompanied by:~~

~~—(a) The appropriate fee for the tag, as provided in NRS 502.250, if the application is for a tag;~~

~~—(b) The fee for a hunting license, as provided in NRS 502.240, if the applicant is a nonresident who submits the application for a tag or bonus point and has not obtained a hunting license;~~

~~—(c) The habitat conservation fee, as provided in NRS 502.242, if the applicant is a nonresident who submits the application for a tag or bonus point and has not obtained a hunting license;~~

~~—(d) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat; and~~

~~—(e) The applicable fee required pursuant to NAC 502.331 for the Department to act upon the application. The Department shall apply the proceeds of the fee to the cost of processing applications, conducting drawings for tags, awarding bonus points and performing such related activities as the Commission may direct.~~

~~8. If a resident or nonresident applicant submits the **The** application for a tag, **permit** or bonus point **submitted** electronically, ~~the application~~ must be accompanied by:~~

(a) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat;

(b) Any donation the applicant wishes to make to a program specified in paragraph (a) or any other program conducted by the Department;

(c) The fee for a hunting license *or combination hunting and fishing license*, as provided in NRS 502.240, if the application is for:

(1) A tag *or a permit* and the applicant:

(I) Has not obtained a hunting license *or combination hunting and fishing license*; and

(II) Indicates on the application that he or she wishes to purchase the hunting license *or combination hunting and fishing license* regardless of whether his or her application is successfully drawn; or

(2) A bonus point and the applicant has not obtained a hunting license *or combination hunting and fishing license*;

~~(d) The habitat conservation fee, as provided in NRS 502.242, if the application is for:~~

~~——(1) A tag and the applicant:~~

~~——(I) Has not obtained a hunting license; and~~

~~——(II) Indicates on the application that he or she wishes to purchase the hunting license regardless of whether his or her application is successfully drawn; or~~

~~——(2) A bonus point and the applicant has not obtained a hunting license; and~~

~~d. (e)~~ The applicable fee required pursuant to NAC 502.331 for the Department to act upon the application. The Department shall apply the proceeds of the fee *pursuant to NRS 502.255* ~~to the cost of processing applications, conducting drawings for tags, awarding bonus points and performing such related activities as the Commission may direct.~~

~~8. 9.~~ If an application for a tag specified in subsection ~~87~~ is:

(a) Successfully drawn, the Department shall collect from the applicant:

(1) The appropriate fee for the tag as provided in NRS 502.250 *or permit*;

(2) The fee for a hunting license *or combination hunting and fishing license*, as provided in NRS 502.240, if the applicant:

(I) Has not obtained a hunting license *or combination hunting and fishing license*; and

(II) Indicates on the application that he or she wishes to purchase the hunting license only if his or her application is successfully drawn; ~~and or~~

(III) The hunting license or combination hunting and fishing license submitted at the time of application for the tag or permit will expire before the opening day of the season for the tag or permit.

~~(3) The habitat conservation fee, as provided in NRS 502.242, if the applicant:~~

~~———— (I) Has not obtained a hunting license; and~~

~~———— (II) Indicates on the application that he or she wishes to purchase the hunting license only if his or her application is successfully drawn; or~~

~~———— (b) Not successfully drawn, the Department shall collect from the applicant the fee for participating in the Partnership in Wildlife Drawing, as provided in NAC 502.427, if the applicant has indicated on the application that he or she wishes to participate in that drawing.~~

~~9. 10.~~ An application to obtain a tag that is issued by random selection may be submitted by a person who is under 12 years of age if he or she will attain the age of 12 years before the commencement of each season to which the application relates. An application to obtain a tag that is issued on a first-come, first-served basis may not be submitted by a person who has not yet attained the age of 12 years.

10. ~~11.~~—The Department and its agents and employees shall not:

(a) Amend or otherwise alter an application to obtain a tag or bonus point.

(b) Issue a tag or award a bonus point to an applicant who fails to submit the fees required pursuant to this section.

Section 56. NAC 502.4177 is hereby amended to read as follows;

502.4177 1. Except as otherwise provided in subsection 2, a person who is at least 12 years of age and does not wish to obtain a tag may apply to the Department for the sole purpose of obtaining a bonus point for a tag. ~~other than a restricted nonresident deer tag.~~ Such an application may be submitted by a person who is under 12 years of age if he or she will attain the age of 12 years before the commencement of the earliest season for the category of the species to which the application relates.

2. A person who is ineligible to apply for a tag for a category of species may not apply for a bonus point for that category of species.

3. The Department shall award a bonus point to a person described in subsection 1 if the person has complied with all applicable provisions of chapter 502 of NRS and the regulations adopted pursuant thereto.

Section 57. NAC 502.418 is hereby amended to read as follows;

502.418 1. The Department shall reject **an application or not allow the submission of** an application to obtain a tag, **permit** or bonus point if any of the following occurs:

(a) The applicant fails to ~~specify~~ **provide the information in required by Section 2 of this regulation** ~~his or her name, date of birth, city or state on the application,~~ unless that information exists **on record with** ~~in the computer file of~~ the Department, ~~in which case the application must not be rejected if the applicant has specified his or her name and client number.~~

(b) The applicant fails to specify or incorrectly specifies ~~on the application~~ the number of his or her hunting license *or combination hunting and fishing license of a valid license* ~~and the year the license was issued~~, unless that information exists *on record with* ~~in the computer file of~~ the Department. ~~in which case the application must not be rejected for that reason.~~

(c) The applicant fails to specify his or her social security number ~~on the application~~ *pursuant to Section 2 of this regulation unless that information exists on record with the Department* ~~for a hunting license if:~~

~~—(1) The application for a hunting license is included with the application for a tag or bonus point; and~~

~~—(2) The Social Security Administration has issued a social security number to the applicant.~~

(d) *The parent or legal guardian of a* applicant who is at least 12 years of age ~~but not more and less than 18 17~~ years of age fails to ~~obtain the signature of his or her parent or legal guardian on the application for a hunting license.~~ *acknowledge a statement regarding NRS 41.472.*

(e) The applicant fails to specify on the application the species or the category of the species for which the application was submitted and, if the application is for a tag, a valid hunter choice number for that type of hunt. If the applicant specifies valid and invalid numbers, the Department shall accept the application for the valid numbers only.

~~(f) The applicant fails to complete the application in a legible manner.~~

~~(f) (g)~~ The applicant fails to ~~sign the application.~~ *The license or permit must contain acknowledge a statement required by law attesting that the applicant is entitled to the license, tag or permit under the laws of Nevada.*

(h) The applicant fails to submit the fees required pursuant to NAC 502.4175. ~~or his or her bank fails to honor the check or draft for those fees.~~

(i) The applicant fails to comply with the provisions of NAC 502.405, unless, on or before the deadline *in annual regulation of the Commission* ~~set forth in that section~~ for the year in which the application is submitted, he or she pays the applicable administrative fine and submits the properly completed questionnaire issued as part of the tag or the information required by the questionnaire.

(j) Except as otherwise provided in NAC 502.4183, the applicant submits more than one application to hunt for the same species or category of species of wildlife during the same year, unless such an application is specifically authorized by the Commission. If such an application is not specifically authorized by the Commission, all applications submitted by the applicant to hunt for the same species must be rejected.

(k) Except as otherwise provided in NAC 502.4183 and 502.41895, the application is received after the deadline set by the Commission or by the Director pursuant to NAC 502.4196.

(l) The applicant fails to comply with the provisions of NRS 502.330.

(m) ~~The applicant provides false information on the application.~~

(n) The applicant is otherwise ineligible to apply for the tag or bonus point.

~~—2.— Except as otherwise provided in NAC 502.419, 502.4195 and 502.4197, if an application is rejected by the Department pursuant to this section:~~

~~—(a) The application must not be included in the procedure for awarding tags;~~

~~—(b) The applicant must not be awarded a bonus point for the bonus point program for the species or the category of the species for which the application was submitted; and~~

~~—(c) The nonrefundable application fee for acting upon each application for a tag or bonus point and, if the application is for a tag, the fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat must be retained by the Department.~~

~~3.—If the Department rejects an application pursuant to paragraph (h) of subsection 1 because the applicant failed to submit the fees required pursuant to NAC 502.4175 or the applicant's bank failed to honor the check or draft for the fees specified in that paragraph, the applicant is ineligible to receive or exercise any privilege conferred upon him or her pursuant to title 45 of NRS until the Department receives:~~

~~—(a) The nonrefundable application fee for acting upon the application;~~

~~—(b) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat; and~~

~~—(c) The fee for the returned check or draft specified in NAC 502.119, if the bank failed to honor the check or draft for the fees.~~

~~—4.—The Department shall indicate that the applicant owes a fee in the file of the applicant maintained by the Department until the applicant pays all fees owed to the Department.~~

Section 58. NAC 502.4185 is hereby amended to read as follows;

502.4185 1. **Except for the restricted nonresident deer hunt r**Residents and nonresidents may apply for tags as one party if they:

(a) Submit individual applications to obtain tags;

(b) Indicate the desire to hunt as a party on their applications; and

(c) Select the corresponding valid hunter choice numbers for a species or category of species.

2. If the Department is required, pursuant to NAC 502.418, to reject an application submitted by one member of a party, the Department is not required to reject the applications of

the remaining members unless the ground for rejecting the one application also applies to the other applications.

~~3. Except as otherwise provided in this subsection, if any member of a party specifies on his or her application a type of hunt different from that specified by any other member of that party, the applications of each member of that party will be considered solely with respect to the type of hunt and residency for which the Department will issue the most tags in the drawing for which the application is submitted. If any member of a party specifies a junior hunt on his or her application, the applications of each member of that party will be considered solely with respect to the type of hunt, other than a junior hunt, for which the Department will issue the most tags in the drawing for which the application is submitted.~~

~~4.~~ Except as otherwise provided in NAC 502.4195, the Department shall not exceed its quotas for the respective resident and nonresident units of a season when issuing tags to a party.

~~4. 5.~~ As used in this section, “party” means two or more persons applying together as a group to obtain tags for a season to hunt any deer, antlerless elk or antelope with horns shorter than its ears.

Section 59. NAC 502.4187 is hereby amended to read as follows;

502.4187 1. Except as otherwise provided in NAC 502.416 to 502.4225, inclusive, an applicant to obtain a tag for a season who is unsuccessful, or an applicant for a bonus point who does not wish to obtain a tag and is applying for the sole purpose of earning a bonus point, must be awarded a bonus point for:

- (a) The hunt number of the species for which the applicant applied if he or she applied for a:
 - (1) Tag to hunt wild turkey; or
 - (2) Bonus point for a tag described in subparagraph (1); or

(b) The category of the species for which he or she applied if he or she applied for a tag to hunt deer, elk, mountain goat, antelope, black bear, **moose** or bighorn sheep, or for a bonus point for such a tag.

Regardless of the number of applications to obtain a tag or bonus point for a season submitted by a person, the Department shall not award the person more than one bonus point per season for each species or category of a species for which the person applied.

2. Except as otherwise provided in subsections 3 and 4, the bonus points awarded to a person accumulate until the person is successful in drawing a tag for a season for that species or category of a species or the person fails to apply for a season for 2 consecutive calendar years during which that type of hunt for a season is open. If an applicant is successful in drawing a tag for a season for a species or category of a species or fails to apply for a season for 2 consecutive calendar years during which that type of hunt for a season is open, the applicant loses all of his or her bonus points for that species or category of a species.

3. Except as otherwise provided in NAC 502.4189, a person may not use any bonus points awarded to the person for being unsuccessful in a junior hunt to apply for a drawing for a tag for any other type of hunt after the person is no longer eligible to participate in a junior hunt.

4. If a person is successful in obtaining a tag for a species or category of a species pursuant to NAC 502.4215, he or she must not lose any bonus point awarded to him or her for that species or category of a species.

5. If an applicant requests and receives a refund for the value of his or her hunting license, the Department shall not award the applicant a bonus point for any species or category of species applied for during the period that the applicant possessed the hunting license.

6. The Department shall not award bonus points for depredation hunts or management hunts.

7. As used in this section, “management hunt” means a hunt established to seek the harvest of additional wildlife within a population.

Section 60. NAC 502.4188 is hereby amended to read as follows;

502.4188 1. Except as otherwise provided in subsection 2, any bonus points awarded by the Department pursuant to the bonus point program must be awarded in one of the following categories of species, subspecies and gender:

- (a) Antlered mule deer;
- (b) Antlerless mule deer;
- (c) Mule deer, either antlered or antlerless;
- (d) Antlered Rocky Mountain elk;
- (e) Antlerless Rocky Mountain elk;
- (f) Rocky Mountain elk, either antlered or antlerless;
- (g) Spike Rocky Mountain elk;
- (h) Pronghorn antelope whose horns are longer than their ears;
- (i) Pronghorn antelope whose horns are shorter than their ears;
- (j) Rams, from one of the following subspecies:
 - (1) Nelson bighorn sheep;
 - (2) California bighorn sheep; or
 - (3) Rocky Mountain bighorn sheep;
- (k) Ewes, from one of the following subspecies:
 - (1) Nelson bighorn sheep;

- (2) California bighorn sheep; or
- (3) Rocky Mountain bighorn sheep;
- (l) Mountain goats; ~~or~~
- (m) Black bears; *or*

(n) Moose

2. Bonus points awarded by the Department pursuant to the bonus point program for wild turkey hunts must be awarded by hunt number.

Section 61. NAC 502.419 is hereby amended to read as follows;

502.419 1. The Department is not responsible for third-party errors, including those of a bank ~~or postal service~~. If an applicant to obtain a tag, ***permit or bonus point*** proves to the satisfaction of the Department that the rejection of his or her application was due solely to a third-party error, and there is sufficient time to complete the processing of the application before the drawing for which the application was submitted, the Department shall include the application in the procedure for awarding tags.

2. If the application of an applicant who is entitled to participate in a bonus point program is not entered into that drawing solely because of a third-party error, and the applicant fails to obtain a tag to participate in a hunt during the year the application was submitted, the applicant is entitled to a bonus point for the species or the category of the species for which the application was submitted.

3. As used in this section, “third-party error” means the failure to act or commission of an act, by a person or entity other than the Department or an applicant to obtain a tag, which provides a ground for rejecting an application pursuant to NAC 502.418.

Section 62. NAC 502.4196 is hereby amended to read as follows;

502.4196 1. Except as otherwise provided in NAC 502.419 and 502.4195, if the Department experiences a computer contaminant, power outage, interruption of Internet service, malfunctioning of a computer application or database of the Internet website of the Department or other similar event that prevents the receipt by the Department of an application submitted electronically for a tag, **permit or bonus point** for a species or category of species during the **application** period established by the Commission, ~~for applying for the tag,~~ the Director may extend that period by not more than 5 days or, with the approval of the Commission, by more than 5 days.

2. If the Director extends the period for applying for a tag, pursuant to subsection 1, the Director may also extend the period for applying for a bonus point for the tag for that species or category of species by an equal number of days.

3. As used in this section, “computer contaminant” has the meaning ascribed to it in NRS 205.4737.

Section 63. NAC 502.4197 is hereby repealed;

~~**NAC 502.4197—Correctable errors.**~~

~~1. The Department shall allow an applicant to correct a correctable error in an application for a tag for the main draw if:~~

~~(a) The Department receives the application and enters the information on the application into the computer;~~

~~(b) The application contains an error that causes the computer to send to the applicant a **notification** letter of rejection and blank correction document; and~~

~~—(c) The Department receives the completed correction document on or before the deadline set forth in the correction document.~~

~~—2. If the Department receives the completed correction document on or before the deadline set forth in the correction document, the Department shall:~~

~~—(a) Use the information contained in the correction document to update the applicant's file on the computer; and~~

~~—(b) Consider the applicant in the procedure for awarding a tag.~~

~~—3. The Department shall not consider an applicant in the procedure for awarding a tag if:~~

~~—(a) The applicant submits a correction document that does not contain information sufficient to correct every error in the application; or~~

~~—(b) The correction document is not received by the Department on or before the deadline set forth in the correction document.~~

~~—4. As used in this section:~~

~~—(a) "Correctable error" means:~~

~~—(1) An incorrect or missing date of birth;~~

~~—(2) An incorrect, invalid or missing number of a hunting license;~~

~~—(3) An incorrect, invalid or missing hunter choice number;~~

~~—(4) Failure to specify the species or the category of the species for which the application was submitted;~~

~~—(5) Failure of the applicant to specify his or her social security number on the application for a hunting license if:~~

~~—(I) The application is included with his or her application for a tag or bonus point; and~~

~~——(H) The Social Security Administration has issued a social security number to the applicant;~~

~~——(6) Failure to include the proper fee;~~

~~——(7) Failure of the applicant to sign the application;~~

~~——(8) If the applicant is less than 18 years of age, failure of his or her parent or legal guardian to sign the application; or~~

~~——(9) Failure to complete a course in the responsibilities of hunters as required pursuant to NRS 502.330.~~

~~——(b) “Main draw” means the draw pursuant to which the greatest number of big game tags are issued to residents and nonresidents.~~

Section 64. NAC 502.4205 is hereby amended to read as follows;

502.4205 1. Except for damage compensation tags issued pursuant to NAC 502.424 to 502.4268, inclusive, special incentive elk tags issued pursuant to NAC 502.42253 to 502.42283, inclusive, emergency depredation hunt tags, ***landowner hunts*** and tags awarded pursuant to NAC 502.4215, the Department shall award a tag ***or permit*** for a season through a random order of selection conducted pursuant to a computerized system of drawing. The selection must begin with a number established by the hours, minutes, seconds and hundredths of a second set forth on the clock of the computer immediately before commencing the drawing.

2. Each drawing to award tags for a season is subject to the bonus point program for eligible applicants. The applicant has the burden of proving his or her eligibility to participate in the bonus point program if the records of the Department fail to confirm that eligibility.

Section 65. NAC 502.421 is hereby amended to read as follows;

502.421 1. The Department shall cause the computer to generate an alternate list for tags after the drawing for a hunt is completed. An alternate list must consist solely of each applicant who indicated on his or her electronic application for a tag pursuant to NAC 502.4175 a desire to be placed on the list. Even if the first person selected for an alternate list has the same drawing number as the last person selected to receive a tag in the drawing, the Department shall accept those selections as final.

2. If the return of tags pursuant to NAC 502.422 or 502.42695 reduces the number of tags awarded for an area and season to less than the quota for that area and season, the Department shall refill the quota by awarding tags:

~~—(a) First, pursuant to NAC 502.4195, from applications rejected because of an error by the Department; and~~

~~—(b) Then~~ from the alternate list, unless there are fewer than 14 business days remaining until the opening day for that season.

3. Except as otherwise provided in subsection 4, in awarding tags from an alternate list for a hunt, the Department shall issue the tag to the eligible applicant appearing on the list who:

(a) Has the drawing number with the highest priority; and

(b) Indicated as the applicant's first choice the area and season for which the quota is being filled.

4. If the Department is unable to collect any fee that is required to be submitted with an application for a hunting license or tag because the method of payment is rejected during the processing of the fee for the license or tag, the Department shall, if more than 14 business days

remain until the opening day for the hunt, select an eligible applicant from the alternate list for the hunt and season who:

(a) Has the drawing number with the highest priority; and

(b) Has indicated as his or her first choice the area and season for which the quota is being filled.

5. Eligible applicants will be displayed on the alternate list as individual persons even though they applied for tags as a party in the draw. The order in which such persons are displayed on the alternate list is random and final.

6. The Department shall maintain a record of each applicant selected from an alternate list pursuant to this section.

7. As used in this section, “drawing number” means a number assigned by the computer to an application to denote the priority it will receive in a drawing.

Section 66. NAC 502.422 is hereby amended to read as follows;

502.422 1. The Department may cancel a tag and provide a refund if the Department issues the tag in error.

2. The Department shall provide a refund if the holder of a tag:

(a) Or a person to whom the holder is related within the third degree of consanguinity or affinity dies, as verified by a certificate of death;

(b) Or a person to whom the holder is related within the third degree of consanguinity or affinity incurs a disability, as verified in writing by a physician, which prevents him or her from hunting during the season for which the tag was issued;

(c) Is serving in the Armed Forces of the United States and is transferred, as verified by a copy of his or her orders or other proof satisfactory to the Department, to a location which makes it impracticable for the holder to hunt in the area for which the tag was issued; or

(d) Is a recipient of a Dream Tag issued pursuant to NRS 502.219 and returns the drawn tag to the Department pursuant to NAC 502.42695,

and, except as otherwise provided in NAC 502.336, his or her tag is received by the Department at least 1 business day before the opening day of the season for which the tag was issued. If the holder obtained his or her hunting license with his or her tag, the hunting license may be returned with the tag.

3. If a refund is provided pursuant to subsection 1 or 2, the Department shall:

(a) Return all the fees submitted with the application for the tag except the fees required pursuant to NRS 502.253 and NAC 502.331; and

(b) Except as otherwise provided in subsection 2 of NAC 502.4225, treat the recipient of the refund, with respect to his or her eligibility to obtain a tag and to be awarded a bonus point, as if the tag had not been issued and the applicant was unsuccessful.

4. If a tag for any subspecies of bighorn sheep or mountain goat is returned for a reason other than the reasons set forth in subsection 1 or 2, the Department shall:

(a) If the tag is received not later than July 15, return all the fees submitted with the application for the tag except the fees required pursuant to NRS 502.253 and NAC 502.331; and

(b) Except as otherwise provided in subsection 2 of NAC 502.4225, treat the recipient of the refund, with respect to his or her eligibility to obtain a tag and to be awarded a bonus point, as if the tag had not been issued and the applicant was unsuccessful.

5. If a tag for antelope, bighorn sheep, mountain goat, bear, turkey, deer, *moose* or elk is returned for a reason other than the reasons set forth in subsection 1 or 2, and if the tag is received at least 1 business day before the opening day of the season for which the tag was issued, the Department:

(a) Shall, except as otherwise provided in subsection 2 of NAC 502.4225, treat the applicant, with respect to his or her eligibility to obtain a tag and to be awarded a bonus point, as if the tag had not been issued and the applicant was unsuccessful; and

(b) Shall not return any fee paid for the tag.

6. Except as otherwise provided in NAC 502.421, the Department is not required to refill a quota for the issuance of tags if the application of this section reduces the number of tags issued to less than a quota.

Section 67. NAC 502.4225 is hereby amended to read as follows;

502.4225 1. An applicant who fails to obtain a tag may obtain a refund of the fee for his or her hunting license if the license is not a combined hunting and fishing license and the applicant:

(a) Purchased the license solely to apply for a tag;

(b) Does no hunting under the authority of the license; and

(c) Submits the license, ***that was purchased in the same year the application for the tag was submitted***, to the Department on or before the last weekday of August of ***that year***. The Department shall accept the license only if it is received on or before that date.

2. If an applicant obtains a refund pursuant to the provisions of subsection 1, the applicant will not be awarded any bonus points as provided in NAC 502.4187.

Section 68. NAC 502.4231 is hereby amended to read as follows;

502.4231 1. A person who wishes to obtain a restricted nonresident deer tag must apply **via an electronic application** to the Department ~~on a form provided by the Department, which includes spaces, boxes or lines for the applicant to:~~ **pursuant to Section 2 of this regulation and NAC 502.4175.**

~~(a) Specify his or her name, address and date of birth;~~

~~(b) Select not more than five hunter choice numbers; and~~

~~(c) Except as otherwise provided in subsection 3, sign the application.~~

~~2. A person who desires to be placed on an alternate list pursuant to NAC 502.4238 must apply electronically to the Department to obtain a tag and must indicate on the electronic application his or her desire to be placed on an alternate list.~~

~~2. 3.~~ If an application is submitted **electronically** by a master guide for the applicant, the application must **also** include **the following statements** ~~a space, box or line~~ for the master guide to acknowledge **and attest;** ~~the affidavit that:~~

(a) ~~Is included in the application provided by the Department;~~ **That the applicant is entitled to the license or permit under the laws of Nevada;**

(b) ~~Indicates that~~ **That** the master guide has power of attorney to sign the application on behalf of the applicant; and

(c) ~~Indicates whether~~ the master guide will be guiding on federally administered public lands and, if so, indicates that the master guide possesses a valid special use permit issued by the federal land management agency having jurisdiction within the wildlife management area or unit for which the applicant is applying.

~~4. The Commission will establish the seasons and quotas for a restricted nonresident deer hunt, and the method for submission and, except as otherwise provided in NAC 502.4196, the deadline for receipt of applications.~~

~~5. A valid hunting license issued by the Department must be obtained by the applicant before submitting an application, except that an applicant may apply for a hunting license at the time he or she submits the application. Except as otherwise provided in subsection 6, the application must be accompanied by:~~

~~—(a) The appropriate fee for the tag, as provided in NRS 502.148;~~

~~—(b) If the applicant has not obtained a valid hunting license issued by the Department, the fee for the hunting license, as provided in NRS 502.240, and the habitat conservation fee, as provided in NRS 502.242;~~

~~—(c) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat; and~~

~~—(d) The appropriate fee required pursuant to NAC 502.331, which must be applied by the Department to the cost of processing applications, conducting drawings for tags and for performing other related activities as directed by the Commission.~~

~~6. If the application is submitted electronically, the application must be accompanied by:~~

~~—(a) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat;~~

~~—(b) Any donation the applicant wishes to make to a program specified in paragraph (a) or any other program conducted by the Department;~~

~~—(c) The appropriate fee required pursuant to NAC 502.331, which must be applied by the Department to the cost of processing applications, conducting drawings for tags and for performing other related activities as directed by the Commission;~~

~~—(d) The fee for a hunting license, as provided in NRS 502.240, if the applicant:~~

~~—(1) Has not obtained a hunting license; and~~

~~—(2) Indicates on the application that he or she wishes to purchase the hunting license regardless of whether his or her application is successfully drawn; and~~

~~—(e) The habitat conservation fee, as provided in NRS 502.242, if the applicant:~~

~~—(1) Has not obtained a hunting license; and~~

~~—(2) Indicates on the application that he or she wishes to purchase the hunting license regardless of whether his or her application is successfully drawn.~~

~~—7. If an application for a tag specified in subsection 6 is successfully drawn, the Department shall collect from the applicant:~~

~~—(a) The appropriate fee for the tag as provided in NRS 502.250;~~

~~—(b) The fee for a hunting license, as provided in NRS 502.240, if the applicant:~~

~~—(1) Has not obtained a hunting license; and~~

~~—(2) Indicates on the application that he or she wishes to purchase the hunting license only if his or her application is successfully drawn; and~~

~~(c) The habitat conservation fee, as provided in NRS 502.242, if the applicant:~~

~~—(1) Has not obtained a hunting license; and~~

~~—(2) Indicates on the application that he or she wishes to purchase the hunting license only if his or her application is successfully drawn.~~

~~—8. All fees submitted with an application must be paid by:~~

- ~~—(a) A cashier's check;~~
- ~~—(b) A certified check;~~
- ~~—(c) A money order; or~~
- ~~—(d) If the application is submitted electronically, an electronic method of payment that is specified by the Department.~~

~~—9. The Department and its agents or employees shall not:~~

- ~~—(a) Amend or otherwise alter an application to obtain a restricted nonresident deer tag.~~
- ~~—(b) Issue a restricted nonresident deer tag to an applicant who fails to submit the fees required pursuant to this section.~~

Section 69. NAC 502.4235 is hereby amended to read as follows;

502.4235 1. ***In addition to the requirements in Section 2 of this regulation, NAC 502.4175 and NAC 502.418 t***The Department shall reject ***an application or not allow the submission of*** an application for a restricted nonresident deer tag if:

~~(a) The applicant fails to specify his or her name, ***mailing address, physical address,*** date of birth, city or state on the application, unless that information exists in the computer file of the Department in which case the application must not be rejected if the applicant has specified his or her name and client number.~~

~~(b) The applicant fails to specify or incorrectly specifies on the application the number of his or her hunting license and the year the license was issued, unless that information exists in the computer file of the Department, in which case the application must not be rejected for that reason.~~

~~(c) The applicant fails to specify his or her social security number on the application for a hunting license if:~~

- ~~(1) The application for a hunting license is included with the application for a tag; and~~
- ~~— (2) The Social Security Administration has issued a social security number to the applicant.~~
- ~~(d) An applicant who is at least 12 years of age but not more than 17 years of age fails to obtain the signature of his or her parent or legal guardian on the application for a hunting license.~~
- ~~— (e) The applicant fails to specify a valid hunter choice number on the application. If the applicant specifies valid and invalid numbers, the Department shall accept the application for the valid numbers only.~~
- ~~(f) The applicant fails to complete the application in a legible manner.~~
- (g) The applicant or the master guide fails to ~~sign the application~~ **acknowledge a statement that the applicant is entitled to the license or permit under the laws of Nevada;**
- (h) The applicant **or the master guide** fails to submit the fees required pursuant to NAC **502.4175** ~~502.4231~~ or his or her bank fails to honor the check or draft for those fees.
- ~~— (i) The applicant fails to complete and return the questionnaire required pursuant to NAC 502.4239, unless, on or before the deadline set forth in that section for the year in which the application is submitted, he or she pays the applicable administrative fine and submits the properly completed questionnaire issued as part of the tag or the information required by the questionnaire.~~
- ~~— (j) Except as otherwise provided in NAC 502.4183, the applicant submits more than one application to hunt for the same species of wildlife during the same year, unless such an application is specifically authorized by the Commission. If such an application to hunt is not authorized, all applications to hunt for the same species that are submitted by the applicant will be rejected.~~

~~—(k) The applicant fails to comply with the provisions of NRS 502.330.~~

(i) ~~(4)~~ The master guide named in the application:

(1) Is not licensed for each wildlife management area or unit named in the application;

(2) Fails to specify or incorrectly specifies on the application the number of his or her current master guide license; or

(3) If applicable, does not possess a valid special use permit required by the federal land management agency having jurisdiction within the wildlife management area or unit for which the applicant is applying.

~~(j) (m) The applicant or master guide provides any false information on the application.~~

~~(n) The applicant and the master guide named in the application are the same person.~~

~~(k) (o) The applicant holds a license as a subguide issued by the Department which authorizes the applicant to guide for deer in the wildlife management area or unit for which he or she is applying for a restricted nonresident deer tag.~~

~~—(p) The applicant is otherwise ineligible to apply for the tag.~~

~~—(q) Except as otherwise provided in NAC 502.4183 and 502.41895, the application is received after the deadline set by the Commission or by the Director pursuant to NAC 502.4196.~~

~~—2. Except as otherwise provided in NAC 502.42375 and 502.42377, if an application is rejected by the Department pursuant to this section, the application must not be included in the procedure for awarding tags.~~

~~—3. If the Department rejects an application pursuant to paragraph (h) of subsection 1 because the applicant's bank failed to honor the check or draft for the fees specified in that paragraph, the applicant is ineligible to receive or exercise any privilege conferred upon him or her pursuant to title 45 of NRS until the Department receives:~~

- ~~—(a) The nonrefundable application fee for acting upon the application;~~
- ~~—(b) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat; and~~
- ~~—(c) The fee for the returned check or draft specified in NAC 502.119. The Department shall, until the fee is paid, indicate that the applicant owes the fee in the file of the applicant maintained by the Department.~~

Section 70. NAC 502.4236 is hereby amended to read as follows;

502.4236 1. If the Department is required pursuant to ***NAC 502.418 and*** NAC 502.4235 to reject an application submitted by a member of a party, the Department is not required to reject the applications of the other members of the party unless the ground for rejecting that application also applies to the other applications.

2. As used in this section, “party” means two or more persons who apply as a group for tags for a restricted nonresident deer hunt.

Section 71. NAC 502.4237 is hereby amended to read as follows;

502.4237 1. If the Department conducts a drawing for the issuance of nonresident deer tags pursuant to the provisions of NRS 502.147. ~~the Department shall provide to the master guides specified on the applications submitted notification by mail of the date, time and location of the drawing.~~

2. Not more than 30 successfully drawn applications for restricted nonresident deer tags upon which the same master guide is named may be granted by the Department. If 30 such applications have been approved by the Department, the Department shall deny all applications submitted which exceed that number.

3. An applicant who submits an application pursuant to this subsection may not apply for a nonresident deer tag in the main draw in the same year.

Section 72. NAC 502.42371 is hereby repealed.

~~NAC 502.42371 Computerized system of drawing; bonus point program. —1. The Department shall award restricted nonresident deer tags through a random order of selection conducted pursuant to a computerized system of drawing. The selection must begin with a number established by the hours, minutes, seconds and hundredths of a second set forth on the computer's clock immediately before commencing the drawing.~~

~~—2. Each drawing to award restricted nonresident deer tags is subject to the bonus point program for eligible applicants. The applicant has the burden of proving his or her eligibility to participate in the bonus point program if the records of the Department fail to confirm his or her eligibility.~~

Section 73. NAC 502.42372 is hereby repealed;

~~—NAC 502.42372 Bonus points: Award and accumulation. (NRS 501.105, 501.181, 502.147, 502.160)~~

~~—1. Except as otherwise provided in NAC 502.423 to 502.4239, inclusive, an applicant for a tag for a restricted nonresident deer hunt who is unsuccessful must be awarded a bonus point for the category of the species for which the application was submitted.~~

~~—2. The bonus points awarded to a person for a restricted nonresident deer hunt accumulate until he or she draws a restricted nonresident deer tag or any other nonresident deer tag for the same category of a species or fails to apply for such a tag for 2 consecutive calendar years during which a nonresident deer hunt for that category of the species is open. If an applicant is successful in drawing a tag for a restricted nonresident deer hunt or any other nonresident deer~~

~~tag for that category of the species or fails to apply for such a tag for 2 consecutive calendar years during which a nonresident deer hunt for that category of the species is open, the applicant loses all of the bonus points he or she accumulated for that category of the species.~~

Section 74. NAC 502.42373 is hereby repealed;

~~NAC 502.42373—Bonus points: Use; nontransferability; application by group of persons.~~

~~—1.—For seasons for deer, each applicant in a drawing for a restricted nonresident deer tag receives a number of additional draw numbers equal to the number of bonus points that he or she has accumulated squared, as expressed in the following equation:~~

$$n=b^2$$

~~where “n” is the number of additional draw numbers and “b” is the number of bonus points. The number of additional draw numbers determines the number of draw numbers for that season for deer. The applicant’s lowest randomly assigned draw number is the number used for the drawing.~~

~~—2.—The bonus points accumulated by a person for a restricted nonresident deer hunt may not be transferred to any other person or applied to any other season.~~

~~—3.—The number of bonus points applicable to an application submitted by a group of persons applying as a party for restricted nonresident deer tags is the quotient of the total number of points held by the members of the group divided by the number of members in the group, rounded to the nearest whole number.~~

Section 75. NAC 502.42375 is hereby repealed;

~~NAC 502.42375—Third-party errors.~~

~~—1.—The Department is not responsible for third-party errors, including errors committed by a bank or postal service. If an applicant for a restricted nonresident deer tag proves to the~~

~~satisfaction of the Department that the rejection of his or her application was due solely to a third party error, and there is sufficient time to complete the processing of the application before the drawing for the tags is held, the Department shall include the application in that drawing.~~

~~—2.— If the application of an applicant who is entitled to participate in a bonus point program is not entered into that drawing solely because of a third party error, and the applicant fails to obtain a restricted nonresident deer tag to participate in a hunt during the year the application was submitted, the applicant is entitled to a bonus point for that hunt.~~

~~—3.— As used in this section, “third party error” means the failure to act or commission of an act, by a person or entity other than the Department or an applicant which is a ground for the rejection of an application pursuant to NAC 502.4235.~~

Section 76. NAC 502.42377 is hereby repealed

~~NAC 502.42377 Error by Department.~~

~~—1.— If the Department commits an error which results in the rejection or incorrect processing of an application for a restricted nonresident deer tag that has been submitted in compliance with the regulations of the Commission, the Department shall, if there are tags available for that hunt, issue a tag to the applicant. If no tags are available for that hunt, the Department shall award the applicant a bonus point for the category of the species for which the application was submitted. The bonus point is not effective until the next drawing for a nonresident deer hunt for that category of the species and expires upon the expiration of the period for submission of applications for that type of hunt in the next open season.~~

~~—2.— If the application was one of two or more applications submitted by a group of persons applying as a party for restricted nonresident deer tags, the Department shall treat the applicant in the same manner as the remaining members of his or her party.~~

Section 77. NAC 502.4238 is hereby amended to read as follows;

502.4238 1. ***In addition to the requirements in NAC 502.422 t***The Department may cancel a restricted nonresident deer tag and provide a refund if ~~the Department issues the tag in error.~~

~~2. The Department shall provide a refund if the holder of a restricted nonresident deer tag:~~

~~(a) Or a person to whom the holder is related within the third degree of consanguinity or affinity dies, as verified by a certificate of death;~~

~~(b) Or a person to whom the holder is related within the third degree of consanguinity or affinity incurs a disability, as verified in writing by a physician, which prevents him or her from hunting during the season for which the tag was issued; or~~

~~(c) Is serving in the Armed Forces of the United States and is transferred, as verified by a copy of his or her orders or other proof satisfactory to the Department, to a location which makes it impracticable for him or her to hunt in the area for which the tag was issued;~~

~~and the tag is received by the Department at least 1 business day before the opening day of the season for which the tag was issued. If the holder obtained his or her hunting license with the tag, the hunting license must be returned with the tag. The Department shall mail the refund within 90 days after the Department receives the tag and the hunting license, if any.~~

2. 3. If the master guide of a holder of a restricted nonresident deer tag dies or is no longer able to provide guide services due to medical reasons, because he or she has failed to renew his or her master guide license or the license has been revoked, the holder of the tag for whom guide service was to be performed by the master guide may apply to the Department for a refund or may retain another master guide who is licensed for the area or unit specified on the tag. Before another master guide may render services as a master guide for the holder of the tag, and before

the holder may participate in the restricted nonresident deer hunt for which the tag was issued, the holder of the tag must provide written notification to the Department that he or she has retained another master guide. The written notification must include:

(a) The reasons for retaining the services of another master guide;

(b) The signatures of the holder of the tag and the new master guide and the date on which the written notification was signed; and

(c) The number of the master guide license of the newly retained master guide.

4. If the Department provides a refund pursuant to this section, the Department shall return all the fees submitted with the application for the tag except the fee required pursuant to paragraph (c) or (d) of subsection 5 of NAC 502.4231.

~~—5. If the Department provides a refund to a holder of a restricted nonresident deer tag pursuant to paragraph (b) or (c) of subsection 2 or subsection 3, the Department shall award a bonus point to the holder for the category of the species to which the restricted nonresident deer tag applied.~~

~~—6. The Department shall cause the computer to generate an alternate list for restricted nonresident deer tags after the drawing for a hunt is complete. An alternate list must consist solely of each applicant who indicated on his or her electronic application pursuant to subsection 2 of NAC 502.4231 a desire to be placed on the list. Even if the first person selected for an alternate list has the same drawing number as the last person selected to receive a tag in the drawing, the Department shall accept those selections as final.~~

~~—7. If the return of restricted nonresident deer tags pursuant to this section or for any other reason reduces the number of tags awarded for an area and season to less than the quota for that area and season, the Department shall refill the quota by awarding tags:~~

~~—(a) First, pursuant to NAC 502.42377, from applications rejected because of an error by the Department; and~~

~~—(b) Then from the alternate list, unless there are fewer than 14 business days remaining until the opening day for the restricted nonresident deer hunt.~~

5. 8. Except as otherwise provided in subsection **6. 9.**, in awarding restricted nonresident deer tags from an alternate list, the Department shall issue the tag to the eligible applicant on the list ~~who~~:

(a) *Whose master guide designated on the application for the restricted nonresident deer tag is not named on more than 30 successfully drawn applications pursuant to NAC 502.4237, and has availability to take the alternate in the field;*

(b) Has the drawing number with the highest priority; and

(c) Indicated as the applicant's first choice the area and season for which the quota for the restricted nonresident deer hunt is being filled.

~~6. 9.~~ If the Department is unable to collect any fee that is required to be submitted with an application for a hunting license or restricted nonresident deer tag because the method of payment is rejected during the processing of the fee for the license or restricted nonresident deer tag, the Department shall, if more than 14 business days remain until the opening day for the restricted nonresident deer hunt and if the master guide designated on the application for the restricted nonresident deer tag is not named on more than 30 successfully drawn applications pursuant to NAC 502.4237, select an eligible applicant from the alternate list for the restricted nonresident deer hunt who:

(a) Has the drawing number with the highest priority; and

(b) Indicated as his or her first choice the area and season for which the quota for the restricted nonresident deer hunt is being filled.

~~7. 10.~~ The Department shall maintain a record of each applicant selected from an alternate list pursuant to this section.

Section 78. NAC 502.4239 is hereby repealed;

~~**NAC 502.4239—Questionnaire: Completion and submission to independent contractor designated by Department; correction; denial and reinstatement of certain privileges.**~~

~~—1.— Unless otherwise provided by an annual regulation of the Commission, the questionnaire issued as part of a restricted nonresident deer tag must be properly completed and received by the independent contractor designated by the Department not later than 5 p.m. on January 31, or the next business day if January 31 falls on a weekend or state holiday, following the close of the season for which the tag was issued.~~

~~—2.— The Department shall annually designate and publish the name and address of an independent contractor who will receive the questionnaire pursuant to subsection 1.~~

~~—3.— A person who fails to return the questionnaire within the time specified or who submits incomplete or false information on the questionnaire will be denied all big game tags for 1 year. A person who has been denied a big game tag pursuant to this subsection may have those privileges reinstated if he or she:~~

~~—(a) Using a postal service:~~

~~—(1) Pays to the Department an administrative fine of \$50; and~~

~~—(2) Submits to the independent contractor designated by the Department the properly completed questionnaire issued as part of the restricted nonresident deer tag or the information required by the questionnaire, all of which must be received by the third Friday in March;~~

~~— (b) Together with an application that is submitted electronically for a restricted nonresident deer tag:~~

~~— (1) Pays to the Department an administrative fine of \$50; and~~

~~— (2) Submits to the independent contractor designated by the Department the properly completed questionnaire issued as part of the restricted nonresident deer tag or the information required by the questionnaire on or before the deadline for the application for the restricted nonresident deer hunt drawing; or~~

~~— (c) Together with an application that is submitted electronically for a big game tag in the main drawing:~~

~~— (1) Pays to the Department an administrative fine of \$50; and~~

~~— (2) Submits to the independent contractor designated by the Department the properly completed questionnaire issued as part of the big game tag or the information required by the questionnaire on or before the deadline for the application for the main draw.~~

~~— 4. The Department shall allow an applicant to correct a questionnaire if:~~

~~— (a) The independent contractor receives the questionnaire and enters the information on the questionnaire into the computer;~~

~~— (b) The questionnaire contains an error that causes the computer to send to the applicant a letter of rejection and blank correction document; and~~

~~— (c) The independent contractor receives the completed correction document on or before the deadline set forth in the correction document.~~

~~— 5. If the independent contractor receives the completed correction document on or before the deadline set forth in the correction document, the independent contractor shall use the information contained in the correction document to update the applicant's file on the computer.~~

~~—6. If the applicant submits a correction document that does not contain information sufficient to correct every error in the questionnaire or the correction document is not received by the independent contractor on or before the deadline set forth in the correction document, the questionnaire will be considered incomplete pursuant to subsection 3.~~

Section 79. NAC 502.4292 is hereby amended to read as follows;

502.4292 1. ***In addition to the requirements pursuant to Section 2 and NAC 502.4175 a***

A person desiring to obtain a Silver State Tag must apply to the Department on an electronic form provided by the Department pursuant to NAC 502.4291 that includes ~~spaces for the applicant to:~~

~~—(a) Specify his or her name, address and date of birth;~~

~~—(b) Specify the species or category of species for which the applicant is applying;~~

~~—(c) Specify whether or not the applicant desires to be placed on an alternate list pursuant to subsection 2 of NAC 502.4298; and~~

~~—(d) Acknowledge the affidavit that is included in the application provided by the Department.~~

~~—2. An application must include the applicant's social security number, or a unique number will be assigned by the Department.~~

~~—3. An applicant must obtain a valid hunting license before submitting his or her application for a Silver State Tag, except that an applicant may apply for a hunting license when submitting his or her application for a Silver State Tag.~~

~~4. An application for a Silver State Tag must be accompanied by:~~

~~(a) A **a** nonrefundable fee of \$20 for the application which, except as otherwise provided in NAC 502.4295, the Department shall deposit with the State Treasurer for credit to the Wildlife Heritage Account.~~

~~(b) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat.~~

~~—(c) If the application is for an elk tag, the fee of \$5 required pursuant to NRS 502.250 for the application.~~

~~—(d) The fee for a hunting license, as provided in NRS 502.240, if the applicant:~~

~~——(1) Has not obtained a hunting license; and~~

~~——(2) Indicates on the application that he or she wishes to purchase the hunting license regardless of whether his or her application is successfully drawn.~~

~~—(e) The habitat conservation fee, as provided in NRS 502.242, if the applicant:~~

~~——(1) Has not obtained a hunting license; and~~

~~——(2) Indicates on the application that he or she wishes to purchase the hunting license regardless of whether his or her application is successfully drawn.~~

~~—5. If an application for a Silver State Tag is successfully drawn, the Department shall collect from the applicant:~~

~~—(a) The appropriate fee for the tag as provided in NRS 502.250;~~

~~—(b) The fee for a hunting license, as provided in NRS 502.240, if the applicant:~~

~~——(1) Has not obtained a hunting license; and~~

~~——(2) Indicates on the application that he or she wishes to purchase the hunting license only if his or her application is successfully drawn; and~~

~~—(c) The habitat conservation fee, as provided in NRS 502.242, if the applicant:~~

~~——(1) Has not obtained a hunting license; and~~

~~——(2) Indicates on the application that he or she wishes to purchase the hunting license only if his or her application is successfully drawn.~~

~~—6.— An application to obtain a Silver State Tag may be submitted by a person who is under 12 years of age if he or she will attain the age of 12 years before the commencement of the season to which the application relates.~~

Section 80. NAC 502.4296 is hereby repealed;

~~NAC 502.4296—Third party error.~~

~~—1.— The Department is not responsible for third party errors, including those of a bank or postal service. If an applicant to obtain a Silver State Tag proves to the satisfaction of the Department that the rejection of his or her application was due solely to a third party error, and there is sufficient time to complete the processing of the application before the drawing for which the application was submitted, the Department shall include the application in the procedure for awarding tags.~~

~~—2.— As used in this section, “third party error” means the failure to act or commission of an act, by a person or entity other than the Department or an applicant to obtain a Silver State Tag, which provides a ground for rejecting an application pursuant to NAC 502.4297.~~

Section 81. NAC 502.4297 is hereby repealed;

~~NAC 502.4297—Rejection of application.~~

~~—1.— The Department shall reject an application to obtain a Silver State Tag if any of the following occurs:~~

~~—(a) The applicant fails to specify his or her name, date of birth, city or state on the application, unless that information exists in the computer file of the Department, in which case the application must not be rejected if the applicant has specified his or her name and client number.~~

~~—(b) The applicant fails to specify or incorrectly specifies on the application the number of his or her hunting license and the year the license was issued, unless that information exists in the computer file of the Department, in which case the application must not be rejected for that reason.~~

~~—(c) The applicant fails to specify his or her social security number on the application for a hunting license if:~~

~~——(1) The application for a hunting license is included with the application for a Silver State Tag; and~~

~~——(2) The Social Security Administration has issued a social security number to the applicant.~~

~~—(d) An applicant who is at least 12 years of age but not more than 17 years of age fails to obtain the signature of his or her parent or legal guardian on the application for a hunting license.~~

~~—(e) The applicant fails to specify on the application the species for which the application was submitted and a valid hunter choice number for that type of hunt.~~

~~—(f) The applicant fails to sign the application.~~

~~—(g) The applicant fails to submit the fees required pursuant to NAC 502.4292 or his or her bank fails to honor the payment for those fees.~~

~~—(h) The applicant fails to comply with the provisions of NAC 502.405, unless, on or before the deadline set forth in that section for the year in which the application is submitted, the applicant pays the applicable administrative fine and submits the properly completed questionnaire issued as part of the tag or the information required by the questionnaire.~~

~~—(i) The applicant submits more than one application to hunt for the same species of wildlife during the same year, unless such an application is specifically authorized by the Commission. If~~

~~such an application is not specifically authorized by the Commission, all applications submitted by the applicant to hunt for the same species must be rejected.~~

~~—(j) The application is received after the deadline set by the Commission.~~

~~—(k) The applicant fails to comply with the provisions of NRS 502.330.~~

~~—(l) The applicant provides false information on the application.~~

~~—(m) The applicant is otherwise ineligible to apply for the Silver State Tag.~~

~~—2. If an application is rejected by the Department pursuant to this section:~~

~~—(a) The application must not be included in the procedure for awarding tags; and~~

~~—(b) The nonrefundable application fee for a Silver State Tag for acting upon each application for a Silver State Tag, the fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat and, if included, the fee required pursuant to NRS 502.250 for each application for a Silver State Tag for elk must be retained by the Department.~~

~~—3. If the Department rejects an application pursuant to paragraph (g) of subsection 1 because the applicant failed to submit the fees required pursuant to NAC 502.4292, the applicant is ineligible to receive or exercise any privilege conferred upon him or her pursuant to title 45 of NRS until the Department receives:~~

~~—(a) The nonrefundable application fee for a Silver State Tag for acting upon the application; and~~

~~—(b) The fee required pursuant to NRS 502.253 for the support of programs to control predators and protect wildlife habitat.~~

~~—4. The Department shall indicate that the applicant owes a fee in the file of the applicant maintained by the Department until the applicant pays all fees owed to the Department.~~

Section 82. NAC 502.435 is hereby amended to read as follows;

502.435 1. A person must obtain:

(a) A Nevada taxidermist license as either a commercial taxidermist or noncommercial taxidermist, as appropriate; and

(b) If the taxidermic services are to be performed on a species of migratory bird protected by the Migratory Bird Treaty Act, as amended, 16 U.S.C. §§ 703 et seq., a taxidermist permit issued by the United States Fish and Wildlife Service pursuant to 50 C.F.R. § 21.24, before performing taxidermic services in Nevada for any other person.

2. The Commission hereby adopts by reference the regulations of the United States Fish and Wildlife Service which are published in 50 C.F.R. § 21.24, as those regulations existed on October 1, 1995. ~~Title 50 of C.F.R. may be purchased for \$39 from the Superintendent of Documents, United States Government Printing Office, Washington, D.C. 20402-9328.~~

Section 83. NAC 502.440 is hereby amended to read as follows;

502.440 1. An application for a taxidermist license may be obtained from any office of the Department. The applicant shall include on his or her application:

(a) The applicant's name, ~~residential~~**physical** and mailing addresses, and telephone number;

(b) The name and telephone number of the applicant's taxidermic business and, if different from the applicant's residential address, the address from which taxidermic services will be provided;

(c) Whether or not the taxidermic services are provided for compensation;

(d) If the applicant must possess a federal taxidermist permit, a copy of the permit or proof satisfactory to the Department that federal approval of such a permit is pending;

(e) The name of each state in which the applicant holds or has held a taxidermist license or permit to perform taxidermic services;

(f) If the applicant has been convicted of violating the laws or regulations relating to taxidermy or commercialization of wildlife of any state or the United States Fish and Wildlife Service within the 5 years immediately preceding the date of the application, a description of each violation, a description of the penalty imposed for each violation and the name of the state in which the conviction occurred;

(g) Whether, at the time of the application, the privileges granted to the applicant by another state or the United States Fish and Wildlife Service relating to taxidermy are suspended or revoked; and

(h) The applicant's signature and the date on which he or she signed the application.

2. A taxidermist license issued by the Department pending the issuance of a federal permit to perform taxidermic services on:

(a) A migratory bird that is protected by the Migratory Bird Treaty Act, as amended, 16 U.S.C. §§ 703 et seq.; or

(b) A species of wildlife that is listed as threatened or endangered by the United States Fish and Wildlife Service,

is not valid for the purposes of performing taxidermic services on the migratory bird or the endangered or threatened species until the federal permit has been issued by the United States Fish and Wildlife Service to the licensee.

3. A completed application and required fees must be submitted to the Department.

4. An annual taxidermist license expires on June 30 of each year. If an application for the renewal of a taxidermist license is not received by the Department on or before June 30,

taxidermic items in the possession of a taxidermist shall be deemed to be unlawfully possessed and are subject to seizure by the Department, and the taxidermist will be considered to be practicing taxidermy without a license. If an application for the renewal of a taxidermist license is received by the Department on or before June 30, the license will remain in effect until the Department completes its review of the application and renews or denies the application to renew the taxidermist license.

Section 84. NAC 502.455 is hereby amended to read as follows;

502.455

1. A person licensed as a taxidermist in Nevada shall maintain accurate written or computerized records, on a form provided by the Department or in a format which is substantially similar to that form, for each licensing year which show:

(a) The name, telephone number and ***physical and mailing*** address of each person from whom wildlife or parts, nests or eggs of wildlife, upon which taxidermic services were performed, were received.

(b) The name, telephone number and ***physical and mailing*** address of each person to whom wildlife or parts, nests or eggs of wildlife, upon which taxidermic services were performed, were delivered.

(c) An accurate description of the taxidermic item, including the species and parts thereof received.

(d) Except as otherwise provided in subsection 3 and if required for the species of wildlife received, the number of the tag, seal or permit.

(e) The date on which the taxidermist receives the taxidermic item and the date on which that item is returned to its owner.

□ The taxidermist shall record the required information immediately upon receipt and delivery of a taxidermic item, as appropriate.

2. A taxidermist shall:

(a) Immediately upon receipt, label each taxidermic item with a tag that clearly identifies the owner of the item. The tag may be removed from the item only during the actual performance of taxidermic services on the item. The tag must be reattached to the item when the taxidermic service is not being performed. Once the taxidermic services are completed on the taxidermic item, the tag must be reattached and remain attached to the item until the item is delivered to or claimed by the owner of the item.

(b) If required by the Department, submit a copy of the taxidermist's records for the previous licensing year to the Department at the end of each licensing year. If the records are computerized, the taxidermist shall submit a hard copy of the computerized records to the Department.

(c) Retain the taxidermist's records for a licensing year for at least 2 years after the end of the licensing year to which those records pertain.

(d) During any reasonable hour, upon the request of any agent of the Department authorized to enforce the provisions of title 45 of NRS, present the taxidermist's records kept in accordance with this section and any taxidermic item which the taxidermist is keeping at his or her place of business.

3. In lieu of maintaining a record of a tag, seal or permit pursuant to paragraph (d) of subsection 1, a taxidermist who receives a taxidermic item from another taxidermist may maintain a record setting forth the name and **physical and mailing** address of the taxidermist from whom the taxidermic item was received and the punch number or other identification

number assigned to that taxidermist by the taxidermist who received the taxidermic item. The punch number or other identification number must be attached to the taxidermic item during the entire period in which the taxidermist who received the taxidermic item remains in possession of the taxidermic item.

4. As used in this section:

(a) “Licensing year” means a period beginning on July 1 and ending on June 30 of the following calendar year.

(b) “Punch number” means a number which is assigned to a taxidermist for the purpose of identification and which is punched into or otherwise attached to a taxidermic item.

Section 85. NAC 502.500 is hereby amended to read as follows;

502.500 1. The Department will provide a course in the safe handling of firearms to all eligible persons. The instructor may collect a fee of \$5 from each person obtaining instruction in the safe handling of firearms.

2. The Department will issue a duplicate certificate of successful completion of the course for a fee of ~~\$3~~ **\$10**.

Section 2. NAC 504.4597 is hereby amended to read as follows:

504.4597 1. A person is not required to obtain or possess a fishing license, fishing permit ~~or stamp~~ to take fish if:

(a) The person is fishing in a privately owned lake or pond that contains fish that were lawfully acquired and planted in the lake or pond, and are possessed under the authority of a license for either the commercial or noncommercial possession of live wildlife;

(b) The entire shoreline of the lake or pond, when measured at its high-water mark, is located on private property owned, managed or leased by a licensee; and

(c) The lake or pond is not directly connected at the entrance or outflow of the lake or pond to any natural watercourse.

2. A person may take fish from a lake or pond pursuant to this section:

(a) At any time authorized by the licensee;

(b) In any manner authorized by the licensee which is not deleterious or dangerous to the residents, the wildlife other than the fish to be taken, and the habitat of the wildlife of this State; and

(c) Without regard to limits that might otherwise be established by the Commission.

For the purposes of this subsection, a manner of taking fish which is deleterious or dangerous to the residents, the wildlife other than the fish to be taken, and the habitat of the wildlife of this State includes, without limitation, the use of poisons and the use of explosives.

3. Fish which are taken pursuant to this section may not be transported, alive or dead, from the private property of the licensee, unless the person in possession of the fish carries an itemized statement or receipt which lists:

(a) The species and number of the fish being transported;

- (b) The date on which the fish are being transported;
 - (c) The name and address of the person who will be transporting the fish;
 - (d) If the fish are being transported live, the name and address of the person who will receive the live fish, if different from the person who is transporting the fish;
 - (e) The name, address and license number of the licensee from whose property the fish are being transported; and
 - (f) The signature of the licensee or the licensee's designee.
4. Live fish which are transported from the property of a licensee pursuant to this section must not be released into any water of this State without a permit to release wildlife as required by NAC 503.135, or other written authorization of the Department.
5. As used in this section, "licensee" means a person who is the holder of a license for the commercial or noncommercial possession of live wildlife.