

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

LCB FILE NO. R035-201

**The following document is the initial draft regulation proposed
by the agency submitted on 03/12/2020**

NAC 503.1485 Use of trail camera or similar device: Restrictions; exceptions. (NRS 501.105, 501.181)

1. Except as otherwise provided in subsection 2, a person shall not place, maintain or use a trail camera or similar device:

(a) Except as otherwise provided in paragraph (b), at any time during the period beginning August 1 and ending December 31 of each year.

(b) At any time during the period beginning July 1 and ending December 31 of each year if the trail camera or similar device transmits, or is capable of transmitting, images, video or location data of wildlife.

(c) At any time if the placement, maintenance or use of the trail camera or similar device prevents wildlife from accessing, or alters the manner in which wildlife accesses, a spring, water source or artificial basin which is used by wildlife and collects, or is designed and constructed to collect, water.

2. The provisions of subsection 1 do not apply to:

(a) A person who is acting within the scope of his or her official duties, has clearly marked each trail camera or similar device to be used to indicate ownership and is:

(1) An employee or authorized agent of this State;

(2) An employee or authorized agent of a municipal or county government of this State; or

(3) An employee or authorized agent of the Federal Government.

(b) A person who places, maintains or uses the trail camera or similar device with approval from the Department.

(c) A person who places, maintains, or uses a trail camera or similar device on private property with the permission of the landowner.

(d) A person who places, maintains or uses a trail camera or similar device to monitor the use by livestock of any water source described in paragraph (c) of subsection 1 if the owner of the trail camera or similar device is the holder of a permit to appropriate water issued by the State Engineer for the purpose of watering livestock.

3. As used in this section, "trail camera or similar device" means any device which is not held or manually operated by a person and is used to capture images, video or location data of wildlife using heat, **time lapse functions on the device**, or motion, to trigger the device.

NAC 503.XXX Use of night vision in scouting for, hunting and taking of game mammals and game birds: Restrictions; exceptions. (NRS 501.105, 501.181)

1. A person shall not possess or use any of the following while scouting for, hunting or taking game mammals or game birds.
 - (a) Electronic night vision equipment,
 - (b) Electronically enhanced light-gathering devices,
 - (c) Thermal imaging devices,
 - (d) Infrared night vision equipment, or
 - (e) Any other comparable equipment used to enhance night vision
2. This section does not limit the use of a sight attached to a firearm, bow or crossbow that is illuminated or powered by:
 - (a) Battery contained within the sight,
 - (b) Light gathering fiber optics,
 - (c) Sights that use a radioactive isotope such as tritium.
3. "Hunting" means to search for, pursue or attract any wildlife for the purpose and with the means of capturing, injuring or killing that wildlife, every attempt to capture, injure or kill wildlife and every act of assistance to any person in capturing, injuring or killing that wildlife.
4. "Taking" means to kill, capture, shoot, trap, catch, wound, possess, collect, seine, snare or net, and every attempt to do so.
5. For the purposes of this subsection "night vision equipment" includes, but is not limited to the following:
 - (a) An infrared or similar light used in connection with an electronic viewing device
 - (b) An optical device, including, but not limited to, binoculars or a scope, that uses electrical or battery powered light amplifying circuits
 - (c) Thermal imaging devices.