

STEVE SISOLAK
Governor

BRADLEY CROWELL
Director

Department of Conservation and
Natural Resources

ROBERT MERGELL
Administrator

STATE OF NEVADA



901 S. Stewart Street,
Suite 5005
Carson City, NV
89701-5248

Phone: (775) 684-2770
Fax: (775) 684-2777
<http://parks.nv.gov>

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES DIVISION OF STATE PARKS

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Adoption of Permanent Regulations of the
Nevada Division of State Parks

LCB File Number R-123-20

The Nevada Division of State Parks (NDSP) will hold a public hearing to receive comments from all interested persons regarding the adoption of regulations that pertain to Chapters 407 and 407A of the Nevada Administrative Code.

Thursday, December 3, 2020 at 1:00 p.m.

This meeting will be held virtually only.

Pursuant to Governor Sisolak's March 22, 2020, Declaration of Emergency Directive 006 and Directive 029 (7/31/20), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings for bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure of transmission of COVID-19 (Coronavirus). Accordingly, anybody planning to participate in the meeting must do so by using the virtual meeting number or link.

Virtual Meeting Access Information:

Join the meeting via video: <https://call/lifesizecloud.com/5734042>

Call via telephone: (877) 422-8614, 5734042#

Pursuant to NRS 233B.608 and 233B.609, NDSP is providing the following statements pertaining to the public hearing on proposed changes to Chapter 407 and 407A of the Nevada Administrative Code.

The need and purpose of the proposed regulation: The purpose of the proposed regulation is to update the administration of Nevada's state parks and recreation areas in NAC 407, including

updating the definitions for large all-terrain vehicles, off-highway vehicles, and creating new definitions for Nevada State Park Regions. The regulation also modifies requirements for senior citizen permits, updates entrance fees associated with veterans, establishes requirements for obtaining a photography permit, provides clarification associated with sanitation, and updates use restrictions on camping limits. Further, the regulation makes changes to camping restrictions at Fort Churchill State Historic Park as well as camping restrictions within the Western Region state parks.

Additionally, the regulation proposes the creation of NAC 407A related to outdoor recreation. The regulation establishes procedures for the Outdoor Education and Recreation Grant Program pursuant to Assembly Bill 331 (2019).

The estimated economic effect of the proposed regulations on (a) regulated businesses and (b) the public, including, stated separately: (i) adverse and beneficial effects; and (ii) immediate and long-term effects:

(a) Regulated businesses:

(i) Adverse and beneficial effects:

NDSP anticipates no adverse effects, either direct or indirect, on regulated businesses as the result of the regulation. There will be no direct or indirect cost to regulated or small businesses. NDSP believes that there will be no beneficial effects, either direct or indirect, on regulated or small businesses as the result of these regulations.

(ii) Immediate and long-term effects:

NDSP does not anticipate any immediate effects, either adverse or beneficial, on regulated or small businesses as a result of these regulations. NDSP does not anticipate any long-term effects, either adverse or beneficial, on regulated or small businesses as a result of these regulations.

(b) The public:

(i) Adverse and beneficial effects:

NDSP views the regulation changes primarily as housekeeping and does not anticipate adverse impacts to the public as a result of these regulations. The regulation will benefit military personnel and veterans by implementing a military and veterans discount on daily entrance fees. There will be some benefit to the public by imposing a camping limit at Western Region state parks as it will open up camping spaces for more campers and reduce transients from residing/living in campgrounds in the Region. The proposed regulation will also put in place necessary general provisions for managing the Outdoor Education and Recreation Grant Program which will benefit many students in the state by providing grant for outdoor based education programs.

(ii) Immediate and long-term effects:

NDSP anticipates the immediate effects to be a clearer understanding of when a photography permit must be obtained and a reduction in the number of visitors using state park campgrounds for long term residency. There will be a reduction in unsightly, potentially hazardous, household waste being deposited through “gray water” discharge into state park campgrounds. There will be a recognition of the state’s appreciation for the nation’s armed forces through the implementation of the discount. The long-term impacts will largely be the same as the short-term effects.

The estimated cost to the Division for enforcement of the proposed regulation: NDSP does not anticipate incurring any additional cost for these proposed permanent regulations.

The proposed regulation does not overlap or duplicate any existing regulation.

The proposed regulation is not required by federal law and there is no equivalent federal law.

The proposed regulation does not establish a new fee or increase an existing fee.

Persons wishing to comment upon the proposed action of Nevada Division of State Parks may appear via virtual meeting or by telephone at the scheduled public hearing time or may address their comments, data, views or arguments, in written form to Nevada Division of State Parks, 901 S. Stewart Street #5005, Carson City, NV 89701. Written submissions must be received by Nevada Division of State Parks on or before 1:00 p.m., December 3, 2020. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, Division of State Parks may proceed immediately to act upon any written submission.

A copy of the notice and regulation to be adopted are available at the Nevada State Parks website at <https://parks.nv.gov> and the Nevada Public Notice website at <http://notice.nv.gov>. This notice and the text of the proposed regulation are also available at the State of Nevada Register of Administrative Regulations at <https://www.leg.state.nv.us/App/Notice/A/>, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://leg.state.nv.us/>. Copies of this notice and the proposed regulation can also be mailed to members of the public at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted in the following locations:

Nevada State Parks website <https://parks.nv.gov>
Nevada State Legislature website www.leg.state.nv.us/App/Notice/A/
Nevada Public Notice website <http://notice.nv.gov>

Date Posted: 10/19/2020