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ASSEMBLY BILL NO. 347—ASSEMBLYMEN OHRENSCHALL,  
HANSEN, MUNFORD; AIZLEY, DALY AND LIVERMORE

MARCH 21, 2011

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Referred to Committee on Natural Resources,  
Agriculture, and Mining

**SUMMARY**—Requires the Department of Wildlife to make certain tags for hunting deer available annually. (BDR 45-977)

**FISCAL NOTE:** Effect on Local Government: No.  
Effect on the State: Yes.

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

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**AN ACT** relating to wildlife; requiring the Department of Wildlife to make certain tags for hunting deer available annually; providing for the application for and issuance of those tags; establishing the fees that must be charged for the issuance of those tags; providing for the disposition of money collected from fees charged for the issuance of those tags; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Under existing law, a person is prohibited from hunting deer in Nevada without  
2 first procuring both a hunting license and a deer tag. (NRS 502.010, 502.130) Deer  
3 tags are usually awarded to applicants via a drawing, and different fees are charged  
4 to residents and nonresidents of this State. (NRS 502.175, 502.250) This bill  
5 requires the Department of Wildlife to offer a limited number of deer tags annually,  
6 to be made available to applicants on a first-come, first-served basis instead of via a  
7 drawing. This bill also establishes the fees to be paid by residents and nonresidents  
8 of this State for the deer tags. Money paid to the Department for the deer tags must  
9 be used, in approximately equal amounts and under the guidance of the Board of  
10 Wildlife Commissioners, for programs for managing and controlling any natural  
11 predators of deer and for managing deer habitat in this State.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1     **Section 1.** NRS 501.356 is hereby amended to read as follows:  
2     501.356 1. Money received by the Department from:  
3     (a) The sale of licenses;  
4     (b) Fees pursuant to the provisions of NRS 488.075 and  
5     488.1795;  
6     (c) Remittances from the State Treasurer pursuant to the  
7     provisions of NRS 365.535;  
8     (d) Appropriations made by the Legislature; and  
9     (e) All other sources, except money derived from the forfeiture  
10    of any property described in NRS 501.3857 or money deposited in  
11    the Wildlife Heritage Trust Account pursuant to NRS 501.3575 or in  
12    the Trout Management Account pursuant to NRS 502.327,  
13    ➔ must be deposited with the State Treasurer for credit to the  
14    Wildlife Account in the State General Fund.  
15    2. The interest and income earned on the money in the Wildlife  
16    Account, after deducting any applicable charges, must be credited to  
17    the Account.  
18    3. Except as otherwise provided in subsection 4, the  
19    Department may use money in the Wildlife Account only to carry out  
20    the provisions of this title and chapter 488 of NRS and as  
21    provided in NRS 365.535, and the money must not be diverted to  
22    any other use.  
23    4. Except as otherwise provided in NRS 502.250 and 504.155,  
24    *and section 2 of this act*, all fees for the sale or issuance of stamps,  
25    tags, permits and licenses that are required to be deposited in the  
26    Wildlife Account pursuant to the provisions of this title and any  
27    matching money received by the Department from any source must  
28    be accounted for separately and must be used:  
29    (a) Only for the management of wildlife; and  
30    (b) If the fee is for the sale or issuance of a license, permit or tag  
31    other than a tag specified in subsection 5 or 6 of NRS 502.250,  
32    under the guidance of the Commission pursuant to subsection 2 of  
33    NRS 501.181.  
34    **Sec. 2.** Chapter 502 of NRS is hereby amended by adding  
35    thereto a new section to read as follows:  
36    1. *In addition to any tags to hunt deer issued by the*  
37    *Department during a year, and except as otherwise provided in*  
38    *subsection 4, the Department shall make available annually:*  
39    (a) *To residents of this State, 450 deer tags; and*  
40    (b) *To nonresidents of this State, 50 deer tags.*



1       2. *The Department shall establish and maintain an Internet*  
2 *website through which a person may apply for the issuance of a*  
3 *deer tag pursuant to this section.*

4       3. *If a person who is otherwise qualified for the issuance of a*  
5 *deer tag submits an application pursuant to subsection 2 and pays*  
6 *the fee required by subsection 5, the Department shall issue a deer*  
7 *tag to the applicant in the order in which the Department received*  
8 *the application.*

9       4. *If the Department does not issue 50 deer tags to*  
10 *nonresidents of this State within a period for doing so established*  
11 *by the Commission, the balance of the deer tags made available to*  
12 *nonresidents of this State must be made available to residents of*  
13 *this State.*

14       5. *The Department shall charge and collect the following fees*  
15 *for issuing a deer tag pursuant to this section:*

16  
17           *For a deer tag issued to a resident.....\$500*

18           *For a deer tag issued to a nonresident .....\$3,850*

19  
20       6. *Money received by the Department for deer tags issued*  
21 *pursuant to this section must be:*

22       (a) *Deposited with the State Treasurer for credit to the Wildlife*  
23 *Account in the State General Fund;*

24       (b) *Accounted for separately within the Wildlife Account; and*

25       (c) *Used by the Department, under the guidance of the*  
26 *Commission, for programs relating to:*

27           (1) *The management and control of any natural predators*  
28 *of deer; and*

29           (2) *The preservation, protection, management and*  
30 *restoration of deer habitat in this State.*

31       7. *All money received by the Department each year for deer*  
32 *tags issued pursuant to this section, and the interest and income*  
33 *earned on such money, after deducting not more than 6 percent*  
34 *for the costs of administration, must be used in approximately*  
35 *equal amounts for the purposes specified in subparagraphs (1)*  
36 *and (2) of paragraph (c) of subsection 6.*

37       **Sec. 3.** NRS 502.253 is hereby amended to read as follows:

38       502.253 1. In addition to any fee charged and collected  
39 pursuant to NRS 502.250, a fee of \$3 must be charged for  
40 processing each application for a game tag, *except an application*  
41 *made pursuant to section 2 of this act*, the revenue from which  
42 must be accounted for separately, deposited with the State Treasurer  
43 for credit to the Wildlife Account in the State General Fund and  
44 used by the Department for costs related to:



1 (a) Programs for the management and control of injurious  
2 predatory wildlife;

3 (b) Wildlife management activities relating to the protection of  
4 nonpredatory game animals, sensitive wildlife species and related  
5 wildlife habitat;

6 (c) Conducting research, as needed, to determine successful  
7 techniques for managing and controlling predatory wildlife,  
8 including studies necessary to ensure effective programs for the  
9 management and control of injurious predatory wildlife; and

10 (d) Programs for the education of the general public concerning  
11 the management and control of predatory wildlife.

12 2. The Department of Wildlife is hereby authorized to expend a  
13 portion of the money collected pursuant to subsection 1 to enable  
14 the State Department of Agriculture to develop and carry out the  
15 programs described in subsection 1.

16 3. Any program developed or wildlife management activity or  
17 research conducted pursuant to this section must be developed or  
18 conducted under the guidance of the Commission pursuant to  
19 subsection 2 of NRS 501.181.

20 4. The money in the Wildlife Account remains in the Account  
21 and does not revert to the State General Fund at the end of any fiscal  
22 year.

23 **Sec. 4.** NRS 502.280 is hereby amended to read as follows:

24 502.280 1. All resident Native Americans of the State of  
25 Nevada are exempt from the payment of fees for fishing and hunting  
26 licenses.

27 2. When applying for a free fishing or hunting license, a  
28 resident Native American of the State of Nevada shall exhibit a  
29 document issued in this State by the chair of a tribal council or chief  
30 of a Native American tribe, or an officer of a reservation, colony or  
31 educational institution, stating that the bearer is a resident Native  
32 American of the State of Nevada.

33 3. Before hunting for deer or big game off an Indian  
34 reservation in this State, all Native Americans, otherwise exempt  
35 under subsection 1, must secure resident deer tags or other resident  
36 big game tags and pay the fee provided therefor in NRS 502.250 ~~§~~  
37 *or section 2 of this act.*

38 **Sec. 5.** The Board of Wildlife Commissioners shall, on or  
39 before December 31, 2011, adopt any regulations which are  
40 necessary to carry out the provisions of this act.

41 **Sec. 6.** This act becomes effective:

42 1. Upon passage and approval for the purposes of adopting any  
43 regulations and performing any other preparatory administrative  
44 tasks that are necessary to carry out the amendatory provisions of  
45 this act; and



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2. On January 1, 2012, for all other purposes.

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