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ASSEMBLY BILL NO. 385—ASSEMBLYMEN YEAGER, ARAUJO,  
MCCURDY II, WATKINS, DIAZ; BENITEZ-THOMPSON,  
FLORES, JAUREGUI AND JOINER

MARCH 20, 2017

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JOINT SPONSORS: SENATORS CANNIZZARO AND CANCELA

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Referred to Committee on Natural Resources,  
Agriculture, and Mining

SUMMARY—Requires the issuance, without charge, of an annual pass for state parks and recreational areas to certain persons under certain circumstances. (BDR 35-656)

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 state lands; requiring the Division of State Parks of the State Department of Conservation and Natural Resources to issue, without charge, an annual pass for state parks and recreational areas to each pupil enrolled in the fifth grade in this State and to each member of his or her immediate family under certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the Division of State Parks of the State Department of  
2 Conservation and Natural Resources to issue an annual permit for entering,  
3 camping and boating in all state parks and recreational areas to a person who is 65  
4 years of age or older or has incurred a permanent service-connected disability under  
5 certain circumstances. (NRS 407.065) This bill similarly requires the Division to  
6 issue an annual permit for entering, camping and boating in state parks and  
7 recreational areas to any pupil who is enrolled in the fifth grade at a school in this  
8 State and to each member of his or her immediate family. Each permit must be  
9 issued without charge, including any administrative fee to cover the cost of issuing  
10 the permit. This bill further requires that the permit is valid only during the period  
11 in which the pupil is enrolled in the fifth grade at a school in this State.



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

1       **Section 1.** NRS 407.065 is hereby amended to read as follows:  
2       407.065 1. The Administrator, subject to the approval of the  
3 Director:

4       (a) Except as otherwise provided in this paragraph and NRS  
5 407.066, may establish, name, plan, operate, control, protect,  
6 develop and maintain state parks, monuments and recreational areas  
7 for the use of the general public. The name of an existing state park,  
8 monument or recreational area may not be changed unless the  
9 Legislature approves the change by statute.

10       (b) Shall protect state parks and property controlled or  
11 administered by the Division from misuse or damage and preserve  
12 the peace within those areas. The Administrator may appoint or  
13 designate certain employees of the Division to have the general  
14 authority of peace officers.

15       (c) May allow multiple use of state parks and real property  
16 controlled or administered by the Division for any lawful purpose,  
17 including, but not limited to, grazing, mining, development of  
18 natural resources, hunting and fishing, in accordance with such  
19 regulations as may be adopted in furtherance of the purposes of the  
20 Division.

21       (d) Except as otherwise provided in this paragraph, shall impose  
22 and collect reasonable fees for entering, camping and boating in  
23 state parks and recreational areas. The Division shall issue an annual  
24 permit for entering, camping and boating in all state parks and  
25 recreational areas in this State:

26           (1) Upon application therefor and proof of residency and age,  
27 to any person who is 65 years of age or older and has resided in this  
28 State for at least 5 years immediately preceding the date on which  
29 the application is submitted.

30           (2) Upon application therefor and proof of residency and  
31 proof of status as described in subsection 5 of NRS 361.091, to a  
32 bona fide resident of the State of Nevada who has incurred a  
33 permanent service-connected disability of 10 percent or more and  
34 has been honorably discharged from the Armed Forces of the United  
35 States.

36           (3) *Upon application therefor and proof of residency,*  
37 *enrollment and family relationship, to any pupil who is enrolled in*  
38 *the fifth grade at a school in this State and to each member of his*  
39 *or her immediate family.*

40       ↳ ~~The~~ *Each* permit must be issued without charge, except that the  
41 Division shall charge and collect an administrative fee for the  
42 issuance of ~~the~~ *each* permit *pursuant to subparagraph (1) or (2)*



1 in an amount sufficient to cover the costs of issuing the permit.  
2 *Each permit issued pursuant to subparagraph (3) is valid only*  
3 *during the period in which the pupil to whom the Division issues*  
4 *the permit is enrolled in the fifth grade at a school in this State.*

5 (e) May conduct and operate such special services as may be  
6 necessary for the comfort and convenience of the general public,  
7 and impose and collect reasonable fees for such special services.

8 (f) May rent or lease concessions located within the boundaries  
9 of state parks or of real property controlled or administered by the  
10 Division to public or private corporations, to groups of natural  
11 persons, or to natural persons for a valuable consideration upon such  
12 terms and conditions as the Division deems fit and proper, but no  
13 concessionaire may dominate any state park operation.

14 (g) May establish such capital projects construction funds as are  
15 necessary to account for the parks improvements program approved  
16 by the Legislature. The money in these funds must be used for the  
17 construction and improvement of those parks which are under the  
18 supervision of the Administrator.

19 (h) In addition to any concession specified in paragraph (f), may  
20 establish concessions within the boundaries of any state park to  
21 provide for the sale of food, drinks, ice, publications, sundries, gifts  
22 and souvenirs, and other such related items as the Administrator  
23 determines are appropriately made available to visitors. Any money  
24 received by the Administrator for a concession established pursuant  
25 to this paragraph must be deposited in the Account for State Park  
26 Interpretative and Educational Programs and Operation of  
27 Concessions created by NRS 407.0755.

28 2. The Administrator:

29 (a) Shall issue an annual permit to a person who pays a  
30 reasonable fee as prescribed by regulation which authorizes the  
31 holder of the permit to enter each state park and each recreational  
32 area in this State and, except as otherwise provided in subsection 3,  
33 use the facilities of the state park or recreational area without paying  
34 the entrance fee; and

35 (b) May issue an annual permit to a person who pays a  
36 reasonable fee as prescribed by regulation which authorizes the  
37 holder of the permit to enter a specific state park or specific  
38 recreational area in this State and, except as otherwise provided in  
39 subsection 3, use the facilities of the state park or recreational area  
40 without paying the entrance fee.

41 3. An annual permit issued pursuant to subsection 2 does not  
42 authorize the holder of the permit to engage in camping or boating,  
43 or to attend special events. The holder of such a permit who wishes  
44 to engage in camping or boating, or to attend special events, must  
45 pay any fee established for the respective activity.



1 4. Except as otherwise provided in subsection 1 of NRS  
2 407.0762 and subsection 1 of NRS 407.0765, the fees collected  
3 pursuant to paragraphs (d), (e) and (f) of subsection 1 or subsection  
4 2 must be deposited in the State General Fund.

5 **Sec. 2.** This act becomes effective upon passage and approval  
6 for the purpose of performing any administrative tasks that are  
7 necessary to carry out the provisions of this act and on July 1, 2017,  
8 for all other purposes.

