

LCB File No. R140-98

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

**NOTICE OF INTENT TO ACT UPON A REGULATION
Notice of Hearing for The Amendment of Regulations of The
Nevada Board Of Wildlife Commissioners**

The Board of Wildlife Commissioners will hold a public hearing at 9 a.m. on August 15, 1998, at the Commercial Hotel, 345 Fourth Street, Elko, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulation CGR 266 pertaining to Chapter 502 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation:

Relax eligibility requirements for applicants for hunting tags for female Rocky Mountain elk

2. Text of the proposed regulation: Attached

3A. The estimated economic effect of the regulation on the business which it is to regulate:

- (a) Adverse effect - None
- (b) Beneficial effect - None
- (c) Immediate effect - None
- (d) Long-term effect - None

B. The estimated economic effect of the regulation on the public which it is to regulate:

- (a) Adverse effect - None
- (b) Beneficial effect - Could provide increased elk hunting opportunity to individuals
- (c) Immediate effect - Some immediate increased elk hunting opportunity to individuals
- (d) Long-term effect - Some long-term increased elk hunting opportunity to individuals

4. **Estimated cost to the Division of Wildlife for enforcement of the proposed regulation:**
Unknown, however estimated to be negligible

5. **Description of, and citation to, any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.**
N/A

6. **If the regulation is required pursuant to federal law, a citation and description of the federal law:**
N/A

7. **If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions:**
N/A

8. **The proposed regulation establishes a new fee or increases an existing fee: X No
Yes**

Persons wishing to comment upon the proposed action of the Board of Wildlife Commissioners may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Secretary, Board of Wildlife Commissioners, Post Office Box 10678, Reno, Nevada 89520. Written submissions must be received by the Secretary, Board of Wildlife Commissioners, at least five days before the scheduled public hearing. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Board of Wildlife Commissioners may proceed immediately to act upon any written submissions.

A copy of this notice and the proposed regulation will be on file at the State Library and Archives, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the regulations to be adopted will be available for inspection and may be copied at the following locations:

Nevada Division of Wildlife
1100 Valley Road
Reno, Nevada
(702) 688-1500

Region I Office
380 W. "B" Street
Fallon, NV 89406
(702) 423-3171

Region II Office
1375 Mt. City Highway
Elko, NV 89801
(702) 738-5332

Region III Office
4747 W. Vegas Drive
Las Vegas, NV 89108
(702) 486-5127

The regulations will also be available for inspection at all county main public libraries. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations which is prepared and published monthly by the Legislative Council Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

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 at the above locations.

LCB File No. R140-98

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

**STATE OF NEVADA
PROPOSED REGULATION OF THE BOARD OF WILDLIFE COMMISSIONERS
COMMISSION GENERAL REGULATION 266**

Authority: NRS 501.181 and 502.160

Notice of Intent:

Commission Approval:

Workshop Date: August 15, 1998

EXPLANATION:

Amends Chapter 502.361 of NAC by reducing the waiting for application for cow elk tags from three years to every year.

NOTE: Matter in *italics* is new; matter within brackets [] is to be omitted

Section 1. NAC 502.361 is hereby amended to read as follows:

1. Except as otherwise provided in subsection 2 or unless his privilege is limited or revoked pursuant to law, any person is eligible to apply once for a bull elk tag in any year if he did not receive a bull elk tag or a replacement tag for a bull elk in the previous 5 years.

Unless his privilege is limited or revoked pursuant to law, any person is eligible to apply once for an antlerless elk tag in any year [if he did not receive an antlerless elk tag or a replacement tag for an antlerless elk in the previous 3 years].

2. Any person who obtains a bull elk tag or a replacement tag for a bull elk and is successful in harvesting a bull elk is not eligible to apply for another bull elk tag during the next 10 open seasons.