

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

LCB File No. R029-00

March 15, 2000

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

AUTHORITY: §1, NRS 233B.050, 233B.100 and 501.181; §2, NRS 233B.050 and 501.181.

Section 1. Chapter 501 of NAC is hereby amended by adding thereto a new section to read as follows:

1. A person who wishes to request that the commission adopt, file, amend or repeal a regulation must submit a written petition to the commission on a form provided by the division or in a format which is substantially similar to that form. The petition must include:

(a) The name and mailing address of the petitioner.

(b) A statement of the reason for the adoption, filing, amendment or repeal of the regulation.

(c) The language of the regulation to be adopted, filed, amended or repealed or a description of the subjects and issues involved in the regulation.

(d) A statement of the estimated economic effect of the regulation to be adopted, filed, amended or repealed on the general public and on the business that it regulates or will regulate. Those effects must be stated separately and in each case must include:

(1) The adverse and beneficial effects; and

(2) The immediate and long-term effects.

(e) If the adoption, filing or amendment of a regulation is requested, the estimated cost to the division for enforcement of the regulation.

(f) If the regulation to be adopted, filed, amended or repealed overlaps or duplicates any regulations of other state or local governmental agencies, the name of each regulating agency.

(g) If the regulation to be adopted, filed, amended or repealed overlaps or duplicates a federal regulation, the name of the regulating federal agency.

(h) If the regulation to be adopted, filed, amended or repealed includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of those provisions.

(i) If the adoption, filing or amendment of a regulation is requested, a statement indicating whether the regulation establishes a new fee or increases an existing fee.

(j) The signature of the petitioner and the date the petition was signed.

2. A petition requesting the adoption, filing, amendment or repeal of a regulation shall be deemed to be submitted to the commission on the date of the next regularly scheduled meeting of the commission that occurs after the petition is submitted.

3. Within 30 days after a petition is submitted, the commission will:

(a) Notify the petitioner in writing of its decision to deny the petition, including the reasons for the denial; or

(b) Initiate the adoption, filing, amendment or repeal of the regulation in accordance with the procedures set forth in chapter 233B of NRS.

4. As used in this section, “regulation” means a regulation that the commission may adopt or has adopted pursuant to chapters 488 or 501 to 506, inclusive, of NRS, including, without limitation, a regulation relating to open or closed seasons, bag limits or hours for fishing, hunting or trapping.

Sec. 2. NAC 501.040 is hereby amended to read as follows:

501.040 “Petitioner” means a person who ~~requests~~:

1. Requests a hearing before the commission pursuant to NAC 501.140 to 501.190, inclusive ~~and~~; *or*

2. Submits to the commission a petition requesting the adoption, filing, amendment or repeal of a regulation pursuant to section 1 of this regulation.