

LCB File No. T002-03

**PROPOSED TEMPORARY 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
Board Of Wildlife Commissioners**

The Board of Wildlife Commissioners will hold a public hearing at 8:30 a.m. on February 8, 2003, at the Las Vegas City Council Chambers, 400 Stewart Avenue, Las Vegas, Nevada 89101. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulation CGR 311 (Temporary) (LCB File T002-03), pertaining to Chapter 502 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation: (Description of regulation) Reduce the time requirement for return of tag questionnaires in order to facilitate more timely receipt of harvest data and delivery of same to Nevada Division of Wildlife biologists, County Advisory Boards to Manage Wildlife.
2. Text of the proposed regulation: see attachment.
- 3A. The estimated economic effect of the regulation on the business which it is to regulate:
 - (a) Adverse effect – Does not regulate businesses – only individual successful tag applicants
 - (b) Beneficial effect – “ “ “ “ “
 - (c) Immediate effect – “ “ “ “ “
 - (d) Long-term effect – “ “ “ “ “
- 3B. The estimated economic effect of the regulation on the public which it is to regulate:
 - (a) Adverse effect – more people will likely not comply with the more rigid regulation, resulting in more tag applicants being in eligible for subsequent drawing or having to pay the \$50 administrative fine.
 - (b) Beneficial effect – more timely and efficient receipt of game harvest data, thus facilitating improved management of big game species.
 - (c) Immediate effect – these effects would be the same over the short and long term.
 - (d) Long-term effect – “ “ “ “ “
4. Estimated cost to the Division of Wildlife for enforcement of the proposed regulation: Estimated to be \$2000 in labor costs to put out news releases, etc., to notify the public of change in regulation, if approved. Enforcement costs will be minimal.

5. A description of and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates, n/a. The duplication or overlapping is necessary because n/a. 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, 1100 Valley Road, Reno, Nevada 89512. 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
 (775) 688-1500

Western Region
 380 W. "B" Street
 Fallon, NV 89406
 (775) 423-3171

Eastern Region
 60 Youth Center Road
 Elko, NV 89801
 (775) 777-2300

Southern Region
 4747 Vegas Drive
 Las Vegas, NV 89108
 (702) 486-5127

The regulations will 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 are 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.

Terry R. Crawforth, Secretary
Board of Wildlife Commissioners

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

**COMMISSION GENERAL REGULATION 311 (TEMPORARY)
(LCB File No. T002-03)**

Authority: NRS 501.105, 501.119, 501.181 & 502.160

Notice of Intent: January 3, 2003

Workshop Date: February 7, 2003

Commission Approval:

EXPLANATION: Reduce the time requirement for return of tag questionnaires in order to facilitate more timely receipt of harvest data and delivery of same to Nevada Division of Wildlife biologists, County Advisory Boards to Manage Wildlife.

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

Section 1. NAC 502.405 is hereby amended to read as follows:

502.405. 1. Unless otherwise provided by an annual regulation of the commission, the questionnaire issued as part of a tag must be properly completed and received by ~~[the headquarters of]~~ the division *or its agent* not later than 5 p.m. on the ~~[last weekday of January]~~ *fifteenth day* following the close of the season to which the tag applies.

2. Any person who fails to return the questionnaire within the period specified or who submits incomplete or false information on the questionnaire will be denied all big game tags for 1 year.

3. Any person who has been denied all big game tags pursuant to the provisions of this section may have those privileges reinstated if he pays to the division an administrative fine of \$50.