

**LCB File No. R006-04**

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

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

The Board of Wildlife Commissioners will hold a public hearing on March 12 and 13, 2004 at 8:30 a.m., at the Nevada Department of Wildlife, 1100 Valley Road, Reno, Nevada 89512. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulation CGR 324 (LCB File #R\_\_\_\_\_) pertaining to Chapter 488 and 501 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation or amendment: (Description of regulation)  
Amends NAC 488.470 pursuant to a request from the City of Sparks Parks and Recreation Department to allow special events under permit by the Department of Wildlife.
  
2. The terms or the substance of the regulation to be adopted or a description of the subjects and issues involved:  
The current regulation prohibits vessels with motors (except electric motors). This precludes the City of Sparks and Reno Sparks Convention and Visitors Authority (RSCVA) to host events such as water skiing shows, wake board competition, boat races and other events designed to market and promote the Reno/Sparks area as a destination for outdoor recreation. By allowing these events to be conducted under a marine event permit the Department can mitigate conflicts with areas of concern such as spectators and participant safety, environmental concerns and fisherman's access. This would also create opportunities to promote the agency marketing plan, boating safety promotions, as well as the promotion of the Reno/Sparks area.
  
- 3a. The estimated economic effect of the regulation on the business which it is to regulate:
  - (1) Adverse effect - None
  - (2) Beneficial effect – substantial benefit – currently opportunities for such events are prohibited.
  - (3) Immediate effect - “ “
  - (4) Long-term effect - “ “

- 3b. The estimated economic effect of the regulation on the public which it is to regulate:
- (1) Adverse effect B None
  - (2) Beneficial effect – “ “
  - (3) Immediate effect B “ “
  - (4) Long-term effect B “ “
4. Estimated cost to the Department of Wildlife for enforcement of the proposed regulation: None, NAC 488.492 provides for reimbursement, bond, and indemnification to the Department for costs associated with approving such marine events.
5. A description of and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates: \_\_\_\_\_ The duplication or overlapping is necessary because: \_\_\_\_\_ If the proposed regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency is: No overlapping regulations.
6. If the regulation is required pursuant to federal law, a citation and description of the federal law. Not applicable.
7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions: None
8. The proposed regulation establishes a new fee or increases an existing fee:  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 (5) 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 Department of Wildlife  
1100 Valley Road  
Reno, Nevada  
(775) 688-1500

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

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

NDOW - 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.

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

**COMMISSION GENERAL REGULATION 323  
LCB File No.**

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

**Authority:** NRS 488.045, 488.059, 501.181, 501.243)

**Notice of Intent:** January 9, 2004

**Workshop Date:** March 12, 2004

**Adoption Date:** March 13, 2003

Explanation **NAC 488.470 Areas limited to vessels without motors; areas limited to vessels without motors and vessels with electric motors.**

1. Only vessels without motors are permitted on the following waters:

<u>Waters</u>	<u>County</u>
(a) Angel Lake	Elko
(b) Blue Lakes	Humboldt
(c) Schroeder Reservoir	Lincoln
(d) Spooner Lake	Douglas
(e) Marlette Lake	Washoe

2. Only vessels without motors and vessels which are powered by electric motors are permitted on the following waters:

<u>Waters</u>	<u>County</u>
(a) Groves Lake	Lander
(b) Sparks Marina Park	Washoe
(c) The lagoon south of Laughlin within sections 33, T. 32 S., R. 66 E., M.D.B. & M., as marked with signs or buoys, or both	Clark

***3. The provisions of subsection 2 (b) do not apply to vessels:***

***(a) owned, operated and used for official purposes by the City of Sparks, Washoe County, or the State of Nevada,***

***(b) operating under the authority of a Marine Event Permit requested by the City of Sparks and issued pursuant to NRS 488.305 and NAC 488.490 through 488.510 inclusive.***