

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

LCB File No. R102-04

July 8, 2004

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

AUTHORITY: §§1, 4, 11, 13, 15 and 16, NRS 501.105 and 501.181; §§2, 3 and 5-8, NRS 501.105, 501.181 and 502.130; §9, NRS 501.105, 501.181, 502.130, 502.160 and 503.454; §10, NRS 501.105, 501.119, 501.181, 502.130 and 502.250; §12, NRS 501.105, 501.181 and 502.150; §14, NRS 501.105, 501.119, 501.181 and 502.130.

A REGULATION relating to bobcats; establishing requirements to obtain a restricted nonresident bobcat tag; establishing requirements for a restricted nonresident bobcat hunt; revising the requirements for a resident of Nevada who traps or kills a bobcat; and providing other matters properly relating thereto.

Section 1. Chapter 502 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 12, inclusive, of this regulation.

Sec. 2. *“Bobcat seal” means a seal issued by the Department that:*

1. Meets the requirements of the Convention on International Trade in Endangered Species of Wild Fauna and Flora for the export of the pelts of bobcats as described in 50 C.F.R. Part 23; and

2. Is issued to a person who:

(a) Traps a bobcat;

(b) Kills a bobcat for the purpose of selling, bartering or trading the pelt of the bobcat; or

(c) Takes a bobcat by means of a firearm or longbow and arrow for strictly personal and noncommercial purposes and who intends to export the pelt of the bobcat outside of the United States.

Sec. 3. *“Hunter harvest bobcat seal” means a seal issued by the Department to a person who takes a bobcat by means of a firearm or longbow and arrow for strictly personal and noncommercial purposes and who does not intend to export the pelt of the bobcat outside of the United States.*

Sec. 4. *As used in sections 4 to 12, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 5, 6 and 7 of this regulation have the meanings ascribed to them in those sections.*

Sec. 5. *“Restricted nonresident bobcat hunt” means a bobcat hunt in which a restricted nonresident bobcat hunter hunts with a licensed master guide or licensed subguide.*

Sec. 6. *“Restricted nonresident bobcat hunter” means a person who is not a resident of this State and who is issued a restricted nonresident bobcat tag.*

Sec. 7. *“Restricted nonresident bobcat tag” means a tag which is issued to a nonresident for a restricted nonresident bobcat hunt.*

Sec. 8. *Each restricted nonresident bobcat hunter shall carry on his person while hunting bobcat a valid:*

- 1. Nonresident trapping license issued pursuant to NRS 502.240; and*
- 2. Restricted nonresident bobcat tag issued pursuant to section 9 of this regulation.*

Sec. 9. *1. A person who wishes to obtain a restricted nonresident bobcat tag must apply to the Department or a license agent on a form provided by the Department which includes spaces or lines for the applicant to specify:*

(a) His name, address and date of birth;

(b) Except as otherwise provided in subsection 3, his nonresident trapping license number;

and

(c) The license number of the master guide who will be responsible for conducting the restricted nonresident bobcat hunt.

2. The application must be signed by the applicant and the licensed master guide who will be responsible for conducting the restricted nonresident bobcat hunt.

3. A valid nonresident trapping license issued by the Department or a license agent must be obtained by the applicant before submitting his application for a restricted nonresident bobcat tag, except that an applicant may apply for a nonresident trapping license at the time he submits his application for a restricted nonresident bobcat tag.

4. At the time an application for a restricted nonresident bobcat tag is submitted, the licensed master guide who will accompany the restricted nonresident bobcat hunter on the restricted nonresident bobcat hunt must be licensed by the Department to provide guide services for the hunting of bobcats.

Sec. 10. 1. *Unless otherwise specified by regulation of the Commission or title 45 of NRS, any restricted nonresident bobcat hunter is eligible to obtain not more than one restricted nonresident bobcat tag for any restricted nonresident bobcat hunt. A restricted nonresident bobcat tag:*

(a) May be purchased from the Department or a license agent for a fee of \$300;

(b) Except as otherwise provided in NAC 504.340, may be used statewide during any open season established for the hunting of bobcats pursuant to subsection 2; and

(c) Expires upon the termination of the open season for the hunting of bobcats established pursuant to subsection 2 for the year for which the tag is issued or when the harvest objective is reached, whichever is sooner.

2. The Commission will specify the number of bobcats it determines to be appropriate for harvesting in a restricted nonresident bobcat hunt. The open season for bobcats in a restricted nonresident bobcat hunt begins on a date determined by the Commission and ends on:

(a) The last day of the season established by the Commission pursuant to this subsection;
or

(b) The day the Department determines that the number of bobcats harvested in the State is equal to or greater than the number specified by the Commission pursuant to this subsection, ↪ whichever occurs earlier. The Department shall maintain and annually publish a toll-free telephone number for ascertaining whether the Department has determined that the number of bobcats harvested in the State is equal to or greater than the number specified by the Commission pursuant to this subsection. The Department is not required to provide any other notice of the termination of the season for a restricted nonresident bobcat hunt.

3. Except as otherwise provided in subsection 4, a restricted nonresident bobcat hunter who harvests a bobcat shall, within 72 hours after harvesting it, personally:

(a) Complete a report of the killing in accordance with the Department's instructions; and
(b) Present its raw pelt for inspection by and give its lower jaw to a representative of the Department. The representative shall permanently affix to the raw pelt a:

(1) Bobcat seal, if the restricted nonresident bobcat hunter killed the bobcat for:

(I) The sale, trade or barter of the pelt; or

(II) Strictly personal and noncommercial purposes and he intends to export the pelt of the bobcat outside of the United States; or

(2) Hunter harvest bobcat seal, if the restricted nonresident bobcat hunter takes the bobcat by means of a firearm or longbow and arrow for strictly personal and noncommercial purposes and he does not intend to export the pelt of the bobcat outside of the United States.

4. A restricted nonresident bobcat hunter who harvests a bobcat may present the bobcat to a representative of the Department to obtain a transportation permit pursuant to NRS 503.040 that authorizes the licensed master guide or licensed subguide who guided the restricted nonresident bobcat hunter on the restricted nonresident bobcat hunt to possess the bobcat for the purpose of:

(a) Complying with the requirements of subsection 3; and

(b) Making arrangements to export the pelt outside of the United States.

5. It is unlawful for a restricted nonresident bobcat hunter to:

(a) Hunt, chase or pursue a bobcat within 24 hours after it has been released from a trap or snare by the restricted nonresident bobcat hunter, licensed master guide, licensed subguide or any associate thereof.

(b) Use or possess a tag issued to any other person or to transfer or give a tag issued to him to any other person.

6. The fee for a bobcat seal is \$5.

Sec. 11. 1. *A restricted nonresident bobcat hunter must be accompanied at all times during the restricted nonresident bobcat hunt by the licensed master guide who cosigned the application or one of his licensed subguides.*

2. *A licensed master guide who is hired to guide a restricted nonresident bobcat hunt shall ensure that the restricted nonresident bobcat hunter physically accompanies him or his licensed subguide in the pursuit and killing of the bobcat.*

Sec. 12. *When a restricted nonresident bobcat hunter has killed a bobcat and taken it into his possession, he shall immediately punch and attach the tag in the manner required by NAC 502.390 and 502.400.*

Sec. 13. NAC 502.001 is hereby amended to read as follows:

502.001 As used in this chapter, unless the context otherwise requires, the words and terms defined in NAC 502.006 to 502.115, inclusive, *and sections 2 and 3 of this regulation* have the meanings ascribed to them in those sections.

Sec. 14. NAC 502.347 is hereby amended to read as follows:

502.347 1. ~~[Any person]~~ *A resident of Nevada who traps a bobcat or* who kills a bobcat *for the purpose of sale, barter or trade of the pelt* shall, within 10 days after the close of the season, personally:

(a) Present its *raw* pelt for inspection by and give its lower jaw to a representative of the Department;

(b) Have the ~~[Department's seal affixed]~~ *representative of the Department affix a bobcat seal* to the *raw* pelt; and

(c) Complete a report of the killing in accordance with the Department's instructions.

2. ~~[A person shall not sell, offer for sale, barter, trade, purchase or transport from the State any pelt of a bobcat unless the Department has affixed its seal to the pelt.~~

~~—3.— A person shall not possess a raw pelt of a bobcat 10 days or more after the close of the season unless the Department's seal is permanently attached to the pelt.~~

~~—4.]~~ A resident of Nevada ~~[must pay the Department \$5 for such]~~ *who takes a bobcat by means of a firearm or longbow and arrow for strictly personal and noncommercial purposes shall, within 72 hours of the date of the harvest, personally:*

(a) Present its raw pelt for inspection by and give its lower jaw to a representative of the Department;

(b) Have the representative of the Department affix a hunter harvest bobcat seal to the raw pelt; and

(c) Complete a report of the killing in accordance with the Department's instructions.

3. *The fee for a bobcat seal ~~is~~ is \$5.*

4. *It is unlawful for any person to:*

(a) Possess the raw pelt of a bobcat taken pursuant to subsection 1 10 days or more after the close of the season unless a bobcat seal is affixed to the pelt;

(b) Possess the raw pelt of a bobcat taken pursuant to subsection 2 72 hours or more after the date of the harvest unless a hunter harvest bobcat seal is affixed to the pelt; or

(c) Sell, offer for sale, barter or trade the raw pelt of a bobcat without a bobcat seal affixed to the pelt.

Sec. 15. Chapter 504 of NAC is hereby amended by adding thereto a new section to read as follows:

Any person who possesses a commercial or noncommercial license for bobcats pursuant to NRS 504.295 is subject to the requirements of NAC 502.347 if a bobcat in his possession is killed or otherwise dies.

Sec. 16. NAC 504.450 is hereby amended to read as follows:

504.450 As used in NAC 504.450 to 504.488, inclusive, *and section 15 of this regulation*, unless the context otherwise requires, “license” means a license for the possession of live wildlife issued by the Department pursuant to NRS 504.295.