

Chapter 502 of NAC

LCB File No. T006-08

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

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

The Board of Wildlife Commissioners will hold a public hearing on November 21-22, 8 a.m., at Las Vegas. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulation CGR 366 (LCB File No. T006-08) pertaining to Chapter 502 of the Nevada Administrative Code.

1. The need for and purpose of the proposed regulation: (Description of regulation)
Amend regulation to allow Restricted Nonresident Guided Hunt applicants that rejected in the Restricted Nonresident Guided Hunt deer tag draw to be eligible for the Main Draw for deer.
2. Text of the proposed regulation: See attached.
- 3A. The estimated economic effect of the regulation on the business which it is to regulate:
 - (a) Adverse effect - N/A
 - (b) Beneficial effect – N/A
 - (c) Immediate effect – N/A
 - (d) Long-term effect – N/A
- 3B. The estimated economic effect of the regulation on the public which it is to regulate:
 - (a) Adverse effect – N/A
 - (b) Beneficial effect - N/A
 - (c) Immediate effect - N/A
 - (d) Long-term effect - N/A
4. Estimated cost to the Department of Wildlife for enforcement of the proposed regulation:
None.
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 notice must include the name of the regulating federal agency: _____. None.

6. If the regulation is required pursuant to federal law, a citation and description of the federal law. None.
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: XNo __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.

Chapter 502 of NAC

LCB File No. T006-08

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

COMMISSION GENERAL REGULATION 366

Authority: NRS 501.105, 501.181, 502.147

Notice of Intent: September , 2008.

Workshop Date: November 21, 2008.

Commission Approval: November 22, 2008

EXPLANATION: Amend regulation to allow Restricted Nonresident Guided Hunt applicants that rejected in the Restricted Nonresident Guided Hunt deer tag draw to be eligible for the Main Draw for deer.

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

Section 1. Chapter 502 of NAC is hereby amended to read as follows:

NAC 502.4237 1. If the Department conducts a drawing for the issuance of nonresident deer tags pursuant to the provisions of NRS 502.147, the Department shall provide to the master guides specified on the applications submitted notification by mail of the date, time and location of the drawing.

2. Not more than 30 successfully drawn applications for restricted nonresident deer tags upon which the same master guide is named may be granted by the Department. If 30 such applications have been approved by the Department, the Department shall deny all applications submitted which exceed that number.

3. *Except for an application for a restricted nonresident deer tag that rejected pursuant to NAC 502.4235 [A]*an applicant who submits an application pursuant to this subsection may not apply for a nonresident deer tag in the main draw in the same year.