

**ADOPTED REGULATION OF THE
BOARD OF WILDLIFE COMMISSIONERS**

LCB File No. R083-10

Effective December 16, 2010

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

AUTHORITY: §1, NRS 501.105 and 501.181.

A REGULATION relating to wildlife; prohibiting a person from interfering with the operation of a guzzler; providing an exception; and providing other matters properly relating thereto.

Section 1. Chapter 503 of NAC is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, a person shall not:

(a) Obstruct or contaminate the flow of water to or the storage of water in a guzzler; or

(b) In any other manner interfere with the operation of a guzzler.

2. The provisions of this section do not apply to an officer, employee or agent of the Department or a federal land management agency while acting in his or her official capacity as an officer, employee or agent of the Department or federal land management agency.

3. As used in this section:

(a) “Federal land management agency” means the United States Forest Service, the United States Bureau of Land Management, the United States Fish and Wildlife Service or the National Park Service.

(b) “Guzzler” means any artificial basin that collects or is designed and constructed to collect precipitation specifically for use by any wildlife.

NOTICE OF ADOPTION OF PROPOSED REGULATION

The Board of Wildlife Commissioners adopted regulations assigned LCB File No. R083-10 which pertain to chapter 503 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

Informational statement relating to Commission General Regulation No. 389 (LCB File No. (R083-10) - as required by Chapter 233B.066.

1. Description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

The proposed regulation was noticed and posted on an agenda according to the Open Meeting Law; distributed to the Board of Wildlife Commissioners, 17 county advisory boards to manage wildlife, and other interested persons; presented at a public workshop and at the board of Wildlife Commissioners' public meeting.

2. The number of persons who:

- (a) **Attended each hearing:** 19 Workshop/ 19 Hearing
- (b) **Testified at each hearing:** 0 Workshop/ 0 Hearing
- (c) **Submitted to the agency written statements:** 0

3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary: A summary is available by contacting the Department of Wildlife. No business was specifically affected. Copies can be obtained from the Nevada Department of Wildlife.

4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change: N/A

5. The estimated economic effect of the regulations on the businesses they are to regulate and on the public. N/A

(a) **Estimated economic effect on the businesses which they are to regulate.**

- (1) Adverse – None
- (2) Beneficial – None
- (3) Immediate – None
- (4) Long term – None

(b) **Estimated economic effect on the public which they are to regulate.**

- (1) Adverse – None
- (2) Beneficial – None
- (3) Immediate – None
- (4) Long term – None

6. The estimated cost to the agency for enforcement of the proposed regulation: N/A

7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary:

If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency:

8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions: N/A

9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used: N/A