

**PUBLIC NOTICE OF A MEETING OF THE  
CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE**

Day: **Tuesday**  
Date: **October 31, 2023**  
Time: **5:30 p.m.**  
Location: **Community Center Bonanza Room**  
**851 East William Street, Carson City, Nevada.**

**NOTICE TO PUBLIC:** Livestream video of the meeting will not be available. **Members of the public who wish to listen to live audio of the meeting or who wish to participate by providing public comment during the designated public comment periods may do so via teleconference.**

**To join the meeting, please dial 775-431-1155**  
**When prompted-enter ID # -763351**  
**When prompted for PIN # -925294**

You may also provide public comment in advance of a meeting by written submission to the following email address: **publiccomment@carson.org**. For inclusion or reference in the minutes of the meeting, your public comment must include your full name and be submitted via email by no later than 3:00 p.m. the day before the meeting.

**DISCLOSURES:** Any member of the advisory board with a conflict of interest on an agenzized item or relative to advisory board business should inform the chair of the member's conflict of interest prior to the meeting. Conflicts of interest must also be disclosed at the time a specific agenda item is introduced.

**AGENDA MANAGEMENT NOTICE:** Items on the agenda may be taken out of order; the public body may combine two or more agenda items for consideration; and the public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

**AGENDA**

- 1. CALL TO ORDER, DETERMINATION OF QUORUM**
- 2. PLEDGE OF ALLEGIANCE**
- 3. PUBLIC COMMENT\*\* – The public is invited, at this time, to comment on and discuss any topic that is relevant to or within the authority of the Carson City Advisory Board to Manage Wildlife (CCABMW). No action may be taken upon a matter raised under this item of the agenda.**

4. **FOR POSSIBLE ACTION: APPROVAL OF MINUTES – AUGUST 8, 2023 AND SEPTEMBER 19, 2023**
5. **FOR INFORMATION ONLY: UPDATE AND ACTIVITY REPORT ON THE CARSON CITY URBAN WILDLIFE COMMITTEE.**
6. **FOR INFORMATION ONLY: UPDATE FROM THE CHAIR ON THE SEPTEMBER 22 AND 23, 2023 NEVADA BOARD OF WILDLIFE COMMISSIONERS' MEETING.**
7. **FOR DISCUSSION ONLY: REPORTS – INFORMATIONAL**  
The following items are informational and for discussion only. No action may be taken by the Board. Any item requiring Board action will be scheduled on a future Board agenda.
  - 7-A. **WINECUP GAMBLE LAND EXCHANGE DISCUSSION** – At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners an update was provided on the recent developments regarding the Winecup Gamble Land Exchange. The CCABMW may desire to offer public comment.
  - 7-B. **DEPARTMENT ACTIVITY REPORT** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on Nevada Department of Wildlife recent activities. The CCABMW may desire to offer public comment.
  - 7-C. **LITIGATION REPORT** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on Nevada Department of Wildlife litigation. The CCABMW may desire to offer public comment.
  - 7-D. **WILDLIFE TRUST FUND ANNUAL REPORT** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on the investment and expenditure of the money in the Wildlife Trust Fund for the period of July 1, 2022 to June 30, 2023, pursuant to NRS 501.3585. The CCABMW may desire to offer public comment.
  - 7-E. **TAG ALLOCATION AND APPLICATION HUNT COMMITTEE (TAAHC) REPORT** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on the recent TAAHC meeting. The CCABMW may desire to offer public comment.
  - 7-F. **FY 2023 PREDATOR MANAGEMENT REPORT** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, an overview will be provided on the various predator management projects that were implemented during State Fiscal Year 2023. The CCABMW may desire to offer public comment.

- 7-G. FY 2024 AND 2025 BIENNIAL BIG GAME RELEASE PLAN** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a summary will be provided on the proposed big game releases intended to take place during State Fiscal years 2024 and 2025. The CCABMW may desire to offer public comment.
- 7-H. MULE DEER ENHANCEMENT PROGRAM OVERSIGHT COMMITTEE** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on the status of Mule Deer Enhancement Program projects and future goals and directions for the program. The CCABMW may desire to offer public comment.
- 7-I. CONSERVATION EDUCATION DIVISION OVERVIEW** – At the November 3, 2023, meeting of the Nevada Board of Wildlife Commissioners, a presentation will be provided on the Conservation Education Division Programs.
- 8. CONSENT AGENDA:** The items listed under the consent agenda are considered routine and may be acted upon by the Advisory Board to Manage Wildlife with one action and without an extensive hearing. A member of the advisory board may request an item be pulled for separate discussion and action, but the advisory board chair retains discretion in deciding whether to pull an item from the consent agenda. (For additional information on the items to be considered within this action item, please visit the Nevada Department of Wildlife website at: [http://www.ndow.org/Public\\_Meetings/Com/Agenda/](http://www.ndow.org/Public_Meetings/Com/Agenda/) under agenda and corresponding support material).
- 8-A. FOR POSSIBLE ACTION: COMMISSION POLICY 23 – PREDATION MANAGEMENT – FOURTH READING.** At its November 3, 2023, meeting, the Nevada Board of Wildlife Commissioners will review Commission Policy 23 and may make any necessary changes and may decide to repeal, revise, or adopt the policy.
- 8-B. FOR POSSIBLE ACTION: COMMISSION POLICY 24, HUNTING OPPORTUNITIES.** The TAAHC reviewed Commission Policy 24, made changes, and sent it back to the commission. At its November 3, 2023, meeting, the Nevada Board of Wildlife Commissioners will review Commission Policy 24 and may make any necessary changes and may decide to repeal, revise, or adopt the policy.
- 8-C. FOR POSSIBLE ACTION: COMMISSION REGULATION 500, SUBDIVISION MAP REVIEW.** At its November 4, 2023, meeting, the Nevada Board of Wildlife Commissioners will hold a second workshop to consider amending Nevada Administrative Code (NAC) 278 to provide for the Department review of tentative subdivision map(s) and inclusion of recommendations for methods to avoid or minimize impacts to wildlife, mitigation measures, best management practices or

required design features, and provide for collection of associated fees to the Department for carrying out such reviews.

- 8-D. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATION 511, WILDLIFE MANAGEMENT AREA DESIGNATIONS.** At its November 4, 2023, meeting the Nevada Board of Wildlife Commissioners will hold a second workshop to consider amending Chapter 504 of the Nevada Administrative Code (NAC). This regulation would update Wildlife Management Area (WMA) designations and restrictions.
- 8-E. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATION 513, EXECUTIVE ORDER REGULATIONS.** At its November 4, 2023, meeting, the Nevada Board of Wildlife Commissioners will hold a workshop to consider amending Chapters 488, 501, 502, 503 and 504 of the Nevada Administrative Code pursuant to Executive Order 2023-003.
- 8-F. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATIONS 509, LICENSES AND VESSEL PRODUCT REFUNDS.** At its November 4, 2023, meeting, the Nevada Board of Wildlife Commissioners will consider and may take action to approve amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products.
- 8-G. FOR POSSIBLE ACTION: BIGHORN SHEEP RAM SPECIALTY TAG REGULATION REVIEW.** At its November 4, 2023, meeting, the Nevada Board of Wildlife Commissioners will review bighorn ram specialty tag seasons and unit closures and may decide to make changes to the method used to limit the maximum number of specialty tags for every unit group that has an open season. The Commission Regulations presented at the January 2023 Commission Meeting have not provided the expected results and the Department is seeking an improved method for limiting the number of rams that can be harvested from bighorn ram hunt units or unit groups by specialty tagholders.

**\*\*\*\*\* END OF CONSENT AGENDA \*\*\*\*\***

- 9. FOR INFORMATION ONLY: ADVISORY BOARD MEMBER COMMITMENT(S) TO THE NOVEMBER 3 AND 4, 2023 MEETING AND THE JANUARY 26 AND 27, 2024 MEETING.**
- 10. FOR INFORMATION ONLY: FUTURE AGENDA ITEMS.**
- 11. PUBLIC COMMENT\*\*** - The public is invited, at this time, to comment on and discuss any matter that is relevant to or within the authority of the Carson City Advisory Board to Manage Wildlife, including any matter that is not specifically included in the agenda as an action item. No action may be taken on a matter raised under this item of the agenda.

## 12. FOR POSSIBLE ACTION: ADJOURNMENT

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*\*\* PUBLIC COMMENT LIMITATIONS - The Carson City Advisory Board to Manage Wildlife will provide at least two public comment periods in compliance with the minimum requirements of the Open Meeting Law prior to adjournment. Public comment will be limited to three minutes per speaker to facilitate the efficient conduct of a meeting and to provide a reasonable opportunity for comment from all members of the public who wish to speak. Testimony from a person who is directly involved with an item, such as City staff, an applicant, or a party to an administrative hearing or appeal, is not considered public comment and is not subject to the three-minute time limitation. No action may be taken on a matter raised under public comment unless the item has been specifically included on the agenda as an item upon which action may be taken.*

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The agenda and supporting materials are available on the City's website at [www.carson.org/agendas](http://www.carson.org/agendas) and on the State website: <https://notice.nv.gov> Posting on Carson City's website of supporting materials for its public meetings, other than such postings pertinent to the Board of Supervisors meetings, is not required. The posting of supporting materials on the City's website is a courtesy and no rights are thereby bestowed. Late materials or materials distributed during the public meeting will be incorporated into the public record and can be made available upon request.

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Notices to persons with disabilities: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify Hope Mills at 775-283-7859 or, in writing, at 885 East Musser Street, Suite 1032, Carson City, Nevada 89701, as soon as possible.

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On some occasions, three or more members of this Advisory Board will attend Nevada Board of Wildlife Commissioners meetings, which are publicly noticed. These are informational meetings, and no action will be taken by this Carson City Advisory Board to Manage Wildlife, nor will this body improperly deliberate toward any decision, on those occasions. Information obtained at the Nevada Board of Wildlife Commissioners meetings may be agendized and acted upon at the next regular meeting of this Advisory Board.

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To request a copy of the supporting materials for this meeting, contact Hope Mills at [hmills@carson.org](mailto:hmills@carson.org) or (775) 283-7859. Additionally, a copy of the agenda with all supporting materials may be made available, upon request, from the Public Meetings / Records Division of the Carson City Clerk's Office, 885 East Musser Street, Suite 1032, Carson City, Nevada.

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**NOTICE TO PUBLIC: This agenda was posted electronically on the following Internet websites:**

**State website:** <https://notice.nv.gov>

**City website:** [www.carson.org](http://www.carson.org)

*Please note that all agenda notices will only be posted online, at City Hall, and at the Carson City Community Center, as authorized by Assembly Bill 219 of the 82<sup>nd</sup> (2023) Session of the Nevada Legislature.*

**DRAFT MINUTES**  
**Regular Meeting**  
**Carson City Advisory Board to Manage Wildlife (WAB)**  
**Tuesday, August 8, 2023 ● 5:30 PM**  
**Community Center Bonanza Room**  
**851 East William Street, Carson City, Nevada 89701**

**Board Members**

**Chair – Corbett Fleming**                      **Vice Chair – Tim Wilson**  
**Member – Robert Boehmer**              **Member – Kirk Stewart**  
**Member – Daniel Thompson**

**Staff**

Danielle Howard, Public Meetings Clerk  
Minutes by: Briana Munoz, Public Meetings Clerk

**NOTE:**            A recording of these proceedings, the board’s agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record. These materials are on file in the Clerk-Recorder’s Office, and available for review during regular business hours.

Audio recordings and approved minutes of the Board’s meetings are available on [www.carson.org/minutes](http://www.carson.org/minutes).

**1.        CALL TO ORDER AND DETERMINATION OF QUORUM**

(5:47:29) – Chairperson Fleming called the meeting to order at 5:47 p.m.

<b>Attendee Name</b>	<b>Status</b>	<b>Arrived</b>
Corbett Fleming, Chair	Present	
Tim Wilson, Vice Chair	Present	
Robert Boehmer	Present	
Kirk Stewart	Present	
Daniel Thompson	Absent	

**2.        PLEDGE OF ALLEGIANCE**

(5:48:02) – Led by Vice Chair Wilson.

**3.        PUBLIC COMMENT**

(5:48:20) – Chairperson Fleming entertained public comments; however, none were forthcoming.

**4.        FOR POSSIBLE ACTION: APPROVAL OF MINUTES – JUNE 20, 2023**

(5:48:31) – Chairperson Fleming introduced the item and entertained a motion.

(5:49:01) – Vice Chair Wilson moved to approve the minutes from the June 20, 2023 meeting as presented. The motion was seconded by Member Stewart and carried 4-0-0.

**5. FOR INFORMATION ONLY: UPDATE AND ACTIVITY REPORT ON THE CARSON CITY URBAN WILDLIFE COMMITTEE.**

(5:49:10) – Chairperson Fleming introduced the item. Member Boehmer reported on significant rattlesnake and bear activity in areas of Carson City “that predominantly don’t get bears.” He stated that he reached out to Nevada Department of Wildlife Urban Wildlife Coordinator Raquel Martinez to inquire about upcoming campaigns or opportunities but had not received a response.

**6. FOR INFORMATION ONLY: UPDATE FROM THE CHAIR ON JUNE 23 AND 24, 2023 NEVADA BOARD OF WILDLIFE COMMISSIONERS’ MEETING.**

(5:50:47) – Chairperson Fleming introduced the item and reported that he did not attend. Member Boehmer stated that he virtually attended the June 23, 2023 meeting but there “was not much to report.”

**7. REPORTS – INFORMATIONAL**

(5:51:59) – Chairperson Fleming introduced the item and entertained Member input on each of the reports. Member Stewart requested input on item 7-E. Member Boehmer requested input on items 7-E and 7-H.

**7-A. WESTERN ASSOCIATION OF FISH AND WILDLIFE AGENCIES (WAFWA) 2023 ANNUAL CONFERENCE** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, reports from the 2023 conference will be provided. The CCCABMW may desire to offer public comment.*

**7-B. DEPARTMENT ACTIVITY REPORT** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on Nevada Department of Wildlife recent activities. The CCCABMW may desire to offer public comment.*

**7-C. LITIGATION REPORT** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on Nevada Department of Wildlife litigation. The CCCABMW may desire to offer public comment.*

**7-D. NEVADA REVISED STATUTES 338 PUBLIC WORKS CONTRACTS** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on public works contracts awarded by the Department in the previous fiscal year. The CCCABMW may desire to offer public comment.*

**7-E. THE 2023 DRAW OVERVIEW** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, the Department’s vendor that accepts hunt applications and conducts the random draw for hunting tags will provide an overview of this year’s application and hunt statistics, conducting the random draw. The CCCABMW may desire to offer public comment.*

(5:53:08) – In response to Member Stewart’s question about a potential new vendor, Member Boehmer said that discussions about a new vendor would likely take place at the next meeting and mentioned that the current contract is a multi-year one and he hadn’t heard of any updates regarding its status. He questioned whether the Department had the ability to renegotiate or go back to request for proposals if another company had acquired the existing vendor. Member Boehmer noted that there weren’t any relevant support materials on the item and assumed that it could be an informational item.

(5:57:07) – Chairperson Fleming mentioned that he believed the item was “a common one” where the Department discusses hunting statistics. Member Boehmer stated that he had talked to many individuals who were not happy with the tags that were issued.

**7-F. HABITAT DIVISION PROGRAM OVERVIEW** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, a presentation will be provided on the Habitat Division Programs. The CCCABMW may desire to offer public comment.*

**7-G. EMBRACING PARTNERSHIPS TO BENEFIT NEVADA’S WILDLIFE** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, a presentation will be provided on the Habitat Division Restoration and Rehabilitation Program. The CCCABMW may desire to offer public comment.*

**7-H Winecup Gamble Land Exchange** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, a presentation will be provided on the proposed Winecup Gamble Land Exchange. The CCCABMW may desire to offer public comment.*

(5:56:01) – Member Boehmer expressed interest in the item. Vice Chair Wilson stated that he was surprised by it. Member Boehmer described the item as “unbelievable” and stated that the land was “a great area” for game hunting.

**7-I AB70 \$3 PREDATORY FEE** – *At the August 11, 2023 meeting of the Nevada Board of Wildlife Commissioners, the Department will present the strategy for implementing the change in the Agency Management System (AMS) to allow tag applicants to choose where they want their \$3 fee applied: wildlife management or lethal removal of predators. The CCCABMW may desire to offer public comment.*

## **8. CONSENT AGENDA:**

*The items listed under the consent agenda are considered routine and may be acted upon by the Advisory Board to Manage Wildlife with one action and without extensive hearing. A member of the advisory board may request an item be pulled for separate discussion and action, but the advisory board chair retains discretion in deciding whether to pull an item from the consent agenda. (For additional information on the items to be considered within this action item, please visit the Nevada Department of Wildlife website at: [http://www.ndow.org/Public\\_Meetings/Com/Agenda/](http://www.ndow.org/Public_Meetings/Com/Agenda/) under agenda and corresponding support material).*

(6:01:06) – Chairperson Fleming introduced the item. Member Boehmer wished to pull item 8-C from the Consent Agenda for discussion.

**(6:01:40) – Member Boehmer moved to accept Consent Agenda items 8-A, 8-B, and 8-D. The motion was seconded by Member Stewart and carried 4-0-0.**

**8-A. FOR POSSIBLE ACTION: COUNTY ADVISORY BOARDS TO MANAGE WILDLIFE (CABMW) MEMBER ITEMS.** *At the August 12, 2023 meeting of the Nevada Board of Wildlife Commissioners, CABMW members may present emergent items. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.*

**8-B. FOR POSSIBLE ACTION: COMMISSION POLICY 23 – PREDATION MANAGEMENT – THIRD READING.** *At its August 12, 2023 meeting, the Nevada Board of Wildlife Commissioners will review Commission Policy 23 and may make any necessary changes and may decide to repeal, revise, or adopt the policy.*

**8-C. FOR POSSIBLE ACTION: COMMISSION POLICY 24 – HUNTING OPPORTUNITIES AMONG VARIOUS WEAPONS CLASSES AND HUNTER GROUPS – FIRST READING.** *At its August 12, 2023 meeting, the Nevada Board of Wildlife Commissioners will have a first reading of Commission Policy 24, Hunting Opportunities Among Various Weapons Classes and Hunter Groups, may make any necessary changes and may advance the policy to a second reading.*

(6:01:58) – Chairperson Fleming introduced the item. Member Boehmer indicated that he was confused by the item’s purpose, stating that he felt that the Commission was “trying to pull a fast one.” He referenced Commission Policy 24, which is incorporated into the record, and expressed concerns regarding hunting classes like archery, which often have fewer applicants. He mentioned the possibility of the Commission taking “away from those groups if the demand is not there.” Member Boehmer shared concerns as an archer and a supporter of archers, stating that this County Advisory Board (CAB) should monitor the situation and listen to the dialogue to determine their position.

(6:06:53) – Chairperson Fleming noted the difference between “desire” and “actual success rate.” Member Boehmer agreed and stated that there was a need to allocate a certain number of tags for archery, even if the success rate was lower.

(6:07:40) Vice Chair Wilson said he believes “they should give more archery tags.” Member Boehmer agreed and stated “out of all the areas where there’s heavy archery applications, we never see any excess. It’s only areas where there’s not a high demand for archery.”

**(6:09:34) – MOTION: Member Boehmer moved to “remain neutral” on Commission Policy 24, until CAB received more information “to better understand the policy.” Member Stewart seconded the motion and carried 4-0-0.**

**8-D. FOR POSSIBLE ACTION: COMMISSION POLICY 65 – DESIGNATION OF WILDLIFE MANAGEMENT AREAS – FIRST READING.** *At its August 12, 2023 meeting, the Nevada Board of Wildlife Commissioners will have a first reading of Commission Policy 65, Designation of Wildlife Management Areas, may make any necessary changes and may advance the policy to a second reading.*

\*\*\*\*\* **END OF CONSENT AGENDA** \*\*\*\*\*

**9. FOR INFORMATION ONLY: ADVISORY BOARD MEMBER COMMITMENT(S) TO THE AUGUST 11 AND 12, 2023 MEETING AND THE SEPTEMBER 22 AND 23, 2023 MEETING.**

(6:10:20) – Chairperson Fleming introduced the item. Member Boehmer indicated that he would attend the August 11, 2023 meeting and Member Stewart indicated that he would attend the August 12, 2023 meeting.

(6:14:35) – Member Stewart indicated that he would attend the September 22 and 23, 2023 meetings virtually.

**10. FOR INFORMATION ONLY: FUTURE AGENDA ITEMS**

(6:15:22) – Chairperson Fleming entertained suggestions for future agenda items; however, none were forthcoming.

**11. PUBLIC COMMENT**

(6:07:51) – Chairperson Fleming entertained public comments; however, none were forthcoming.

**12. FOR POSSIBLE ACTION: ADJOURNMENT**

(6:09.:05) – Chairperson Fleming adjourned the meeting at 6:09 p.m.

The minutes of the August 8, 2023, meeting of the Carson City Advisory Board to Manage Wildlife are approved on this 31<sup>st</sup> day of October, 2023.

**DRAFT MINUTES**  
**Regular Meeting**  
**Carson City Advisory Board to Manage Wildlife (WAB)**  
**Tuesday, September 19, 2023 ● 5:30 PM**  
**Community Center Bonanza Room**  
**851 East William Street, Carson City, Nevada 89701**

**Board Members**

**Chair – Corbett Fleming**                      **Vice Chair – Tim Wilson**  
**Member – Robert Boehmer**              **Member – Kirk Stewart**  
**Member – Daniel Thompson**

**Staff**

Tamar Warren, Senior Deputy Clerk  
Minutes by: Briana Munoz, Public Meetings Clerk

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**1. CALL TO ORDER AND DETERMINATION OF QUORUM**

(5:36:16) –Vice Chair Wilson called the meeting to order at 5:36 p.m.

<b>Attendee Name</b>	<b>Status</b>	<b>Arrived</b>
Corbett Fleming, Chair	Absent	
Tim Wilson, Vice Chair	Present	
Robert Boehmer	Present	
Kirk Stewart	Absent	
Daniel Thompson	Present	

**2. PLEDGE OF ALLEGIANCE**

(5:36:42) – Led by Member Boehmer.

**3. PUBLIC COMMENT**

(5:37:02) – Vice Chair Wilson entertained public comments.

(5:37:38) – Gene Green expressed concerns regarding his representation of this County Advisory Board (CAB) at the Nevada Board of Wildlife Commissioners’ meetings in Ely on June 23 and 24, 2023. He stated that he disagrees with the idea of “a select group of people” attending every meeting. Mr. Green added that he would continue going to as many meetings as he always has. He noted that he would not

attend the September 22 and 23, 2023 meetings in Las Vegas and stated “we only have 17 counties in this state, and some are so huge it’s impossible for some of the boards to even get together, let alone members to make the meetings. And in some cases, it’s even impossible for them to fulfill the paperwork on time because of communication efforts within certain parts of this state.”

(5:40:33) – Deni French introduced himself as a Carson City resident and said that he attended the meeting because he was “curious about what goes on in town.” Mr. French stated that he had missed most of the board’s meetings because they weren’t on his “main peripheral vision”, but he now had concerns about wildlife.

(5:41:23) – C.K. Bailey introduced himself as a Carson City resident and stated that he attended the meeting to let this board know that he hadn’t “fallen off the deep end” and was still involved in Nevada wildlife including fisheries and teaching children how to fish. Mr. Bailey added that he looked forward to seeing Bailey Pond get back on its feet after “a very warm spell.”

#### **4. FOR POSSIBLE ACTION: APPROVAL OF MINUTES – AUGUST 8, 2023**

(5:42:39) – No minutes were available for approval. Vice Chair Wilson tabled the item to the October 31, 2023 meeting.

#### **5. FOR INFORMATION ONLY: UPDATE AND ACTIVITY REPORT ON THE CARSON CITY URBAN WILDLIFE COMMITTEE.**

(5:43:45) –Vice Chair Wilson introduced the item. Member Boehmer provided an update on the development of a potential urban wildlife week or month campaign with the Nevada Department of Wildlife (NDOW) to invite the community to learn about urban wildlife in Carson City. He noted that the Mayor and Board of Supervisors were in favor of it. Member Boehmer added that he has tried to coincide the efforts with NDOW’s outreach but “they’ve been pretty slammed.” He reported more bear activity in Genoa and Carson Valley as the bears prepare for winter. Member Boehmer noted that he led an hour-long wilderness training for a church group.

#### **6. FOR INFORMATION ONLY: UPDATE FROM THE CHAIR ON AUGUST 11 AND 12, 2023 NEVADA BOARD OF WILDLIFE COMMISSIONERS’ MEETING.**

(5:49:44) –Vice Chair Wilson introduced the item and reported that he attended the August 12, 2023 meeting. Member Boehmer reported that he attended the August 1, 2023 meeting. Vice Chair Wilson reported on the item involving the Winecup Gamble Ranch land exchange in Elko County which would consolidate checkerboard property in exchange for private holdings. He added that the item is not yet a formal proposal but noted strong public comments including opposition from a Las Vegas Wildlife Board Member.

(5:51:44) – In response to Member Thompson’s question, Member Boehmer elaborated on the issue stating that the potential land exchange involved the Winecup Gamble Ranch and the Bureau of Land Management (BLM). He added that the concerns among many are that the exchange could lead to

restricted access to public lands, as seen previously with the Pequop Mountain Range. Member Boehmer noted that there was a lot of debate on whether the Department could work to grant access to portions suitable for sportsmen. He added that the Commissioners were on the fence due to the lack of a clear proposal. Member Boehmer anticipated that the upcoming meeting in Las Vegas could bring more clarity.

(5:55:42) – Vice Chair Wilson agreed and reported on the Department’s presentation on birds affected by botulism.

## **7. REPORTS – INFORMATIONAL**

(5:57:25) – Vice Chair Wilson introduced the item and entertained Member input on each of the reports. Member Thompson asked to discuss item 7-G.

**7-A. DEPARTMENT ACTIVITY REPORT** – *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on Nevada Department of Wildlife recent activities. The CCABMW may desire to offer public comment.*

**7-B. LITIGATION REPORT** – *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on Nevada Department of Wildlife litigation. The CCABMW may desire to offer public comment.*

**7-C. MULE DEER ENHANCEMENT SUMMIT REPORT** – *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on the Mule Deer Enhancement Summit that took place in Winnemucca, Nevada on August 17 through 19, 2023. The CCABMW may desire to offer public comment.*

**7-D. TAG ALLOCATION AND APPLICATION HUNT COMMITTEE (TAAHC) REPORT** – *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, a report will be provided on the recent TAAHC meeting. The CCABMW may desire to offer public comment.*

**7-E. CORNER CROSSINGS REPORT** – *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, a presentation will be provided on the corner crossings in Nevada. The CCABMW may desire to offer public comment.*

**7-F. EXECUTIVE ORDER 2023-008** – *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, an update will be provided to the Commission regarding Executive Order 2023-008, Lifting the Freeze on the Regulatory Process. The Department will share which regulations should be brought to the Commission for further review. The CCABMW may desire to offer public comment.*

**7-G. FISHERIES DIVISION PROGRAM OVERVIEW**- *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, a presentation will be provided on the Fisheries Division Programs. The CCABMW may desire to offer public comment.*

(6:00:56) – Member Boehmer stated that the Department is striving to create more opportunities for fisheries in the State of Nevada. He reported that he had received 12 emails and 15 phone calls from people that that “were not too happy with some of the proposed regulations.” Member Boehmer added that he believed the Fisheries Division Program Overview would be “a great one.”

## **8. CONSENT AGENDA:**

*The items listed under the consent agenda are considered routine and may be acted upon by the Advisory Board to Manage Wildlife with one action and without extensive hearing. A member of the advisory board may request an item be pulled for separate discussion and action, but the advisory board chair retains discretion in deciding whether to pull an item from the consent agenda. (For additional information on the items to be considered within this action item, please visit the Nevada Department of Wildlife website at: [http://www.ndow.org/Public\\_Meetings/Com/Agenda/](http://www.ndow.org/Public_Meetings/Com/Agenda/) under agenda and corresponding support material).*

(6:02:43) – Vice Chair Wilson introduced the item. Member Boehmer wished to pull items 8-A, 8-D, and 8-H from the Consent Agenda for discussion.

**(6:05:19) – Member Thompson moved to accept Consent Agenda items 8-B, 8-C, 8-E, 8-F, and 8-G. The motion was seconded by Member Boehmer and carried 3-0-0.**

**8-A. FOR POSSIBLE ACTION: WINECUP GAMBLE LAND EXCHANGE DISCUSSION.** *At the September 22, 2023, meeting of the Nevada Board of Wildlife Commissioners, an update will be provided on recent developments regarding the Winecup Gamble Land Exchange. CCABMW members will have the opportunity to discuss potential input or actions.*

(6:05:50) – Vice Chair Wilson introduced the item. Member Boehmer stated that the land exchange involves “a huge portion of Northeastern Nevada.” He pointed out that many people are opposed to the proposal. Member Boehmer stated that a lot of information was still unknown, and he wanted to remain neutral until more details became available.

(6:08:40) – Vice Chair Wilson agreed and stated that the proposal may change based on input. He added that he would like WAB to continue monitoring the item. Member Boehmer stated that the item would potentially affect Eastern Nevada.

(6:09:35) – In response to Member Thompson, Member Boehmer clarified the item could involve sections with restricted access. He added that he pulled the item to allow the public to provide comments and to ensure it’s on WAB’s “radar.”

## **PUBLIC COMMENTS**

(6:10:54) – Vice Chair Wilson entertained public comments.

(6:11:02) – Mr. Green expressed concerns based on past experiences with land exchanges and the potential for landowners to change conditions after acquisition.

(6:12:22) – Mr. Bailey voiced his opposition to any land exchange that could limit fisheries and negatively impact the public.

(6:13:08) – Mr. French stated, “it seems that anytime BLM gives up land, it somehow ends up being sold by the people that are getting the land for other types of development and they crowd up in certain areas.” He expressed concerns regarding the land exchange stating that it was “opening up a can of worms.”

**(6:14:25) – Member Boehmer moved to take a neutral position on 8-A until more information was revealed. The motion was seconded by Member Thompson and carried 3-0-0.**

**8-B. FOR POSSIBLE ACTION: COMMISSION POLICY 23 – PREDATION MANAGEMENT – THIRD READING.** *At its September 22, 2023, meeting, the Nevada Board of Wildlife Commissioners will review Commission Policy 23 and may make any necessary changes and may decide to repeal, revise, or adopt the policy.*

**8-C. FOR POSSIBLE ACTION: COMMISSION POLICY 65 – DESIGNATION OF WILDLIFE MANAGEMENT AREAS – SECOND READING.** *At its September 22, 2023, meeting, the Nevada Board of Wildlife Commissioners will review Commission Policy 65, Designation of Wildlife Management Areas, and may make any necessary changes and may decide to repeal, revise, or adopt the policy.*

**8-D. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATION 512, FISHERIES.** *At its September 23, 2023, meeting, the Nevada Board of Wildlife Commissioners will hold a workshop to consider amending Chapter 488 and 503 of the Nevada Administrative Code (NAC). This regulation would change vessel motor restrictions, amend tackle restrictions, and reclassify protected species classifications.*

(6:14:55) – Vice Chair Wilson introduced the item. Member Boehmer noted that he pulled the item to inform the public on the proposal.

He explained that the proposal would impact Hobart Reservoir since their regulations only allow for single barbless hooks. Member Boehmer stated that the new recommendation aimed to change the restriction from only single barbless hooks to “artificial lures only,” allowing the use of treble hooks, spinners, and other artificial baits. He expressed concerns regarding the potential impact on Brook Trout, stating that they were the most he’d ever seen in a water in the State of Nevada “but they’re all very small.” Member Boehmer mentioned a similar instance at Kirman Lake, where small Brook Trout grew larger after an increased harvest. He expressed support for the Department’s efforts and believed it was “a step in the right direction.”

## **PUBLIC COMMENTS**

(6:24:29) – Vice Chair Wilson entertained public comments. Sam Sedillo introduced himself as a Fish Biologist for NDOW and explained that under the current regulation, the quality of fish at Hobart

Reservoir hadn't improved over the past twenty years. Mr. Sedillo added that the proposal would not change the number of fish one could take but aimed to add "a little bit of nuance" to the current limits by removing size restrictions. He stated that "previously you couldn't take more than one fish over 14 [pounds], we're removing that and still allowing for people to take five fish." Mr. Sedillo noted that another nuance restricts taking more than two Tiger Trout because Tiger Trout are used as a biological control of the Brook Trout population to "allow for them to grow to really good sizes." He clarified that the regulation regarding single barbless artificial lures is not an expansion of permissible gear but rather a shift to artificial lures only. He added that the changes are expected to encourage more people to fish at Hobart Reservoir, potentially leading people to "harvest more Brook Trout specifically and create more of a quality fishery."

(6:27:06) – Mr. Sedillo responded to clarifying questions regarding the closure of Ash Canyon Road, Marlette Lake, and restrictions on barbed hooks.

**(6:31:01) – Member Boehmer moved to approve that this CAB show support to the regulation change. The motion was seconded by Member Thompson and carried 3-0-0.**

**8-E. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATION 511, WILDLIFE MANAGEMENT AREA DESIGNATIONS.** *At its September 23, 2023, meeting the Nevada Board of Wildlife Commissioners will hold a workshop to consider amending Chapter 504 of the Nevada Administrative Code (NAC). This regulation would update Wildlife Management Area (WMA) designations and restrictions.*

**8-F. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATIONS 509, LICENSES AND VESSEL PRODUCT REFUNDS, LCB FILE NO. R037-23.** *At its September 23, 2023, meeting, the Nevada Board of Wildlife Commissioners will consider and may take action to approve amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products.*

**8-G. FOR POSSIBLE ACTION: COMMISSION GENERAL REGULATION 510, FCFS EXCHANGE TO OBTAIN A TAG, LCB FILE NO. R038-23.** *At its September 23, 2023, meeting, the Nevada Board of Wildlife Commissioners will consider and may take action to approve amending Nevada Administrative Code (NAC) 502 that would include any money, goods, or services exchanged for procurement of a tag through the First Come, First Serve (FCFS) program as grounds for suspension from the program. Commission General Regulation 510 is currently a temporary regulation that is set to expire on November 1, 2023.*

**8-H. FOR POSSIBLE ACTION: COMMISSION REGULATION 23-15, FISHING SEASONS AND REGULATIONS FOR JANUARY 1, 2024, THROUGH DECEMBER 31, 2025.** *At its September 23, 2023, meeting, the Nevada Board of Wildlife Commissioners will consider and may take action to approve the Fishing Season and Regulations for 2024 and 2025.*

(6:33:12) – Vice Chair Wilson introduced the item. Member Boehmer emphasized the importance of the agenda item, stating that the fishing regulations would be in place for two years. He commended the Department for aligning the possession limit with “what we typically see in regulations across the state.” Member Boehmer noted changes to bag limits and restrictions in certain waters. He said he appreciated the Department’s efforts and expressed support for the agenda item.

## **PUBLIC COMMENTS**

(6:35:31) – Mr. Sedillo stated that the new possession limit was designed to provide more flexibility for anglers without significantly impacting the abundance of fish in the waters. He noted that the Department’s goal was to encourage more people to go fishing and “utilize the resource.”

(6:36:53) – Member Boehmer responded to Mr. Bailey’s clarifying question on the proposed limit of possession.

**(6:37:52) – Member Thompson moved to approve that WAB supports item 8-H as written. The motion was seconded by Member Boehmer and carried 3-0-0.**

\*\*\*\*\* **END OF CONSENT AGENDA** \*\*\*\*\*

## **9. FOR INFORMATION ONLY: ADVISORY BOARD MEMBER COMMITMENT(S) TO THE SEPTEMBER 22 AND 23, 2023 MEETING AND THE NOVEMBER 3 AND 4, 2023 MEETING.**

(6:38:21) – Vice Chair Wilson introduced the item. Member Boehmer indicated that he would attend the September 22, 2023 meeting virtually. Vice Chair Wilson stated that he would attend the September 23, 2023 meeting.

(6:39:17) – Member Boehmer stated that he had to check his schedule before he committed to the November 3 and 4, 2023 meetings. Vice Chair Wilson indicated that he would attend the November 3 and 4, 2023 meetings.

## **10. FOR INFORMATION ONLY: FUTURE AGENDA ITEMS**

(6:41:08) – Vice Chair Wilson entertained suggestions for future agenda items; Member Boehmer requested to keep item 8-A regarding the Winecup Gamble Land Exchange on the agenda. He added that he would like to keep all petitions on the agenda.

## **11. PUBLIC COMMENT**

(6:42:03) – Vice Chair Wilson entertained public comments. Mr. French recommended a PBS Special called “Evolution Earth: Heat” which was set to air September 20, 2023. He noted that the program would cover “the hottest places in the world” and species’ survival adaptations.

(6:43:30) – Mr. Green provided an update on the August 11 and August 12, 2023 NDOW Commission meetings. He praised the Commission field trips, stating that they are “phenomenal” and reported on a recent trip to Cave Lake and a high-altitude meadow.

**12. FOR POSSIBLE ACTION: ADJOURNMENT**

(6:53:22) – Vice Chair Wilson adjourned the meeting at 6:53 p.m.

The minutes of the September 19, 2023, meeting of the Carson City Advisory Board to Manage Wildlife are approved on this 31<sup>st</sup> day of October, 2023.

## Nevada Board of Wildlife Commissioners' Meeting Agenda

### Meeting Location

Washoe County Administrative Complex  
Building A,  
Commission Chambers  
1001 E. Ninth Street  
Reno, NV 89512

**The meeting will be broadcast live at the NDOW Commission YouTube page:**

<https://www.youtube.com/channel/UCrFHgHLM0MZA2Hx7og8pFcQ>

**If you wish to make public comment, please use this link for Friday, November 3, 2023:**

<https://us02web.zoom.us/j/83183174654?pwd=QINyUlpPUFpQQTFLQkpdnNWd0dGUT09>

Passcode: 65248

**If you wish to make public comment, please use this link for Saturday, November 4, 2023:**

<https://us02web.zoom.us/j/82805095514?pwd=eEp1YktkeDVoQVN5MWIZNDJIMjQ3UT09>

Passcode: 077788

Public comment will be taken on each action item following Commission discussion and before any action is taken. **Persons attending virtually wishing to comment are invited to raise their virtual hands in the virtual meeting forum during the appropriate time; each person offering public comment during this period will be limited to not more than three minutes.** The Chair may allow persons representing groups to speak for six minutes. Persons may not allocate unused time to other speakers. Persons are invited to submit written comments on items prior to the meeting at [wildlifecommission@ndow.org](mailto:wildlifecommission@ndow.org) or attend and make comment during the meeting. Public comment will not be restricted based on viewpoint. To ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments to avoid the appearance of deliberation on topics not listed for action on the agenda. Minutes of the meeting will be produced in summary format. All persons present are asked to sign-in, whether speaking or not.

In accordance with NRS 501.105 and Commission Policy 1, Adoption of Commission Policies, Resolutions, and Record Keeping: *"The Commission will have a minimum of two readings not on consecutive days of the revised or proposed policy in public meetings before the Commission takes action to adopt, amend, or repeal, or disapprove the policy. Exception: If the policy is declared an emergency the Commission may read, amend, and adopt the policy in two readings on two consecutive days."*

In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual, the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of, the Nevada Board of Wildlife Commissioners, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers.

### **Friday, November 3, 2023 – 8:30 a.m.**

1. **Call to Order, Pledge of Allegiance, Roll Call of Commission Members and County Advisory Board Members to Manage Wildlife (CABMW) – Chairman Caviglia** **INFORMATIONAL**

2. **Public Comment Period** INFORMATIONAL  
Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda. Persons making comments are asked to begin by stating their name for the record.
  
3. **Approval of Agenda – Chairman Caviglia** FOR POSSIBLE ACTION  
The Commission will review the agenda and may take action to approve the agenda for November 3, 2023. The Commission may remove items from the agenda, continue items for consideration or take items out of order.
  
- 4.\* **Approval of Minutes – Chairman Caviglia** FOR POSSIBLE ACTION  
Commission minutes may be approved from the September 22 and 23, 2023 meeting.
  
- 5.\* **Member Items/Announcements and Correspondence - Chairman Caviglia** INFORMATIONAL  
Commissioners may present emergent items. No action may be taken by the Commission. Any item requiring Commission action may be scheduled on a future Commission agenda. The Commission will review and may discuss correspondence sent or received by the Commission since the last regular meeting and may provide copies for the exhibit file. (Commissioners may provide hard copies of their correspondence for the written record). Correspondence sent or received by Secretary Jenne may also be discussed.
  
6. **County Advisory Boards to Manage Wildlife (CABMW) - Member Items** INFORMATIONAL  
CABMW members may present emergent items. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.
  
7. **Reports** INFORMATIONAL
  - A. **Department Activity Report – Secretary Jenne and Division Administrators**  
A report will be provided on Nevada Department of Wildlife recent activities.
  
  - B.\* **Litigation Report – Deputy Attorney General Craig Burkett**  
A report will be provided on Nevada Department of Wildlife litigation.
  
  - C.\* **Wildlife Trust Fund Annual Report – Deputy Director Jordan Goshert**  
A report will be provided on the investment and expenditure of the money in the Wildlife Trust Fund for the period of July 1, 2022 to June 30, 2023, pursuant to NRS 501.3585.
  
  - D.\* **Tag Allocation and Application Hunt Committee (TAAHC) Report – Committee Chairman Caviglia**  
A report will be provided on the recent TAAHC meeting.

**E. FY 2023 Predator Management Report – Game Division Staff  
Specialist Pat Jackson**

An overview will be provided on the various predator management projects that were implemented during State Fiscal Year 2023.

**F.\* FY 2024 and 2025 Biennial Big Game Release Plan – Game Division Staff  
Specialist Mike Cox**

The Game Division will provide a summary of proposed big game releases intended to take place during State Fiscal years 2024 and 2025.

**G.\* Mule Deer Enhancement Program Oversight Committee –  
Commissioner Kiel, Game Division Administrator Shawn Espinosa, and  
Habitat Division Administrator Mark Freese**

A report will be provided on the status of Mule Deer Enhancement Program projects and future goals and directions for the program.

**8.\* Commission Policy 23 – Predation Management - FOR POSSIBLE ACTION  
Fourth Reading – Administrative Procedures, Regulations and Policy Committee  
Chairman David McNinch and Management Analyst Kailey Musso**

The Commission will review Commission Policy 23 and may make any necessary changes and may decide to repeal, revise, or adopt the policy.

**9.\* Commission Policy 24 – Hunting Opportunities - FOR POSSIBLE ACTION  
Among Various Weapons Classes and Hunter Groups  
Second Reading – TAAHC Committee Chairman Tommy Caviglia, Game Division  
Administrator Shawn Espinosa, and Management Analyst Kailey Musso**

The TAAHC Committee reviewed Commission Policy 24, made changes, and sent it back to the Commission. The Commission may make any necessary changes and may decide to repeal, revise, or adopt the policy.

**10. Conservation Education Division Overview – INFORMATIONAL  
Conservation Education Division Administrator Chris Vasey, Public Information Officer  
Ashley Zeme, Outdoor Education Coordinator Aaron Keller, Wildlife/Volunteer  
Coordinator Julie Bless, Publication Coordinator Hannah VonTour, Boating Education  
Coordinator Aaron Meier, and Connection Coordinator Bobby Jones.**

A presentation will be provided on the Conservation Education Division Programs.

**11. Public Comment Period INFORMATIONAL**

Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda. Persons making comment are asked to begin by stating their name for the record.

**Friday, November 3, 2023 – Tour will begin at the close of agenda item #11**

**Field Trip – Tour of Oxbow Nature Study area**

The Commission will tour the Oxbow Nature Study Area. Informational presentations may be made at several sites, but no action will be taken by the Commission. The public is invited to participate but will be required to provide their own transportation. The group will depart from the Washoe County Complex, Building A.

**Saturday, November 4, 2023 – 8:30 a.m.**

12. **Call to Order, Pledge of Allegiance, Roll Call of Commission Members and County Advisory Board Members to Manage Wildlife (CABMW) – Chairman Caviglia.** **INFORMATIONAL**
13. **Public Comment Period** **INFORMATIONAL**  
Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda. Persons making comment are asked to begin by stating their name for the record.
14. **Approval of Agenda – Chairman Caviglia** **FOR POSSIBLE ACTION**  
The Commission will review the agenda and may take action to approve the agenda for November 4, 2023. The Commission may remove items from the agenda, continue items for consideration or take items out of order.
15. **Member Items/Announcements and Correspondence - Chairman Caviglia** **INFORMATIONAL**  
Commissioners may present emergent items. No action may be taken by the Commission. Any item requiring Commission action may be scheduled on a future Commission agenda. The Commission will review and may discuss correspondence sent or received by the Commission since the last regular meeting and may provide copies for the exhibit file. (Commissioners may provide hard copies of their correspondence for the written record). Correspondence sent or received by Secretary Jenne may also be discussed.
16. **County Advisory Boards to Manage Wildlife (CABMW) Member Items** **INFORMATIONAL**  
CABMW members may present emergent items. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.
17. **Nevada Department of Wildlife Project Updates – Secretary Jenne** **INFORMATIONAL**  
The Commission has requested that the Department provide regular project updates for ongoing projects and programs as appropriate based on geography and timing of meetings. These updates are intended to provide additional detail in addition to the summaries provided as part of the regular Department Activity Report and are intended to educate the commission and public as to the Department’s ongoing duties and responsibilities.
18. **Commission General Regulations – Workshop/Public Comment Allowed** **FOR POSSIBLE ACTION**
  - A.\* **Commission Regulation 500, Subdivision Map Review – Wildlife Staff Specialist Jasmine Kleiber**  
The Commission will hold a second workshop to consider amending Nevada Administrative Code (NAC) 278 to provide for the Department review of tentative subdivision map(s) and inclusion of recommendations for methods to avoid or minimize impacts to wildlife, mitigation measures, best management practices or required design features, and provide for collection of associated fees to the Department for carrying out such reviews.

**B.\* Commission General Regulation 511, Wildlife Management Area Regulations  
Habitat Division Administrator Mark Freese**

The Commission will hold a second workshop to consider amending Chapter 504 of the Nevada Administrative Code (NAC). This Regulation would update Wildlife Management Area (WMA) designations and restrictions.

**C.\* Commission General Regulation 513, Executive Order Regulations –  
Management Analysts Megan Manfredi and Kailey Musso**

The Commission will hold a workshop to consider amending Chapters 488, 501, 502, 503 and 504 of the Nevada Administrative Code pursuant to Executive Order 2023-003.

**19. Commission General Regulation – Adoption/Public Comment Allowed FOR POSSIBLE ACTION**

**A.\* Commission General Regulation 509, License and Vessel Product Refunds -  
Data and Technology Services Administrator Kim Munoz**

The Commission will consider and may take action to approve amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products.

**20. Bighorn Sheep Ram Specialty Tag Regulation Review - FOR POSSIBLE ACTION  
Data and Technology Services Administrator Kim Munoz and Game Division  
Administrator Shawn Espinosa**

The Commission will review bighorn ram specialty tag seasons and unit closures and may decide to make changes to the method used to limit the maximum number of specialty tags for every unit group that has an open season. The Commission Regulations presented at the January 2023 Commission Meeting have not provided the expected results and the Department is seeking an improved method for limiting the number of rams that can be harvested from bighorn ram hunt units or unit groups by specialty tagholders.

**21. Future Commission Meetings and Commission FOR POSSIBLE ACTION  
Committee Assignments – Secretary Jenne and Chairman Caviglia**

The next Commission meeting is scheduled for January 26 and 27, 2024, in Reno/Sparks. The Commission will review and discuss potential agenda items for that meeting. The Commission may change the date, time, and meeting location at this time. The chairman may designate and adjust committee assignments and add or dissolve committees, as necessary at this time. Any anticipated committee meetings that may occur prior to the next Commission meeting may be discussed.

**22. Public Comment Period INFORMATIONAL**

Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda. Persons making comment are asked to begin by stating their name for the record.

\*Support material provided and posted to the NDOW website, and updates to support material will be posted at [ndow.org/events/november-2023-commission-meeting/](https://ndow.org/events/november-2023-commission-meeting/)Support material for this meeting may be requested from the Recording

Secretary at (775) 688-1597 or [wildlifecommission@ndow.org](mailto:wildlifecommission@ndow.org). In accordance with NRS 241.020 this agenda closes three days prior to the meeting [ndow.org/events/november-2023-commission-meeting/](https://ndow.org/events/november-2023-commission-meeting/).

Notice to the Public: Nevada Department of Wildlife receives Federal Aid in Fish and/or Wildlife Restoration. The U.S. Department of the Interior prohibits discrimination on the basis of race, color, national origin, age, gender, or disability. Individuals with hearing impairment may contact the Department at (775) 688-1500 via a text telephone (TTY) telecommunications device by first calling the State of Nevada Relay Operator at 1-800-326-6868. Disabled individuals in need of special services should contact the Department prior to the meeting at (775) 688-1599 or [wildlifecommission@ndow.org](mailto:wildlifecommission@ndow.org).

## COMMISSIONERS:

Tommy Caviglia  
*Chairman*  
 Shane Rogers  
*Vice Chairman*

Tom Barnes  
 Eddie Booth  
 Casey Kiel  
 David McNinch  
 Mario Walther  
 Alana Wise  
 Paul Young  
 Alan Jenne, *Secretary*

STATE OF NEVADA  
 BOARD OF WILDLIFE COMMISSIONERS

6980 Sierra Center Parkway, Suite 120, Reno, Nevada 89511  
 (775) 688-1500 • Fax (775) 688-1207



Governor Joe Lombardo

October 11, 2023

Tom Glass  
 Western Land Group, Inc.  
 1760 High St  
 Denver, CO 80218

Re: Winecup Gamble Land Exchange

Dear Mr. Glass,

The Nevada Board of Wildlife Commissioners (“the Commission”) recently had discussions regarding the proposed Winecup Gamble Land Exchange in northeast Elko County. At our August Commission meeting, the Commission heard a presentation from Mr. Wyatt Anthony and representatives from Western Land Group, Inc. on the details of the proposed land exchange. The Commission appreciated the opportunity to listen to the presentation and ask questions about the land exchange. At our September Commission meeting, the Commission discussed Commission Policy 64 in the context of the proposed land exchange and, after significant public comment in opposition, ultimately voted to oppose the land exchange, as proposed.

*Commission Policy 64 - Input on Land, Sales, Transfers, and Exchanges*, is attached and provides guidance to the Commission to support land transactions under certain criteria, including those which will preserve, protect, and/or enhance wildlife habitat in addition to maintaining or improving public access. The proposed land exchange explicitly contradicts Commission Policy 64.

The Commission has the following key concerns with the proposed land exchange, as presented by Western Land Group, Inc. and Winecup Gamble Ranch:

- No clear benefit to wildlife and/or habitats.
- Loss of public access.
- Lack of public involvement and process.
- Loss of critical surface and subsurface rights.
- Loss of wildlife management effectiveness.
- Loss of hunting opportunity.
- Loss of public land investments.
- Disproportionate exchange ratios and land valuation.



While the current proposal cannot be supported, the Commission remains committed to working with project proponents and the Nevada Department of Wildlife on a proposal beneficial to wildlife and the public.

Sincerely,

A handwritten signature in blue ink, appearing to read 'T. Caviglia', is centered below the word 'Sincerely,'.

Tommy Caviglia  
Chairman  
Nevada Board of Wildlife Commissioners

Attachments: Commission Policy 64

cc: Nevada Governor Joe Lombardo  
United States Senator Catherine Cortez Masto  
United States Senator Jacky Rosen  
United States Congressman Mark Amodei  
United States Congressman Steven Horsford  
United States Congresswoman Susie Lee  
United States Congresswoman Dina Titus



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STATE OF NEVADA  
OFFICE OF THE ATTORNEY GENERAL

100 North Carson Street  
Carson City, Nevada 89701

MEMORANDUM

**To:** Nevada Board of Wildlife Commissioners  
Alan Jenne, Director, Nevada Department of Wildlife

**From:** Craig Burkett, Senior Deputy Attorney General

**Date:** October 11, 2023

**Subject:** November Board Meeting Litigation Update

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1. *United States and Walker River Paiute Tribe v. Walker River Irrigation Dist., et al. (Walker River Litigation)*, (USDC, Reno).

This action involves federal, tribal and Mineral County claims for additional water from Walker River, in addition to those already established by the Walker River Decree. NDOW and others moved to dismiss certain claims against groundwater rights by the United States.

*Subfile 3:73-CV-00127-RCJ-WGC (federal reserved rights)*

*This case involves claims by the United States for federal reserved water rights for all federal lands on the Walker River system. All claims are stayed except those concerning the Walker River Indian Reservation.*

Currently, this case is before the District Court on remand from the Ninth Circuit Court of Appeals' May 22, 2018, decision. *The United States and the Tribe filed Amended Counterclaims on May 3, 2019. Answers to the Counterclaims were filed on August 1, 2019. The next deadline is February 19, 2020 for the principle defendants and the United States to agree to a discovery plan. This deadline was extended from November 22, 2019.*

On May 28, 2015, the District Court ruled that the United States' action to acquire federal reserved water rights for the Walker River Paiute Tribe and

several smaller tribes within the Walker River watershed were to be dismissed on “preclusion”; a doctrine that means the U.S. had its chance to make claims at the time of the original decree but failed to do so and thus cannot make them now.

On May 22, 2018, the Ninth Circuit Court of Appeals reversed the District Court’s decision mostly based on the fact that the United States and the Tribe had not been given a chance to brief the issue before the District Court. In fact, the District Court specifically requested that the issue of preclusion should not be briefed.

On September 21, 2021 Plaintiffs' motion for summary judgment (ECF No. [2638]) was granted. Plaintiffs are entitled to judgment as a matter of law in their favor as to Defendants' Third, Seventh, Twelfth, and Fourteenth Affirmative Defenses. Nevertheless, Principal Defendants retain all other affirmative defenses and litigation remains ongoing.

The Principal Defendants have filed status reports regarding the status of access to tribal archives for discovery purposes. These archives remain closed due to the pandemic.

Discovery remains ongoing.

As of March 7, 2023, the case remains staid for 90 days pending settlement discussions. As of May 31, 2023, the parties appear to have reached a settlement agreement. The US, Tribe and WRID are now working through their internal approval processes. The Court has been asked for another final 90 day stay while approvals are obtained.

*Subfile 3:73-CV-00128-RCJ-WGC (public trust doctrine)*

*This case involves a claim filed by Mineral County for the court to recognize a public trust duty to provide water to Walker Lake to support the fishery therein.*

On May 28, 2015, the District Court held that Mineral County did not have standing to pursue the public trust claims. Mineral County filed an appeal of this issue. The Court expounded on the issue of whether the shift of water from irrigators to the lake under the public trust law would be a taking of property under the 5<sup>th</sup> Amendment. The Court held that it would be a taking and that the State would have to pay compensation to each water right holder that is displaced by water that would have to be sent to Walker Lake. Finally, the Court went on to hold that decision whether to take the water was a non-justiciable political question.

On May 22, 2018, the Ninth Circuit Court of Appeals reversed the District Court holding that Mineral County did not have standing to pursue the public trust claim. However, rather than ruling on the substantive issues, the Court held that the Public Trust Doctrine is a state-law issue that has not been squarely decided in Nevada. The Appeals Court sent one Certified Question to the Nevada Supreme Court. On August 22, 2018, the Ninth Circuit Court of Appeals amended its order and added a second Certified Question. Those two questions are as follows.

Does the public trust doctrine apply to rights already adjudicated and settled under the doctrine of prior appropriation and, if so, to what extent?"

If the public trust doctrine applies and allows for reallocation of rights settled under the doctrine of prior appropriation, does the abrogation of such adjudicated or vested rights constitute a "taking" under the Nevada Constitution requiring payment of just compensation?

On September 18, 2020, the Nevada Supreme Court rendered its Decision answering the Ninth Circuit Court of Appeals Certified Questions. The Nevada Supreme Court held that: (1) the public trust doctrine applies to rights already adjudicated and settled under the doctrine of prior appropriation; (2) the public trust doctrine applies to all waters within the state; and (3) the public trust doctrine does not permit reallocating water rights already adjudicated and settled under the doctrine of prior appropriation. Because the Court held the public trust doctrine does not allow for a reallocation of rights, there was no need to answer the second question.

The case has returned to the Ninth Circuit Court of Appeals. The Court asked parties to file Supplemental Briefs to address what effect the Nevada Supreme Court's decision has on the case. NDOW filed its Supplemental Brief on October 16, 2020 arguing that the effect of the decision precludes Mineral County's claims and that the District Court's decision dismissing the case must be affirmed. We await the Ninth Circuit Court of Appeals' further instruction or final decision.

On January 28, 2021, the Ninth Circuit Court issued its Opinion. The panel affirmed in part, and vacated in part, the district court's dismissal of Mineral County's complaint:

In light of the Nevada Supreme Court's Decision, the panel held that the district court properly dismissed the County's public trust claim to the extent it sought a reallocation of water rights adjudicated under the Decree and settled under the doctrine of prior appropriation. The panel vacated the judgment of the district court and remanded with instruction to consider the county's public trust doctrine claim to the extent it sought remedies that would not involve a reallocation of adjudicated water rights. The panel remanded to the district court to consider in the first instance the County's arguments that were not properly addressed by the district court. The panel rejected as untimely the County's challenge to the 1936 Decree itself.

On April 21, 2021, the Department of Wildlife and other Principal Defendants filed a Joint Status Report submitted pursuant to the court's Minute Order of March 23, 2021. The Status Conference took place on April 28, 2021. *Mineral County v. Lyon County*, 136 Nev. Adv. Op. 58 (2020).

On June 30, 2021, Mineral County filed its Second Amended Complaint. Mineral County asserted that by permitting excessive and unreasonable upstream consumptive uses to reduce average annual inflows to Walker Lake to the detriment of the Lake's public trust values, the Decree Court and State of Nevada have violated this continuing duty under the public trust doctrine to maintain Walker Lake in a reasonable state of environmental health.

On October 28, 2021, the Principal Defendants filed a Motion to Dismiss Mineral County's Second Amended Complaint. The main arguments for dismissal are as follows: Paragraph XIV of the Walker River Decree does not give the Court subject matter jurisdiction to grant Declaratory Relief as to Nevada's, or the Court's purported obligation to Walker Lake; Mineral County's public trust claim is also inconsistent with the public trust doctrine as interpreted by the above Nevada Supreme Court opinion.

Defendants' Motion to Dismiss was denied on August 5, 2022. Judge Du found that Plaintiffs were still able to state a claim upon which relief can be granted, largely technical claims asserted by Mineral County against WRID. Judge Du further found that NDOW and the State of Nevada are both *ex rel.* parties, meaning that NDOW is not simply a standalone rights holder in this case. As well, the political question doctrine does not apply to this case because caselaw cited provides authority for courts to modify or interpret the decree. It remains unclear from the ruling how this will impact NDOW. The relief sought by Mineral County is for NDOW to develop and fund a plan to

improve the resource of Walker Lake, the legal argument against that is that such funding would more appropriately be decided by the legislature.

Because counsel for Mineral County has been gravely ill, the court has been deferential to Mineral County and allowed for a generous discovery schedule, as follows:

Discovery may commence on April 7, 2023, and shall close on **April 4, 2025**. Dispositive Motions due no later than 60 days after the close of discovery (**6/3/2025**).

On April 18, 2023, the AG's office received Mineral County's initial disclosures. Document review remains ongoing.

On May 31, principal Defendants served their first joint discovery requests upon Mineral County.

*Subfile 3:73-CV-00125-RCJ-WGC (main adjudication docket)*

*This subfile is not a case in the traditional sense, but rather constitutes the ongoing court-managed administration of the Walker River Decree. Decreed rights must be adjusted and administered consistent with the Court's decisions documented in the court's docket.*

*Water Master's Budget:* Every year the Water Master is required to submit an administration budget for the court's approval. For the year 2021 to 2022, the Water Master did not request, as it did for the year 2020 to 2021, that special assessments be levied against any users seeking to modify decreed rights for instream flow purposes. NDOW has no reason to oppose the Budget as requested for the years 2021 to 2022.

*Walker Basin Conservancy's Permit Approvals:* On February 25, 2021, NDOW filed a Petition for the Temporary Modification of the Walker River Decree in accordance with Permit No. 89964-T, for the benefit of Walker Lake. This is a matter of course for any change in the Decreed water rights. NDOW is awaiting the Court's order.

3. *Smith v. Wakeling*, Second Judicial District, CV18-01389, Dept. 7.

Smith brings an action for Defamation based on statements of certain NDOW employees. The principal basis for Smith's claim is a slide included in a presentation to Truckee law enforcement addressing concerns with wildlife

advocates, and questioning whether their actions solicit harassment or engage in domestic terrorism. Smith alleges that purported misrepresentations about him have damaged his reputation.

Smith also claims his rights under the First Amendment were infringed when he was blocked from commenting on an NDOW Facebook page. Smith was blocked in 2012 for multiple violation of the rules governing use of the page. Smith moved for a preliminary injunction. A hearing on the Motion was held on July 27, 2018. The Court denied the Injunction, but ordered NDOW to allow Smith access to the Facebook page and at the same time admonished Smith to follow the terms of use.

Smith filed an Amended Complaint, adding the entities named as Plaintiffs in the Ridgetop Holdings LLC v. Wakeling case in California, as Plaintiffs in this case. NDOW and the individually named Defendants Answered Plaintiff's First Amended Complaint on August 29, 2018.

A week long trial was completed beginning February 8, 2022 and concluding February 14. The trial Judge dismissed multiple claims and Defendants after conclusion of the Plaintiff's case. A single claim was submitted to the jury as to whether the Nevada Department of Wildlife defamed the Plaintiff in libel. The jury returned a defense verdict on the remaining claim.

The Court has issued a formal judgment in favor of the Defendants as to all causes of action. In addition, the Judge has issued costs and fees award to the Defendants in the total amount of roughly \$91,000.

The Plaintiffs have appealed the case and the fees and costs award to the Nevada Supreme Court. The parties attended a Supreme Court Settlement Conference February 28. It was not successful.

*A stay issue by a Bankruptcy Court in a parallel action has been lifted. We anticipate that a revised briefing schedule for the appeal will be issued by the Nevada Supreme Court soon.*

#### 4. NDOW v. White Pine County Assessor – SBE Case no. 23-185.

NDOW and the Nevada Division of State Lands have filed an Appeal related to a tax assessment asserted by the White Pine County Assessor, flowing from the purchase of multiple parcels of property in White Pine County. NDOW made application to the County in May, 2023, to maintain the existing status of the land upon purchase, which is agricultural use. White Pine

County denied the application, on the basis that NDOW is exempt from the State ad valorem property tax. At the same time, the White Pine County Assessor has claimed property taxes are now due as a result of the prior agricultural deferred status of the property, totaling \$249,523.68. The Appeal was made to the Nevada State Board of Equalization.

*On Friday, October 6, the State Board of Equalization heard NDOW's appeal of White Pine County's denial of its application and issuance of the agricultural deferred tax bill. The Board issued an oral decision in favor of NDOW, finding that NDOW is not exempt as a matter of law from the property tax. As such, NDOW is not responsible for the agricultural deferred tax bill of \$249,523.68, plus interest. We await receipt of a formal, written Order from the Board*

*\*Indicates the matter is resolved and will not appear on future litigation updates.*

*Italicized material, if any, (other than case name) is updated information since the last litigation update.*



NEVADA DEPARTMENT OF WILDLIFE  
WILDLIFE TRUST FUND SUMMARY  
BUDGET ACCOUNT 5010, FISCAL YEAR 2023  
JULY 1, 2022 TO JUNE 30, 2023

<b>SUMMARY</b>	
NDOW	
	BEGINNING BALANCE \$ 579.06
	DONATIONS \$ 18,113.31
	EXPENDITURES \$ 1,015.65
	BALANCE \$ 17,676.72
WILDLIFE DIVERSITY DIVISION	
	BEGINNING BALANCE \$ 700.36
	DONATIONS \$ -
	EXPENDITURES \$ -
	BALANCE \$ 700.36
FISHERIES DIVISION	
	BEGINNING BALANCE \$ -
	DONATIONS \$ -
	EXPENDITURES \$ -
	BALANCE \$ -
LAW ENFORCEMENT DIVISION	
	BEGINNING BALANCE \$ 10,688.07
	DONATIONS \$ 1,000.00
	EXPENDITURES \$ 573.00
	BALANCE \$ 11,115.07
CONSERVATION EDUCATION DIVISION	
	BEGINNING BALANCE \$ 9,708.11
	DONATIONS \$ 9,658.00
	EXPENDITURES \$ 8,441.71
	BALANCE \$ 10,924.40
HABITAT DIVISION	
	BEGINNING BALANCE \$ 1,815,484.75
	DONATIONS \$ 337,351.46
	EXPENDITURES \$ 315,120.59
	BALANCE \$ 1,837,715.62
GAME DIVISION	
	BEGINNING BALANCE \$ 57,192.58
	DONATIONS \$ 199,745.00
	EXPENDITURES \$ 162,851.94
	BALANCE \$ 94,085.64
ACCOUNT INTEREST	
	BEGINNING BALANCE \$ 66,233.65
	CURRENT YEAR INTEREST \$ 52,477.44
	BALANCE \$ 118,711.09
<b>TOTAL WILDLIFE DONATIONS</b>	<b>\$ 565,867.77</b>



NEVADA DEPARTMENT OF WILDLIFE  
 BUDGET ACCOUNT 8910 FISCAL YEAR 2023  
 JULY 1, 2022 TO JUNE 30, 2023

DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number	
NDOW	Yanick Family Trust Donation Unrestricted	\$ 209.56	\$ 7,169.90	\$ 7,379.46	\$ 198.62	\$ 7,180.84	1/8/2023		DONATION UNRESTRICTED	CR 702 0000833698	
			\$ 10,944.31		\$ 119.25	\$ 10,825.06	10/20/2022		UNRESTRICTED	CR 702 0000833698	
					\$ 41.74	\$ 41.74	6/30/2023	DML FRAMING INC DBA	T EAST PLAQUE	PV 702 WL000150947	
					\$ 10.58	\$ 10.58	7/6/2023	7/6/2023 REIMBURSEMENT	COMMISSION EVENT	PV 702 WL000151125	
					\$ 30.02	\$ 30.02	7/6/2023	7/6/2023 REIMBURSEMENT	COMMISSION EVENT	PV 702 WL000151153	
					\$ 216.47	\$ 216.47	7/6/2023	7/6/2023 REIMBURSEMENT	COMMISSION EVENT	PV 702 WL000151153	
					\$ 216.47	\$ 216.47	7/6/2023	7/6/2023 REIMBURSEMENT	COMMISSION EVENT	PV 702 WL000151153	
					\$ 646.16	\$ 646.16					
				\$ 209.56	\$ 18,113.31	\$ 18,322.87	\$ 646.16	\$ 17,676.71			
		NDOW	Caldenwood Donation Unrestricted	\$ 30.00		\$ 30.00	\$ 30.00	\$ -	6/30/2023	DML FRAMING INC DBA	T EAST PLAQUE
NDOW	Nevada Hunt Results \$1 Subscriptions	\$ 31.00		\$ 31.00	\$ 31.00	\$ -		DML FRAMING INC DBA	T EAST PLAQUE	PV 702 WL000150947	
NDOW	On Behalf Of City General Use	\$ 100.00		\$ 100.00	\$ 100.00	\$ -	6/30/2023	DML FRAMING INC DBA	T EAST PLAQUE	PV 702 WL000150947	
NDOW	Kalkomey Enterprises, LLC General Use	\$ 103.50		\$ 103.50	\$ 103.50	\$ -	6/30/2023	DML FRAMING INC DBA	T EAST PLAQUE	PV 702 WL000150947	
NDOW	Karl M Beck III Donation Unrestricted	\$ 25.00		\$ 25.00	\$ 25.00	\$ -	6/30/2023	DML FRAMING INC DBA	T EAST PLAQUE	PV 702 WL000150947	
NDOW	Memory of Joel Vega Unrestricted	\$ 30.00		\$ 30.00	\$ 30.00	\$ -	6/30/2023	DML FRAMING INC DBA	T EAST PLAQUE	PV 702 WL000150947	
NDOW	Linda Carnhill - Elko DATS	\$ 50.00		\$ 50.00	\$ 49.99	\$ 0.01	5/29/2023	AMAZON CAPITAL SERVICES INC	ERGONOMIC KEYBOARD & MOUSE COMBO	PV 702 WL000150158	
Diversity	Michael and Catherine Smith Diversity General Use	\$ 600.00		\$ 600.00	\$ -	\$ 600.00					
Diversity	Matthew M Martin Haskema Suspectum Research	\$ 175.36		\$ 175.36	\$ -	\$ 175.36					
Diversity	In Memory of Gary Parsons	\$ 25.00		\$ 25.00	\$ -	\$ 25.00					
Law Enforcement Use	Donald Molder Law Enforcement General	\$ 1,000.00		\$ 1,000.00	\$ 244.55	\$ 755.45	8/29/2023	PA CARD SERVICES NA	RETIREMENT PLAQUE MANNARD	JV 702 10000270895	
					\$ 65.00	\$ 690.45	8/29/2023	PA CARD SERVICES NA	RETIREMENT PLAQUE MANNARD	JV 702 10000270895	
					\$ 400.00	\$ 290.45	8/29/2023	PA CARD SERVICES NA	PLAQUES/KOJANSKI & MEIER	JV 702 10000270974	
Law Enforcement Warden Program	Ornithy Sportsman Reserve Game	\$ 248.20		\$ 248.20	\$ -	\$ 248.20					



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
Law Enforcement	Michael Finkler Operation game Thief	\$ 2,193.00	-	\$ 2,193.00	-	\$ 2,193.00				
Law Enforcement	Fundraising/Donations	\$ 2,193.00	-	\$ 2,193.00	-	\$ 2,193.00				
Law Enforcement	Robert and Joyce Smith Operation Game	\$ 100.00	-	\$ 100.00	-	\$ 100.00				
Law Enforcement	Thief	\$ 100.00	-	\$ 100.00	-	\$ 100.00				
Law Enforcement	Mason Ortz/Youth Outdoor Skills	\$ 2,971.96	1,000.00	\$ 3,971.96	\$ 173.00	\$ 3,798.96	8/18/2022	BAOGE KOCLANSKI	FLAQUES/KOCLANSKI & WEIER	CR 702 00008330681
Law Enforcement	Reserve Game Walden Program	\$ 108.00	-	\$ 108.00	-	\$ 108.00	2/17/2023	A CARLUSIE & COMPANY OF NY		PV 702 W0000147988
Law Enforcement	International Wildlife Crimestoppers Inc.	\$ 962.92	-	\$ 962.92	-	\$ 962.92	2/10/2023	FLAQUES/KOCLANSKI & WEIER		PV 702 BA702041308
Law Enforcement	Operation Game Thief Program	\$ 962.92	-	\$ 962.92	-	\$ 962.92				
Law Enforcement	Disabled American Veterans Chapter 1 -	\$ 1,724.20	-	\$ 1,724.20	-	\$ 1,724.20				
Law Enforcement	Reserve Game Walden Program	\$ 1,724.20	-	\$ 1,724.20	-	\$ 1,724.20				
Law Enforcement	Terry Owens Operation Game Thief	\$ 100.00	-	\$ 100.00	-	\$ 100.00				
Law Enforcement	Program	\$ 100.00	-	\$ 100.00	-	\$ 100.00				
Law Enforcement	Joanna Stockman Law Enforcement	\$ 71.79	-	\$ 71.79	-	\$ 71.79				
Law Enforcement	General Use	\$ 71.79	-	\$ 71.79	-	\$ 71.79				
Law Enforcement	Fedexa Rifle/Bowling Program	\$ 1,316.00	-	\$ 1,316.00	-	\$ 1,316.00				
Law Enforcement	Programs	\$ 1,316.00	-	\$ 1,316.00	-	\$ 1,316.00				
Conservation Ed	Wildlife Education and Volunteer	\$ 30.81	-	\$ 30.81	-	\$ 30.81				
Conservation Ed	Elko Users Club Free Fishing Day	\$ 42.45	-	\$ 42.45	-	\$ 42.45				
Conservation Ed	Chukar Chasans Youth Hunter Education	\$ 2,000.00	-	\$ 2,000.00	-	\$ 2,000.00				
Conservation Ed	Northwestern Nevada Stewardship Group	\$ 536.55	-	\$ 536.55	-	\$ 536.55	8/10/2022	FA CARD SERVICES NA	FOOD FOR HERPATOLOGY/BLITZ & SUPPLIES	PV 702 BA702222204
Conservation Ed	Sagebrush Seed Collecting	\$ 106.78	-	\$ 106.78	-	\$ 106.78	8/10/2022	POTTIS INC	FOOD FOR HERPATOLOGY/BLITZ & SUPPLIES	PV 702 BA702222204
Conservation Ed		\$ 116.70	-	\$ 116.70	-	\$ 116.70	8/10/2022	JOHN H BURBONKS INC DBA	FOOD FOR HERPATOLOGY/BLITZ & SUPPLIES	PV 702 BA702222204
Conservation Ed		\$ 116.90	-	\$ 116.90	-	\$ 116.90	11/29/2022	ALBERTSONS - FOR VOLUNTEER PROJECT	ALBERTSONS - FOR VOLUNTEER PROJECT	PV 702 W0000146720
Conservation Ed		\$ 78.81	-	\$ 78.81	-	\$ 78.81	12/12/2022	ALBERTSONS - FOR VOLUNTEER PROJECT	ALBERTSONS - FOR VOLUNTEER PROJECT	PV 702 BA70204201
Conservation Ed	Carl Lyman Memorial	\$ 536.55	-	\$ 536.55	-	\$ 536.55				
Conservation Ed	National Wild Turkey Federation Elko	\$ 100.00	-	\$ 100.00	-	\$ 100.00				
Conservation Ed	Spraymen Expo and Eastern Region	\$ 5,420.70	-	\$ 5,420.70	-	\$ 5,420.70	2/14/2023	FA CARD SERVICES NA	40 SPORTSMAN EXPO POSTERS	PV 702 BA702041301
Conservation Ed	Outdoor Png	\$ 47.04	-	\$ 47.04	-	\$ 47.04	2/14/2023	FA CARD SERVICES NA	BULLBOARD FOR EXPO EVENT	PV 702 BA702041301
Conservation Ed		\$ 227.80	-	\$ 227.80	-	\$ 227.80	3/10/2023	FA CARD SERVICES NA	BANNERS FOR EXPO ADVERTISING	PV 702 BA702068901
Conservation Ed		\$ 55.63	-	\$ 55.63	-	\$ 55.63				



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
Conservation Ed	Ray Smith-Eastern Region Youth Outdoor Education Programs	\$ 32.80	-	\$ 32.80	-	\$ 32.80				
Conservation Ed	Key and Richard Even Urban Wildlife Program for Southern Nevada	\$ 300.00	-	\$ 300.00	\$ 21.89 \$ 78.70 \$ 345.00 \$ 14.98 \$ 20.85 \$ 56.50 \$ 185.60 \$ 424.00	\$ 3,980.78	4/11/2023 4/12/2023 4/12/2023 4/12/2023 4/12/2023 4/12/2023 6/15/2023 8/8/2023	CLARKE CLAIRE L FA CARD SERVICES NA FA CARD SERVICES NA GPR ELKO LLC DBA	SUPPLIES FOR ELKO EXPO BOOTH 5 SIGNS ELKO SPORTSMANS EXPO CITY OF ELKO CITY HALL - PERMIT FEES EXPO SUPPLIES FOR ELKO EXPO SUPPLIES FOR ELKO EXPO OFFCEMAX/DEPOT - SUPPLIES ADVERTISING FOR SPORTSMAN EXPO LUNCH P/070949#251 3/9/23	PV 702 WL000146479 PV 702 BA702103035 PV 702 BA702103031 PV 702 BA702103031 PV 702 BA702103031 PV 702 BA702103031 PV 702 BA702103031 PV 702 BA702161301 PV 702 WL000151838
Conservation Ed	Robert Shawhan Conservation Education General Use	\$ 20.00	-	\$ 20.00	\$ 20.00	\$ -	6/30/2023	FA CARD SERVICES NA	REIMBURSEMENT CHARGER FOR WORK LAPTOP FRSTIONS LAS VEGAS #41NINJFVYHHC811429004243 OFFICE DEPOT #2715 #41NINJFVYHHC811429005062	JV 702 10000289027
Conservation Ed	Mike and Kig Brenneiseil - Urban Wildlife	\$ 25.00	-	\$ 25.00	\$ 25.00	\$ -	4/25/2023	CLARKE CLAIRE L	REIMBURSEMENT CHARGER FOR WORK LAPTOP	PV 702 WL000149479
Conservation Ed	Rocky Mountain Elk Foundation-Buy Food and Supplies for Volunteers for Eastern Region Volunteer quizzler build 6/19/2019/22	\$ 200.00	-	\$ 200.00	\$ 105.00	\$ 95.00	7/11/2023	SANITARY SEPTIC SERVICE INC	PORTA POTT POR3735 616923	PV 702 WL000151273
Conservation Ed	Wildlife Habitat Improvement of Nevada- Replace of Signage at the Henanway Park	\$ 1,000.00	-	\$ 1,000.00	\$ 1,000.00	\$ -	1/10/2023	FA CARD SERVICES NA	IZONE MAGSING - Purchase	PV 702 BA702010301
Conservation Ed	Fraternity of the Desert Bighorn	\$ -	\$ 1,408.00	\$ 1,408.00	\$ 1,408.00	\$ -	08/05/22	HELENWAY PARK PROJECT DESERT BIGHORN	IZONE MAGSING - Purchase	CR70200003539657 PV 702 BA702010301
Conservation Ed	Rotary Club of Sparks	\$ -	\$ 500.00	\$ 500.00	\$ 413.29	\$ 86.71	6/15/2023	FA CARD SERVICES NA	BAIT FOR LURES	PV 702 BA702161301
Conservation Ed	Las Vegas Woods and Waters Club, Inc.	\$ -	\$ 250.00 \$ 500.00	\$ 750.00	\$ 500.00	\$ 250.00	9/15/2022 09/23/2022 11/14/2022	FA CARD SERVICES NA	SPORTSMANS WAREHOUSE 1 - PU	CR 702 0008339685 PV 702 JN7001938627 PV 702 BA70202314201
Conservation Ed	Wildlife Habitat Improvement of Nevada, Inc.	\$ -	\$ 500.00	\$ 500.00	\$ 31.09 \$ 61.45 \$ 32.96	\$ -	09/15/22 11/14/2022 11/14/2022	OLSON, MARTIN G FA CARD SERVICES NA FA CARD SERVICES NA	REIMBURSEMENT- FIREWOOD AND ICE DUCKS AND DONUTS JUNIOR HUNT DUCKS AND DONUTS JUNIOR HUNT	CR 702 0008339685 PV 702 WL000146419 PV 702 BA70202314201 PV 702 BA70202314201



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
Conservation Ed	Kurt Zalaenga Unstail Stoll	\$ -	\$ 500.00	\$ 500.00	\$ 500.00	\$ -	11/14/2022	FA CARD SERVICES NA	DUCKS AND DONUTS JUNIOR HUNT	PV 702 BA702314201
		\$ -	\$ 1,300.00	\$ 1,300.00	\$ 1,300.00	\$ -	11/14/2022	FA CARD SERVICES NA	DUCKS AND DONUTS JUNIOR HUNT	PV 702 BA702314201
		\$ -	\$ -	\$ -	\$ 156.41	\$ 156.41	11/14/2022	FA CARD SERVICES NA	DUCKS AND DONUTS JUNIOR HUNT	PV 702 BA702314201
		\$ -	\$ -	\$ -	\$ 500.00	\$ -				
Conservation Ed	Mulay Faratic Foundation Serra Front	\$ -	\$ 1,300.00	\$ 1,300.00	\$ 1,300.00	\$ -	12/15/2022	FA CARD SERVICES NA	CANNAVISTA - Purchase	CR 702 17020000201
Conservation Ed	Chaparral	\$ -	\$ 1,500.00	\$ 1,500.00	\$ -	\$ 1,500.00	2/14/2023	FA CARD SERVICES NA		PV 702 BA702041301
Conservation Ed	National Wild Turkey Federation for Elko Sportsmans Expo	\$ -	\$ 2,500.00	\$ 2,500.00	\$ -	\$ 2,500.00	4/27/2023		RUBY MOUNTAIN RIOS DONATION	CR 702 17020000225
Conservation Ed	Rocky Mountain Elk Foundation	\$ -	\$ 1,200.00	\$ 1,200.00	\$ 910.00	\$ 290.00	6/27/2023	GPR ELKO LLC DBA	DOE FENCE REMOVAL GUZZLER VOLUNTEER LUNCH	CR 702 17020001189
		\$ -	\$ -	\$ -	\$ 185.00	\$ 185.00	8/8/2023	GPR ELKO LLC DBA	POINT OF SUBS - 70 BOX LUNCHES- GUZZLER BUILD	PV 702 WL000151838
		\$ -	\$ 1,200.00	\$ 1,200.00	\$ 1,105.00	\$ 95.00	8/8/2023	GPR ELKO LLC DBA	POINT OF SUBS - 15 BOX LUNCHES- RUBY LAKE FENCE	PV 702 WL000151838
Habitat	Buckskin PJ Removal CVCC	\$ 4,720.01	\$ -	\$ 4,720.01	\$ -	\$ 4,720.01				
Habitat	China Camp PJ Removal CVCC	\$ 61.38	\$ -	\$ 61.38	\$ -	\$ 61.38				
Habitat	Nevada Chukar Foundation Guzzler Maintenance	\$ 4.34	\$ -	\$ 4.34	\$ -	\$ 4.34				
Habitat	CVCC Mason Valley WMA Food Pkts	\$ 0.88	\$ -	\$ 0.88	\$ -	\$ 0.88				
Habitat	CYCC Sage Grouse Tamestry Study	\$ 3,500.00	\$ -	\$ 3,500.00	\$ -	\$ 3,500.00				
Habitat	WHIN Helicopter Fire Seeding of Clover Mountains	\$ 5,000.00	\$ -	\$ 5,000.00	\$ -	\$ 5,000.00				
Habitat	Barrick Mine HCCUEP EA Mule Deer Disturbance Of-Sal	\$ 7,200.00	\$ -	\$ 7,200.00	\$ -	\$ 7,200.00				
Habitat	Woodland Village Assesment Northern Nevada Water Development Program	\$ 26.02	\$ -	\$ 26.02	\$ -	\$ 26.02				
Habitat	Gooshie Range Funding Project/General User - Elko Biploms Unlimited	\$ 4,117.40	\$ -	\$ 4,117.40	\$ 1,750.00	\$ 2,367.40	6/28/2023	JOHN S WRIGHT & ASSOCIATES LLC	HANGAR APPRAISAL PO68198 5/2/23	PV 702 WL000150774
Habitat	Kinross Bald Mine Mule Deer Collar Crucial Writter Range	\$ 18,000.00	\$ -	\$ 18,000.00	\$ -	\$ 18,000.00				
Habitat	Ducks Unlimited Inc- Ringneck Pond Wetland Habitat	\$ 0.80	\$ -	\$ 0.80	\$ -	\$ 0.80				
Habitat	Barrick Mine BLV Elko District Biodiversity Program	\$ 8,046.05	\$ -	\$ 8,046.05	\$ -	\$ 8,046.05				



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
Habitat	North eastern Nevada Stewardship Group Mary River Lahrman Cultural	\$ 19,167.24		\$ 19,167.24		\$ 19,167.24				
Habitat	Nevada Big Horns Unlimited Bero Black Canyon Helicopter Flights	\$ 5,000.00		\$ 5,000.00		\$ 5,000.00				
Habitat	Rocky Mountain Elk Foundation Ely FS Range District Riparian and Water Dev. Project	\$ 638.79		\$ 638.79		\$ 638.79				
Habitat	Barrick - Cooperation Council For Fire Restoration, Prevention and Rehab	\$ 6,895.64		\$ 6,895.64		\$ 6,895.64				
Habitat	Fire Rehabilitation Cost Challenge - Range Two Fire	\$ 22,129.95		\$ 22,129.95		\$ 22,129.95				
Habitat	Ducks Unlimited Akaiak Lake Wildlife Management Area Project	\$ 180.00		\$ 180.00		\$ 180.00				
Habitat	Nevada Big Horns Unlimited Bero Wildlife Restoration	\$ 18,846.80		\$ 18,846.80	\$ 18,846.80	\$ -	4/18/2023	FLYING M ENTERPRISES	SNVSTRM FRG KOCHIA POT3538	PV 702 WL000149405
Habitat	Navy Geriatric Creek Ranch NRGAP	\$ 561,195.20		\$ 561,195.20	\$ 5,000.00 \$ 1,586.22 \$ 151.05 \$ 4,275.00	\$ 550,182.93	9/13/2022	BOSS TANKS INC	PO66187 8/22/22	PV 702 WL000145293
Habitat	Navy Smith Creek Ranch NRGAP	\$ 567,477.00		\$ 567,477.00		\$ 567,477.00				
Habitat	NBU Ranch Emergency Water Haul for Empty Guzzlers	\$ 2,201.82		\$ 2,201.82		\$ 2,201.82				
Habitat	Nevada Gold Mines Toano PI Treatment Project	\$ 4,832.47		\$ 4,832.47		\$ 4,832.47				
Habitat	Nevada Gold Mines Fire Prevention and Restoration	\$ 100,000.00		\$ 100,000.00		\$ 100,000.00				
Habitat	Mule Deer Foundation PI Removal Toano Mountain	\$ 40,000.00		\$ 40,000.00		\$ 40,000.00				
Habitat	Kinross Bald Mountain Mine Big Game Guzzler Material	\$ 43,587.97		\$ 43,587.97		\$ 43,587.97				
Habitat	Pew Charitable Trusts NV Connectivity Plan	\$ 15,000.00		\$ 15,000.00		\$ 15,000.00				



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
Habitat	Halliburton Male Deer Mitigation for Area 6	\$ 11,425.00			\$ 11,425.00		1/20/2023	LOTTEK WIRELESS INC	#004942 TIER 1 COLLARS	PV 702 WL000147641
Habitat	Nevada Big Horn Sheep - Fire Rehab and Seed	\$ 1,913.49		\$ 1,913.49						
Habitat	Nevada Gold Mines Toiyabe Engine Male Deer Habitat - Treatment Project	\$ 19,000.00		\$ 19,000.00		\$ 19,000.00				
Habitat	Nevada Gold Mines Baseline Pronghorn Data Collection	\$ 13,793.70			\$ 8,000.00	\$ 5,793.70	3/10/2023	HELWILL LLC DBA	#21-29 HELWILLGUN FEB 23	PV 702 WL000148435
Habitat	Nevada Gold Mines Toiyabe Engine Mitigation Aerial Seeding	\$ 8,517.50		\$ 8,517.50		\$ 8,517.50				
Habitat	Elko Big Horns Unlimited purchase of skid steer	\$ 5.30		\$ 5.30		\$ 5.30				
Habitat	K/G Mining (Bad Mountain), Inc. (AKA Kinross Mining) Male Deer Critical Wildlife 2022 Compensation Mitigation	\$ 93,000.00		\$ 93,000.00		\$ 93,000.00				
Habitat	Mule Deer Foundation Murdock Mountain P/J Project	\$ 40,000.00		\$ 40,000.00		\$ 40,000.00				
Habitat	12th Street Pond - Elko Nevada Gold Mines	\$ 150,000.00		\$ 150,000.00		\$ 150,000.00	1/18/2023	STEWART TITLE COMPANY	ESGROW#1201205 12TH ST POND	PV 702 WIRE000926
Habitat	K/G Mining (Bad Mountain) Inc - 12th Street Pond	\$ 20,000.00			\$ 20,000.00		1/18/2023	STEWART TITLE COMPANY	ESGROW#1201205 12TH ST POND	PV 702 WIRE000926
Habitat	Pat Jaynes - Preserve Area Wildlife	\$ 500.00		\$ 20,000.00	\$ 20,000.00		8/9/2022	PRESERVE AREAS OF WILDLIFE P JAYNE		CR 702 00008339657
Habitat	Mulky Fanatic Foundation Sierra Front Chapter	\$ 30,010.42			\$ 7,325.00		9/9/2022			
Habitat	Winecup Gambler Ranch - Murdock Mountain P/J Project	\$ 30,010.42		\$ 30,010.42	\$ 22,685.42		4/18/2023	FLYING M ENTERPRISES	PO72679 11/18/22 SNOW STORM FORAGE KOCHIA SEED PO73338	PV 702 WL000147151 PV 702 WL000149405
Habitat	Nevada Big Horns Unlimited - 2022-2023 Fire Rehabilitation	\$ 125,000.00		\$ 125,000.00		\$ 125,000.00	12/15/2022	MURDOCK MOUNTAIN PINYON-JUNPER REMOVAL		CR 702 17020000201
Habitat	Winecup Gambler Ranch - Murdock Mountain P/J Project	\$ 100,000.00		\$ 100,000.00	\$ 59,467.78	\$ 41,532.22	2/1/2023	2022/2023 FIRE REHABILITATION DONATION SNOW STORM FORAGE KOCHIA SEED PO73338		CR 702 17020000207 PV 702 WL000149405
Habitat	Wild Sheep Foundation - Water Development Program (helicopter flight time and construction materials)									



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
Habitat	Nevada Gold Mines - Water Development Program (purchase of guzzler materials)	\$ -	\$ 12,341.04	\$ 12,341.04	\$ 5,608.32	\$ 6,732.72	2/9/2023	DONATION-GIA WATER DEVELOPMENT		CR 702 17020000208
							5/9/2023	TRE BARNEN LLC DBA	POT2210 S/1/23	PV 702 WL00049831
Habitat	Fraternity of the Desert Bighorns funding for Water Development Program	\$ -	\$ 50,000.00	\$ 50,000.00	\$ -	\$ 50,000.00	3/29/2023		DONATION WATER DEVELOPMENT PROGRAM	CR 702 17020000218
Habitat							5/30/2023		DONATION WATER DEVELOPMENT EQUIPMENT MATERIAL	CR 702 17020001184
Game	Spring Meadow P/J Removal CVCC TOTAL	\$ 1,101.79	\$ -	\$ 1,101.79	\$ -	\$ 1,101.79				
Game	Nevada Wildlife Record Book Overpass Monitoring TOTAL	\$ 39.54	\$ -	\$ 39.54	\$ -	\$ 39.54				
Game	NBI/Reno Patagonia testing of Bighorn Statewide TOTAL	\$ 200.00	\$ -	\$ 200.00	\$ -	\$ 200.00				
Game	Carson Valley Chukar Club Sage-Grouse Monitoring TOTAL	\$ 9.90	\$ -	\$ 9.90	\$ -	\$ 9.90				
Game	Carson Valley Chukar Mountain Quail Pined Grouse TOTAL	\$ 1,064.70	\$ -	\$ 1,064.70	\$ -	\$ 1,064.70				
Game	Northern Nevada Safari Club International Bear Research TOTAL	\$ 8.00	\$ -	\$ 8.00	\$ -	\$ 8.00				
Game	Carson Valley Chukar Club Mountain Quail Trapping TOTAL	\$ 468.90	\$ -	\$ 468.90	\$ -	\$ 468.90				
Game	National Wild Turkey Federation Quail Pinyon Grouse TOTAL	\$ 5,000.00	\$ -	\$ 5,000.00	\$ -	\$ 5,000.00				
Game	National Wild Turkey Federation Wild Turkey TOTAL	\$ 250.00	\$ -	\$ 250.00	\$ -	\$ 250.00				
Game	Elko Bighorns Unlimited Muddy Minus Kestrel Sampling TOTAL	\$ 0.50	\$ -	\$ 0.50	\$ -	\$ 0.50				
Game	Elko Bighorns Unlimited Pined Peak Goat Removal TOTAL	\$ 5,098.00	\$ -	\$ 5,098.00	\$ -	\$ 5,098.00				
Game	Nevada Bighorns Unlimited Bero - Binoculars for Lathrop/Capuro Internship TOTAL	\$ 0.02	\$ -	\$ 0.02	\$ -	\$ 0.02				
Game	Bill and Ruth Munro Predator Control TOTAL	\$ 25.00	\$ -	\$ 25.00	\$ -	\$ 25.00				
Game	CVCC Measuring Contestance Metalbolles in Greater Sage-Grouse	\$ 2,500.00	\$ -	\$ 2,500.00	\$ -	\$ 2,500.00				



DIVISION	DONOR	FY22 CARRY FORWARD	FY23 CASH AMOUNT	TOTAL REVENUE	FY23 EXPENSES	REMAINING BALANCE	DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
	TOTAL	\$ 2,500.00	\$ -	\$ 2,500.00	\$ 2,500.00	\$ -	12/31/2022	UNITED STATES DEPT OF INTERIOR	#21-76 GREATER SAGE GROUSE 12/07	PV 702 WL000148390
Game	Nevada Chukar Foundation Corticosterone Metabolites in Sage Grouse	\$ 2,500.00			\$ 2,500.00		5/9/2023	UNITED STATES DEPT OF INTERIOR	#21-76 GREATER SAGE GROUSE 09/23	PV 702 WL000149768
	TOTAL	\$ 2,500.00	\$ -	\$ 2,500.00	\$ 2,500.00	\$ -				
Game	Nevada Chukar Foundation Martin Creek Sage Grouse Monitoring	\$ 6,625.00			\$ 6,625.00					
	TOTAL	\$ 12,500.00	\$ -	\$ 12,500.00	\$ 12,500.00	\$ -				
Game	Nevada Chukar Foundation Upland Game Translocation and Monitoring	\$ 3,282.55			\$ 3,282.55		11/7/2022	UNIVERSITY OF MAINE SYSTEM	#21-43 JUL-OCT 2022	PV 702 WL000146438
	TOTAL	\$ 3,282.55	\$ -	\$ 3,282.55	\$ 3,282.55	\$ -				
Game	Kelly McPherson/Kerstin Bear Dog Program	\$ 796.59			\$ 796.59		11/4/2022	REICH, HEATHER E	REIMBURSEMENT: EMERGENCY VET KBD	PV 702 WL000146415
	TOTAL	\$ 796.59	\$ -	\$ 796.59	\$ 796.59	\$ -				
Game	CVCC Desert Creek Sage Grouse Project	\$ 10,000.00			\$ 10,000.00					
	TOTAL	\$ 10,000.00	\$ -	\$ 10,000.00	\$ 10,000.00	\$ -				
Game	Mule Deer Foundation Purchase of Radio Collars	\$ 777.09			\$ 777.09					
	TOTAL	\$ 777.09	\$ -	\$ 777.09	\$ 777.09	\$ -				
Game	Patricia Turner and Martin Mansler - Bear Dog Maintenance Costs	\$ 1,000.00			\$ 552.09	\$ 447.91	11/4/2022	REICH, HEATHER E	REIMBURSEMENT: EMERGENCY VET KBD	PV 702 WL000146415
	TOTAL	\$ 1,000.00	\$ -	\$ 1,000.00	\$ 552.09	\$ 447.91				
Game	Nevada Bighorns Unlimited Kaysen - Santa Rosa Bighorn Captures	\$ 945.00			\$ 945.00					
	TOTAL	\$ 945.00	\$ -	\$ 945.00	\$ 945.00	\$ -				
Game	Elko Bighorns Unlimited	\$ 3,000.00			\$ 987.20	\$ 2,012.80	5/11/2023	FA CARD SERVICES NA	KITS FOR BIG GAME TOOTH AGING	PV 702 BA702139307
	TOTAL	\$ 3,000.00	\$ -	\$ 3,000.00	\$ 987.20	\$ 2,012.80				
Game	Bridges Trust - Bighorn Capture	\$ -	\$ 64,000.00		\$ 1039.56		8/1/2022	WVR INTERNATIONAL LLC	BRIDGES TRUST DONATION	CR 702 DONNATE72722
	TOTAL	\$ -	\$ 64,000.00		\$ 1039.56		11/30/2022	WILDLIFE OPTICURE MANAGEMENT	#16-59 #8080524: 10/26/22	PV 702 WL000146314
					\$ 990.00		11/30/2022	WILDLIFE OPTICURE MANAGEMENT	#21-39 FLIGHTS AUG 2022	PV 702 WL000146309
					\$ 63,624.56	\$ 376.44	11/30/2023	WASHINGTON STATE UNIVERSITY	#19-22 #10323 01/09/23	PV 702 WL000147529
					\$ 64,000.00	\$ 63,624.56				
					\$ 376.44					
Game	NBU Collars	\$ -	\$ 20,000.00		\$ 20,000.00		8/18/2022	LOTEK WIRELESS INC	NONNATION DEER COLLAR STUDY EBU	CR 702 00008339661
	TOTAL	\$ -	\$ 20,000.00		\$ 20,000.00	\$ -	1/20/2023	LOTEK WIRELESS INC	#004942 TIER 1 COLLARS	PV 702 WL000147644
Game	KG Mining Mule Deer Collars	\$ -	\$ 37,245.00		\$ 32,380.42	\$ 4,864.58	10/20/2022	VECTRONIC AEROSPACE INC	KG MINING MULEDEER TRACK COLLAR	CR 702 00008339668
	TOTAL	\$ -	\$ 37,245.00		\$ 32,380.42	\$ 4,864.58	3/10/23	VECTRONIC AEROSPACE INC	15 VERTREX COLLARS #23143	PV 702 WL000148567
Game	Meadow Valley Wildlife Unlimited	\$ -	\$ 8,000.00		\$ 7,325.00	\$ 675.00	11/22/2022	EXPERIMENTAL EARFLAP ELK MONITORING	CR 702 00008339672	
	TOTAL	\$ -	\$ 8,000.00		\$ 7,325.00	\$ 675.00	3/9/2023	TRACK TAG LLC	FOI1173 20/23	PV 702 WL000148535
Game	Woodland Village HOA	\$ -	\$ 18,000.00				12/1/2022	DONATION WOODLANDS HOA MULE DEER COLLARS	CR 702 00008339673	



DIVISION	DONOR	FY22		TOTAL	FY23	TOTAL	REMAINING	PURCHASE DESCRIPTION	Document Number
		CARRY FORWARD	CASH AMOUNT						
Game	Elko Bighorns Unlimited Bighorn Test and Remove Projects	\$ -	\$ -	\$ 18,000.00	\$ 18,000.00	\$ -	\$ 18,000.00		
	TOTAL			20,000.00	20,000.00	20,000.00	20,000.00		
Game	Nevada Wildlife Record Book Foundation			10,000.00		10,000.00			
	TOTAL			10,000.00	10,000.00	10,000.00			
Game	Nevada Bighorn Unlimited - Meas Opossums Rosa Bighorn Test and Remove Projects			7,500.00		3,923.53	3,576.47		
	TOTAL			7,500.00	7,500.00	3,923.53	3,576.47		
Game	NBU Capture Test and Remove Project			15,000.00		15,000.00			
	TOTAL			15,000.00	15,000.00	15,000.00			
Quarter	Treasurers Interest	5/41/58	12/18/2022 JV 050 TD23C00004						
1		10/75/6	2/13/2023 JV 050 TD23C20004						
2		16913.48	6/11/2023 JV 050 TD23C20004						
3		19064.78	8/14/2023 JV 050 TD23C40004						
4									
		\$ 52,477.44							
			Treasurers Interest						
			FY12	\$ 382.32					
			FY13	\$ 75.41					
			FY14	\$ 754.16					
			FY15	\$ 870.86					
			FY16	\$ 1,770.53					
			FY17	\$ 2,403.41					
			FY18	\$ 6,589.95					
			FY19	\$ 17,787.69					
			FY20	\$ 14,073.91					
			FY21	\$ 7,849.93					
			FY22	\$ 3,029.10					
			FY23	\$ 52,477.44					
				\$ 182,711.09					

DATE	VENDOR	PURCHASE DESCRIPTION	Document Number
6/15/2023	BIGHORN SHEEP TEST & REMOVE		CR 702 17020001186
6/27/2023	DONATION BIGHORN CAPTURES		CR 702 17020001189
8/1/2023	WILDLIFE CAPTURE MANAGEMENT	#21-39 FLIGHTS JUN 2023	PV 702 WL000151626
6/27/2023	DONATION SANTA ROSA BIGHORN TEST AND REMOVE PROJECT		CR 702 17020001189
8/1/2023	WILDLIFE CAPTURE MANAGEMENT	#21-39 FLIGHTS JUN 2023	PV 702 WL000151626
7/8/2023	NEVADA BIGHORNS UNLIMITED CAPTURE TEST AND REMOVE PROJECT		CR 702 17020001190
8/1/2023	WILDLIFE CAPTURE MANAGEMENT	#21-39 FLIGHTS JUN 2023	PV 702 WL000151626



**NEVADA DEPARTMENT OF WILDLIFE  
OTHER DONATIONS  
FISCAL YEAR 2023  
JULY 1, 2022 TO JUNE 30, 2023**

<b>Donator &amp; Vendor Name</b>	<b>Specific Wildlife Program &amp; Related Expenditure</b>	<b>Date</b>	<b>Amount</b>
Lennar Reno, LLC	Donation of Pioneer Meadows Pond, Sparks, NV	8/26/2022	\$ 794,395.00
Nevada Muleys	Seed for Fire Rehabilitation	4/17/2023	\$ 50,000.00
Nevada Chukar Foundation	Seed for Fire Rehabilitation	4/17/2023	\$ 50,000.00
White Pine County, NV	Honda 60 HP Outboard motor	5/23/2023	\$ 9,284.00
Adam Kearney	Trail Cameras for Spring Mountains MDEP Project	5/30/2023	\$ 5,000.00
Streamlight	Remington 870 RL Racker	7/8/2023	\$300
Albertsons	Gift Card - Water and Snack items for volunteers attending Pika Survey Training in the Toiyabe Range	7/11/2022	\$20
			<b>\$ 908,999.00</b>



CHAIRMAN TOMMY CAVIGLIA  
COMMISSIONER EDDIE BOOTH  
COMMISSIONER SHANE ROGERS  
COMMISSIONER PAUL YOUNG  
CABMW REP. RYAN BROWN  
CABMW REP. JOE CRIM  
PUBLIC REP. MEGHAN BROWN

STAFF TO THE COMMITTEE:  
KIM MUNOZ, DATS DIVISION ADMINISTRATOR  
[kim.munoz@ndow.org](mailto:kim.munoz@ndow.org), 775-688-1565  
MEGAN MANFREDI, MANAGEMENT ANALYST  
[mmanfredi@ndow.org](mailto:mmanfredi@ndow.org), 775-688-1881

**AGENDA**  
NEVADA BOARD OF WILDLIFE COMMISSIONERS  
**TAG ALLOCATION AND APPLICATION HUNT COMMITTEE**

THURSDAY, NOVEMBER 2, 2023 @ 5:00 PM

Nevada Department of Wildlife  
6980 Sierra Center Parkway, Suite 120  
Reno, NV 89511

Or

Please click this URL to join.

<https://us02web.zoom.us/j/82889675869?pwd=b005SVBYVTBaZ1lWZXVTS25hWFcvQT09>

Passcode: 886763

Public Comment will be taken on every action item after discussion but before action on each item and are limited to three (3) minutes per person. The Chair may allow persons representing groups to speak for six minutes. Persons may not allocate unused time to other speakers. Persons are invited to submit written comments to the Committee Staff or attend and make comment during the live meeting or, if utilized, be allowed to speak through a virtual platform which will become part of the official record. Persons attending virtually wishing to comment are invited to raise their virtual hands in the virtual meeting forum during the appropriate time. To ensure the public has notice of all matters the Committee will consider, Committee members may choose not to respond to public comments to avoid deliberation on topics not listed for action on the agenda.

FORUM RESTRICTIONS AND ORDERLY BUSINESS: In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General’s Open Meeting Law Manual, the Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of the Nevada Board of Wildlife Commission and related Committees, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers.

Please provide the Board of Wildlife Commissioners Tag Allocation and Application Hunt Committee with the complete electronic or written copies of testimony and visual presentations to include as exhibits with the minutes. Minutes of the meeting will be produced in summary format. All persons present are asked to sign-in whether speaking or not.

**1. Call to Order, Pledge and Roll Call – Committee Chairman Tommy Caviglia**

**2. Public Comment Period**

This period is for general comment on anything not on the agenda. No action will be taken but may be scheduled on a future Committee agenda. The 3- and 6-minute time limits apply. Persons making comment are asked to begin by stating their name for the record. If applicable, commentators will be allowed to speak within the virtual platform utilized for the meeting and taken in the order of hands raised. Commentors can raise their hands by clicking the “raise hand” button found at the bottom of the program.

**3. Approval of Agenda – Committee Chairman Tommy Caviglia FOR POSSIBLE ACTION**

The Committee will review the agenda and may take action to approve the agenda. The Committee may remove items from the agenda, continue items for consideration or take items out of order.

**4.\* Approval of Minutes – Committee Chairman Tommy Caviglia FOR POSSIBLE ACTION**

The Committee may take action to approve Committee minutes from the September 22, 2023, meeting.

**5.\* Deferred Tags – Management Analyst Megan Manfredi and Program Officer Chrissie Rose FOR POSSIBLE ACTION**

The Department will share concerns related to the tag deferral program and request direction of the Committee on answers to how to handle unanticipated consequences.

**6.\* Junior Tag Transfer – Management Analyst Megan Manfredi FOR POSSIBLE ACTION**

The Committee will discuss possible options for establishing a junior tag transfer program as authority to establish such a program was given from SB 311 out of the 2023 Legislative Session.

**7.\* Limiting the Number of Hunt Choices Made by an Applicant – Data and Technology Division Administrator Kim Munoz FOR POSSIBLE ACTION**

The Committee will discuss changing NAC 502.4175 which allows an applicant to submit not more than five hunt choices per application.

**8. Junior Weapon Classes Broken Out – Game Division Administrator Shawn Espinosa FOR POSSIBLE ACTION**

The Committee will discuss the possibility of breaking the junior mule deer tags out into individual weapon classes, similar to the general mule deer hunts.

**9. Future Committee Meeting – Committee Chairman Tommy Caviglia FOR POSSIBLE ACTION**

The committee will discuss possible future agenda topics and set a date and time for the next committee meeting.

**10. Public Comment Period**

This period is for general comment on anything not on the agenda. No action will be taken but may be scheduled on a future Committee agenda. The 3- and 6-minute time limits apply. Persons making comment are asked to begin by stating their name for the record. If applicable, commentors will be allowed to speak within the virtual platform utilized for the meeting and taken in the order of hands raised. Commentors can raise their hands by clicking the “raise hand” button found at the bottom of the program.

\*Support material is posted at the NDOW website at this link: <https://nvboardofwildlife.org/>

Support material for this meeting may also be requested from Kimberly Munoz, NDOW Data and Technology Services Division Administrator, at [kim.munoz@ndow.org](mailto:kim.munoz@ndow.org), (775) 688-1565 or Megan Manfredi, NDOW Management Analyst, at [mmanfredi@ndow.org](mailto:mmanfredi@ndow.org), (775) 688-1881.

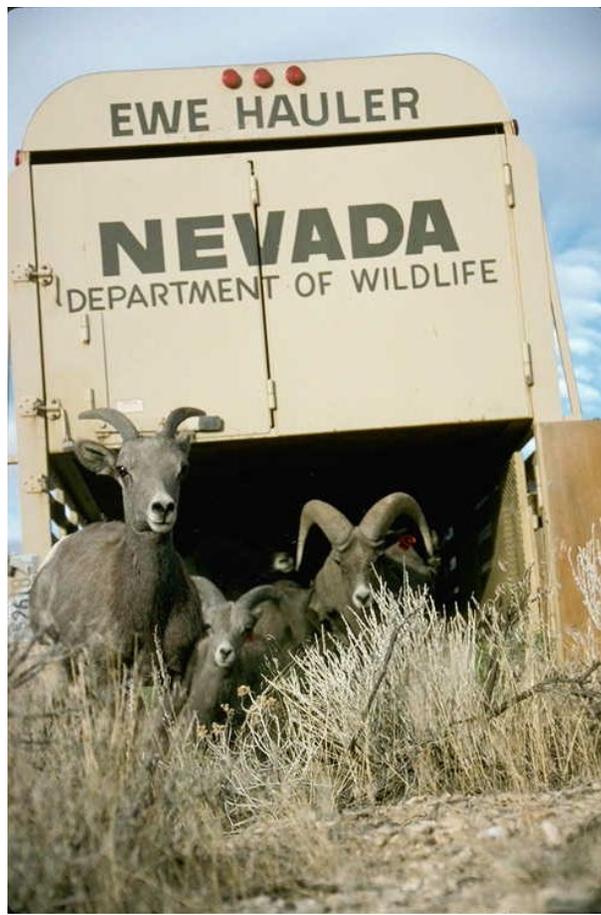
Note: In accordance with NRS 241.020, this agenda closes three days prior to the meeting date and has been posted at <https://notice.nv.gov/> and the following Department of Wildlife offices: 6980 Sierra Center Parkway, Reno, NV 89511; 1100 Valley Rd, Reno, NV 89512; 380 W. “B” St, Fallon, NV 89406; 815 East Fourth St, Winnemucca, NV 89445; 60 Youth Center Rd, Elko, NV 89801; 1218 North Alpha St, Ely, NV 89301; and 3373 Pepper Lane, Las Vegas, NV 89120.

Notice to the Public: Nevada Department of Wildlife receives Federal Aid in Fish and/or Wildlife Restoration. The U.S. Department of the Interior prohibits discrimination based on race, color, national origin, age, sex, or disability. Individuals with hearing impairment may contact the Department at 775-688-1500 via a text telephone (TTY) telecommunications device by first calling the State of Nevada Relay Operator at 1-800-326-6868. Disabled individuals in need of special services should contact the Department prior to the meeting at (775) 688-1599.



# Nevada Department of Wildlife Biennial Big Game Release Plan

## Fiscal Years 2024 and 2025 (November 2023 - June 2025)



**November 2023**



## DESERT BIGHORN

## CORTEZ MOUNTAINS

**RELEASE TYPE:** Reintroduction      **MOUNTAIN RANGE/AREA:** Cortez Mountains  
**UNIT:** 141    **SITE NAME(S):** Release Site not yet identified    **COUNTY:** Eureka

**APPROXIMATE NUMBER TO BE RELEASED:** 20-25

**COOPERATING LAND MANAGEMENT AGENCY:**

Bureau of Land Management, Elko District, Tuscarora Field Office

**AGENCY APPROVAL DOCUMENT AND STATUS:**

Initiating Environmental Assessment (EA) or other appropriate NEPA document with Tuscarora Field Office Staff associated with their existing Habitat Management Plan (HMP). This release is contingent on completion of appropriate BLM NEPA documentation.

**OTHER DOCUMENTS AND THEIR STATUS:**

Summary of Cortez "Range" Proposed Bighorn Release by Mike Podborny – 8/13/2008

**NOTIFICATION OF USER GROUPS:**

The Eureka and Elko County Wildlife Advisory Boards, local bighorn conservation groups, and livestock permittees will be notified to participate in the release. The bighorn release is contingent on NDOW coordination with the 2 major private landowners, Dean Ranch owned by Nevada Gold Mine and the Tomera Ranch that involve checkerboard private land to discuss current/future domestic sheep presence and access to the mountain.

**HABITAT ASSESSMENT (be specific; include any limiting factors both short- and long-term):**

Cortez Mountains was historic bighorn habitat and bighorn were extirpated likely prior to 1950. Their habitat ranks very high for suitable bighorn habitat and low risk to domestic sheep interaction. NDOW would not request any new or additional stipulations regarding mine pit design or reclamation or alterations to other alternative energy facilities. Past bighorn sheep releases near mine sites west wide have actually seen high use by bighorn sheep of the man-made high-wall terrain created from the mining activity.

**PREDATOR MANAGEMENT NEEDS:**

Predator surveys and control by USDA/APHIS Wildlife Services (WS) will be initiated in the bighorn terrain surrounding the release site prior to the bighorn release. Close coordination will occur with NDOW biologists and WS during the first 3 years post release to respond to bighorn mortalities. GPS collared bighorn will be intensively monitored and WS predator control efforts will be targeted in response to lion-caused bighorn mortalities

**COMMENTS:** The capture and translocation will likely occur during the summer months. Various desert bighorn herds, both high elevation and Mojave Desert sites are being evaluated as source stock for the Cortez Mountains translocation taking into account bighorn ability to adapt to considerable differences in climate, topography, forage species, and natural predators. Source herd population demographics will also be considered for the appropriate source of bighorn to use for this translocation. Many prior desert bighorn translocations have been highly successful from the Mojave Desert to high elevation Great Basin habitats.

**NDOW REGION:** Eastern

**DATE PREPARED:** October 2023

## CALIFORNIA BIGHORN

## MONTANA MOUNTAINS

**RELEASE TYPE:** Augmentation      **MOUNTAIN RANGE/AREA:** Montana Mountains  
**UNIT:** 031   **SITE NAME(S):** Garden Creek, Calavera Canyon, or Pole Canyon   **COUNTY:** Humboldt

**APPROXIMATE NUMBER TO BE RELEASED:** 20-25

### **COOPERATING LAND MANAGEMENT AGENCY:**

Bureau of Land Management, Winnemucca District, Humboldt River Field Office

### **AGENCY APPROVAL DOCUMENT AND STATUS:**

Categorical Exclusion (CX) written by the Humboldt River Field Office Staff in concert with the Winnemucca District Resource Management Plan (RMP) was recently completed.

### **OTHER DOCUMENTS AND THEIR STATUS:**

Discussions and coordination have occurred for several years with John Olagaray, woolgrower, who is currently grazing his domestic sheep lambs on private irrigated alfalfa fields in Kings River Valley at the base of the Montana Mountains. A draft cooperative agreement has been shared with Mr. Olagaray that identifies responsibilities for both NDOW and him in maintaining separation between his domestic sheep and future bighorn sheep restored to the Montana Mountains. In addition, it would be necessary for volunteers and NDOW personnel to maintain vigilance if domestic sheep are brought to the fields to graze in the fall. This release is contingent on both a signed cooperative agreement with Mr. Olagaray and volunteers committing to help ensure every reasonable effort will be made to maintain separation between bighorn and domestic sheep in Kings River Valley and the Montana Mountains.

### **NOTIFICATION OF USER GROUPS:**

The Humboldt County Wildlife Advisory Boards, local bighorn conservation groups, and livestock permittees will be notified to participate in the release.

### **HABITAT ASSESSMENT (be specific; include any limiting factors both short- and long-term):**

Montana Mountains was historic bighorn habitat and bighorn were extirpated prior to 1950. NDOW reintroduced bighorn sheep to the Montana Mountains in 1991. The bighorn population flourished and became a self-sustaining and productive wild sheep herd providing source stock for other bighorn translocations and 18 years of ram hunting. The bighorn herd experienced a severe die-off in late 2014 and early 2015 and the few remaining survivors were lethally removed to prevent the spread of disease to adjacent healthy bighorn herds in the Double H Mountains and in Oregon. John Olagaray first brought his entire domestic sheep flock to graze on private irrigated alfalfa fields in Kings River Valley, Humboldt County, at the base of the Montana Mountains in the Fall 2014 to graze and breed his ewes. Since then, he has each fall only brought his lambs to graze on the fields.

### **PREDATOR MANAGEMENT NEEDS:**

Predator surveys and control by USDA/APHIS Wildlife Services (WS) will be initiated in the bighorn terrain surrounding the release site prior to the bighorn release. Close coordination will occur with NDOW biologists and WS during the first 3 years post release to respond to bighorn mortalities. GPS collared bighorn will be intensively monitored and WS predator control efforts will be targeted in response to lion-caused bighorn mortalities

**COMMENTS:** [Click or tap here to enter text.](#)

**NDOW REGION:** Western

**DATE PREPARED:** October 2023

## MOUNTAIN GOAT

## EAST HUMBOLDT RANGE

**RELEASE TYPE:** Augmentation      **MOUNTAIN RANGE/AREA:** East Humboldt Range  
**UNIT:** 101    **SITE NAME(S):** Pole Canyon on private land or other appropriate site on USFS lands  
**COUNTY:** Elko

**APPROXIMATE NUMBER TO BE RELEASED:** 15-20

**COOPERATING LAND MANAGEMENT AGENCY:**

United States Forest Service, Humboldt Toiyabe National Forest (USFS HT), Mountain City-Ruby Mountains-Jarbidge Ranger District

**AGENCY APPROVAL DOCUMENT AND STATUS:**

Initiating coordination with USFS HT staff to discuss their support of the augmentation and what appropriate level of NEPA analyses and documentation is necessary.

**OTHER DOCUMENTS AND THEIR STATUS:**

[Click or tap here to enter text.](#)

**NOTIFICATION OF USER GROUPS:**

The Elko County Wildlife Advisory Board, local wildlife conservation groups, and livestock permittees will be notified to participate in the release.

**HABITAT AND POPULATION ASSESSMENT (be specific; include any limiting factors both short- and long-term):**

Mountain Goats are nonnative to the Great Basin and Nevada, though they existed prehistorically in the Pleistocene epoch (Ice Age) before going extinct. As with other western states, Nevada introduced mountain goats to high subalpine precipitous habitats in the Ruby Mountains and East Humboldt Range (EHs), in 1964 and 1981, respectively. The single release into the EHs, accounting for initial capture/transport mortalities, was 8 animals. The population reached 160 adults in 2009 and then experienced a pneumonia die-off in 2009-2010 with severe kid mortality for over a decade. The population may have dropped as low as 40 adults in 2020. Though the last chronic carrier mountain goat of the deadly pathogens likely died a few years ago and kid recruitment the last 2 years has been strong, the population may have experienced a genetic bottleneck/drift and likely reduced genetic diversity. Even more concerning is that the current age structure of the nannies is extremely old where a large percentage of them may die in the next 2 years dropping the population below a viable level. We have had discussions with Utah Department of Wildlife Resources and they are willing to provide mountain goat source stock for this augmentation.

**PREDATOR MANAGEMENT NEEDS:**

Predation on past collared mountain goats has not been detected in either the EHs or Ruby Mountains and we don't believe predation management is necessary as part of this augmentation effort.

**COMMENTS:** [Click or tap here to enter text.](#)

**NDOW REGION:** Eastern

**DATE PREPARED:** October 2023

## DESERT BIGHORN

## STILLWATER RANGE

**RELEASE TYPE:** Augmentation      **MOUNTAIN RANGE/AREA:** Stillwater Range  
**UNIT:** 182    **SITE NAME(S):** Release Site not yet identified    **COUNTY:** Churchill

**APPROXIMATE NUMBER TO BE RELEASED:** 20-25

### **COOPERATING LAND MANAGEMENT AGENCY:**

Bureau of Land Management, Carson City District, Stillwater Field Office

### **AGENCY APPROVAL DOCUMENT AND STATUS:**

It is likely that a Categorical Exclusion (CX) for this proposed bighorn sheep release will be the appropriate level of NEPA by the Stillwater Field Office Staff in concert with the Carson City District Resource Management Plan (RMP). Coordination will soon be initiated with the Stillwater Field Office to discuss approval process and NEPA documentation.

### **OTHER DOCUMENTS AND THEIR STATUS:**

[Click or tap here to enter text.](#)

### **NOTIFICATION OF USER GROUPS:**

The Churchill County Wildlife Advisory Board, local bighorn conservation groups, and livestock permittees will be notified to participate in the release.

### **HABITAT AND POPULATION ASSESSMENT (be specific; include any limiting factors both short- and long-term):**

The Stillwater and East Ranges are excellent bighorn habitat. Bighorns were extirpated from the combined mountain ranges in the early 1900s and the first bighorn reintroduction occurred in 1981. The mountain range is over 80 miles long and through several augmentations scattered from north to south, the population eventually reached a sustainable level in the 2000s. Subherds were well distributed across the entire range, and likely surpassed a population-level threshold that was able to grow even with moderate predation rates. It is likely that experienced ewe groups were finally well versed in escape terrain use and availability/distribution of key resources to reduce predation rates. Then in 2019, the population experienced a pneumonia die-off starting on the south end of the range which eventually spread to the north end with a 30% decline in the entire population. We believe certain subherds have fallen below a population threshold where predation rates will prolong their inability to recover from the dieoff event. Therefore, we recommend augmenting certain subherds, along with short-term predation management to assist the herds in reaching a population level that can once again allow herd growth under moderate predation rates.

### **PREDATOR MANAGEMENT NEEDS:**

Predator surveys and control by USDA/APHIS Wildlife Services (WS) will be initiated in the bighorn terrain surrounding the release site prior to the bighorn release. Close coordination will occur with NDOW biologists and WS during the first 3 years post release to respond to bighorn mortalities. GPS collared bighorn will be intensively monitored and WS predator control efforts will be targeted in response to lion-caused bighorn mortalities

**COMMENTS:** [Click or tap here to enter text.](#)

**NDOW REGION:** Western

**DATE PREPARED:** October 2023

Committee Members: Commissioner Kiel (Chair),  
Commissioner Barnes, Commissioner Rogers, Commissioner  
Wise, Commissioner Young, Jim Rackley, Jeremy Drew, Charlie  
Clements, Josh Vittori, Cory Lytle, Alan Shepherd, Kris Boatner

Staff to the Committee: Shawn Espinosa  
Mark Freese  
Cody Schroeder

**Nevada Board of Wildlife Commissioners  
Mule Deer Enhancement Program Oversight Committee  
Nevada Department of Wildlife  
6980 Sierra Center Parkway, Suite 120  
Reno, Nevada 89511**

**Wednesday, November 1, 2023 / 6:00 p.m.**

**Meeting also via [www.Zoom.us](https://www.zoom.us)**

Link to join the webinar:

<https://us02web.zoom.us/j/86435334263?pwd=aVFST0tDL0ZzMlljWHRDdy8zcmhVZz09>

## **DRAFT Agenda**

NOTE: The Chairman, in his discretion or upon request, may take items out of order; combine items for consideration by the Subcommittee; and may remove items from the agenda at any time.

TIME LIMITS: Public Comment will be taken on every action item after discussion but before action on each item and are limited to three minutes per person. Public comment will also be taken on certain "Informational" items when indicated and at the end of the meeting for items not on the agenda. Persons may not allocate unused time to other speakers. Persons wishing to comment are invited to raise their virtual hands in the virtual meeting forum during the appropriate time; each person offering public comment during this period will be limited to not more than 3 minutes. The Chair may allow persons representing groups to speak for six minutes. Persons may not allocate unused time to other speakers. Persons are invited to submit written comments on items. To submit public comment during the meeting, please email [ndowgame@ndow.org](mailto:ndowgame@ndow.org). All emails will become part of the official record.

FORUM RESTRICTIONS AND ORDERLY BUSINESS: The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of public comment that may be reasonably limited.

- 1. Call to Order and Roll Call of Committee Members – Chairman Kiel**
- 2. Approval of Agenda – For Possible Action**

The Committee will review the agenda and may take action to approve the agenda. The Committee may remove items from the agenda, continue items for consideration or take items out of order.
- 3. \*Approval of Minutes (November 2, 2022) – Chairman Kiel – For Possible Action**
- 4. \*Member Announcements and Correspondence – Chairman Kiel – Informational**

Committee members may present emergent items. No action may be taken by the Committee. Any item requiring Committee action may be scheduled on a future Committee agenda. The Committee will review and may discuss correspondence sent or received by the Committee and may provide copies for the exhibit file (Committee members may provide hard copies of their correspondence for the written record). Correspondence sent or received by the Department will also be discussed.
- 5. \*Mule Deer Enhancement Program Project Update – Wildlife Staff Specialist – Cody Schroeder – For Possible Action**

The Committee will be updated on all approved projects. The Committee may discuss and take into consideration new project submissions from Subcommittees.

## 6. Public Comment Period

Persons wishing to comment are invited to raise their virtual hands in the virtual meeting forum during the appropriate time; each person offering public comment during this period will be limited to not more than 3 minutes. The Chair may allow persons representing groups to speak for six minutes. Persons may not allocate unused time to other speakers. Persons are invited to submit written comments on items. To submit public comment during the meeting, please email [ndowgame@ndow.org](mailto:ndowgame@ndow.org). All emails will become part of the official record.

\*Support material provided and posted to the NDOW website ([ndow.org](http://ndow.org)), and updates to support material will be posted at [ndow.org](http://ndow.org). Support material for this meeting is available for the public at the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Suite 120, Reno, NV 89511 or may be requested by emailing [ndowgame@ndow.org](mailto:ndowgame@ndow.org). In accordance with NRS 241.020, this agenda closes three days prior to the meeting date and has been posted at the following Department of Wildlife offices: Headquarters: 6980 Sierra Center Parkway, Suite 120, Reno, NV, 89511; Western Region Office: 1100 Valley Road, Reno, NV 89512; Eastern Region Office: 60 Youth Center Road, Elko, NV 89801; Southern Region Office: 3373 Pepper Lane, Las Vegas, NV 89120.

### NOTICE TO THE PUBLIC

Nevada Department of Wildlife receives Federal Aid in Fish and Wildlife Restoration. The U.S. Department of the Interior prohibits discrimination on the basis of race, color, national origin, age, sex, or disability. Individuals with hearing impairment may contact the Department at (775)688-1500 via a text telephone telecommunication device (TDD) by first calling the State of Nevada relay operator at 1-800-326-6868. Disabled individuals in need of special services should contact the Department at least 24 hours prior to the meeting by emailing [ndowgame@ndow.org](mailto:ndowgame@ndow.org).



**STATE OF NEVADA**  
**DEPARTMENT OF WILDLIFE**  
**Data and Technology Services Division**

6980 Sierra Center Parkway, Ste. 120 • Reno, Nevada 89511  
 (775) 688-1500 Fax (775) 688-1987

**MEMORANDUM:**

Monday, October 2, 2023

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

**From:** Kailey Musso, Management Analyst 3, Director's Office

**Title:** **Commission Policy 23**

**Description:** The Administrative Policies, Regulations and Procedures (APRP) Committee's remaining policy is Policy 23.

**Summary:**

\*The formatting of every policy will be updated, as they are passed, so that it is consistent in each policy.

Policy 23 was last reviewed at the May Commission Meeting. The policy has been simplified and removed repetitive language after many Committee and Commission meetings. The policy was most recently updated to reflect the changes from *Assembly Bill 70 of the 2023 Legislative Session*. The policy will now be considered for a fourth reading.

Policy 23 Cover Page or Summary of Changes – as requested

Substantial changes from 2016 Version:

- Title Change from "Predation Management" to "Management of Predatory Wildlife"
- Purpose Statement has been updated - most importantly to reflect the change from *AB 70 of the 2023 Legislative Session*
- Removal of any repetitive language
- Removal of any reference to education activities conducted using this fee
- Clearer expectations for preparation and presentation of Predation Management Plan

Changes noted at September 2023 Commission Meeting:

- Removal of all "and/or nonlethal" terms to reference only lethal removal in this policy
- Removal of the terms "predator-prey research" on page 3
- Removal of the terms "Research Project" on page 3 replaced with "must include:"
- Removal of the terms "Pittman Robertson funding" on page 3
- Addition of "cost expenditures, amount left, how many years it has been ongoing, status of project over lifespan" to letter Q under Predation Management Plan
- Removal of the terms "habitat work conducted (if applicable)" from page 4
- Addition of a matrices on page 2, number 1.

Any other changes since September 2023 are marked-up on the document.

**Recommendation:****Adopt**

Commission Policy 23



**STATE OF NEVADA  
BOARD OF WILDLIFE COMMISSIONERS**

**Commission Policy Number 23**

**Number:** P-23

**Title:** Management of Predatory Wildlife

**Reference:** NRS 501.100, 501.105,  
501.181, 502.253

**Effective Date:** December 7, 2013

**Amended Date:** May 13, 2016 and

**November 4, 2023**

The Nevada Department of Wildlife (Department) and the Nevada Board of Wildlife Commissioners (Commission) recognize that predator species play a significant ecological role in the environment. The Department and the Commission also recognize that an integral part of wildlife management is finding balance between predator species and those species they prey upon. Predation management actions are a viable and legitimate wildlife management tool that must be available to wildlife professionals when necessary. The Predation Management Program will incorporate predation management actions for the protection of game animals and sensitive wildlife species at risk. The use of proven and emerging science-based techniques for predator population management will be employed with the objective of increasing survival rates and positively influencing populations of targeted prey species within the carrying capacity of available habitat for that species.

**PURPOSE**

The purpose of this policy is to inform the public and guide the Department in actions relating to the management of predatory wildlife. The Department's predation management actions towards predatory wildlife will be directed by the Predation Management Plan.

Activities for the improvement of wildlife habitat and research ~~[Management]~~ and or **Habitat management** activities funded and conducted for the benefit of nonpredatory game species pursuant to NRS 502.253 (1)(b) will be submitted and evaluated ~~[in conjunction with]~~ **through** the Heritage Grant Proposal process [to] **and [be]** considered with similar projects. Proposals must be submitted between January 1 and March 1 of each calendar year to receive consideration for annual allocations. Department applicants should submit projects through the Habitat Conservation Framework Project Portal (HCFPP). ~~[here: https://ndow-beta.appgeo.com/-]~~ For more information, **applicants should consult [on how to submit projects through the HCFPP, use]** the HCFPP User Manual.

**NEED**

Wildlife populations can be subject to continued states of decline due to various factors. When evidence suggests that predation may be a significant factor to these declines, the Department may consider predator management actions. The Commission is cognizant of the diverse public opinions concerning predation issues. The Commission also recognizes the need to increase public education, be transparent and report on actions to facilitate a better understanding of predation management, including the effects of not managing

predators.

### **AUTHORITY FOR PREDATION MANAGEMENT**

Pursuant to Nevada Revised Statutes (NRS) 501.100 the Legislature has declared “wildlife in this State not domesticated and in its natural habitat is part of the natural resources belonging to the people of the State of Nevada. The preservation, protection, management and restoration of wildlife within the State contribute immeasurably to the aesthetic, recreational, and economic aspects of these natural resources.”

In accordance with NRS 501.105 and 501.181, the Board of Wildlife Commissioners (Commission) shall establish policies necessary to the preservation, protection, propagation, restoration, transplanting, introduction, and management of wildlife and its habitat in this state.

Pursuant to NRS 502.253(1) a fee of \$3 is charged for processing each application for a game tag to be used by the Department, at the direction of the applicant, for costs related to developing and implementing an annual program for the:

- (a) Lethal removal of predatory wildlife; or
- (b) Improvement of wildlife habitat and research or management activities beneficial to nonpredatory game species.

Pursuant to NRS 502.253(2) the Department is hereby authorized to expend a portion of the money collected pursuant to subsection 1 of NRS 502.253 to enable the State Department of Agriculture to develop and carry out programs described in subsection 1 of NRS 502.253.

Pursuant to NRS 502.253(3) any program developed, or wildlife management activity or research so conducted must be developed or conducted under the guidance of the Commission pursuant to NRS 501.181(2). Pursuant to NRS 501.181(2) the Commission shall guide the Department in its administration and enforcement of provisions of Title 45, Wildlife (Chapters 501–506) of NRS by establishment of broad policies for the protection, propagation, restoration, transplanting, introduction, and management of wildlife in this State.

Pursuant to NRS 502.253(1) the revenue from the \$3 fee must be accounted for separately and deposited in the Wildlife Fund Account.

### **POLICY FOR PROGRAMS FOR THE MANAGEMENT AND CONTROL OF PREDATORY WILDLIFE**

1. Management decisions will be based on the best available scientific information. The Department will use a **decision support** matrix to evaluate proposed projects to create a prioritized list for the Predation Management Plan. **This matrix and resulting scores will be made available to the Wildlife Damage Management Committee annually.**
2. Projects will be conducted in the most efficient and cost-effective manner

possible. Clear goals, measurable objectives, and timelines will be defined at the onset, with an emphasis on identifying and refining prescriptive measures of predation management for use in the future.

3. Lethal predator control efforts will be undertaken in a targeted fashion to minimize specific predator-caused losses to wildlife populations.
4. The U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services (Wildlife Services), is the cooperating agency in legal predatory wildlife control. Contractors may be used for lethal predator control, and predator population monitoring efforts.
5. Geographical locations for project areas will be determined based on an objective analysis and on the needs of wildlife populations in the area.
6. Priority will be given to act in areas where other efforts are completed, underway, or planned that will also benefit wildlife populations to provide the best data possible.
7. Control activities will be conducted where game and sensitive wildlife populations are at risk of being disproportionately affected by predation.
8. If needed to assess project viability, statewide and project area estimates of predator populations or densities will be based on an objective analysis.

## **PREDATION MANAGEMENT PLAN AND REPORT PROCEDURES**

The Department shall prepare an annual Predation Management Plan. The Predation Management Plan shall identify and implement programs for the management and control of predatory wildlife for the benefit of other species of wildlife.

The Predation Management Plan Fiscal Year procedure and timeline:

1. The Department shall prepare a Draft Predation Management Plan (Draft Plan) outlining proposed actions needed for the protection of wildlife populations. Descriptions of Control Projects must include:
  - A. Project number and title.
  - B. Justification (detailed description of the proposed project).
  - C. Project purpose. ~~[(lethal predator control)]~~
  - D. Project manager.
  - E. Project type (implementation, experimental management).
  - F. Potentially affected species.
  - G. Duration.
  - H. Project area (hunt unit(s), county, or statewide).
  - I. Limiting factor statement, including why potential non-lethal methods would not be effective.
  - J. Response variable (if applicable).
  - K. Project goals and measurable objectives, including the criteria to adjust, alter or end a project based off the response variable or other considerations.
  - L. Habitat condition **and period of use (if known) (e.g., intact, compromised due to wildfire, ~~whether such habitat is a~~** migratory corridor, summer range, winter range, fawning, calving, nesting or brood-rearing habitat or a combination of any of the above).

- M. Methods and timing.
  - N. Department comments from previous year's Predator Report.
  - O. Project direction (department recommendation).
  - P. Project budget (\$3 Predator Fee, private donations, etc., cumulative expense and remaining funds).
  - Q. Project summary ~~[, by project,]~~ to include cost expenditures, amount left, how many years it has been ongoing, status of project over lifespan.
2. A Draft **Predation Management Plan (PMP)** shall be submitted to the Commission prior to the January Commission meeting. The Draft ~~[Plan]~~ **PMP** will be made available to all "Stakeholders," including but not limited to contractors (including Wildlife Services), County Advisory Boards to Manage Wildlife (CABMWs), the Nevada Department of Agriculture's Predatory Animal and Rodent Control Committee (PARC), conservation organizations, and the general public and shall serve as a vehicle to elicit suggestions for changes, adjustments, new ideas, and input from all Stakeholders.
  3. The Department shall attend a meeting of the PARC between the Commission's first meeting of the year and the Commission's March meeting to present and discuss the Draft ~~[Plan]~~ **PMP**.
  4. The Wildlife Damage Management Committee (WDMC), under the Nevada Board of Wildlife Commissioners, shall set a meeting in conjunction with the March meeting of the Commission to review all comments received on the Draft ~~[Plan]~~ **PMP**. After consideration of findings and recommendations of the Department, **including review of the decision support matrix** ~~[and]~~ with respect to lethal control projects, recommendations of Wildlife Services and other contractors, PARC, as well as all comments and recommendations received, the Chairman of the WDMC shall make a preliminary report to the Commission on which projects should be funded in the subsequent Fiscal Year. At the March meeting, the Commission shall review the report of the WDMC and may vote to make a recommendation to the Department on the ranking of all projects or may vote to grant final approval to the Draft ~~[Plan]~~ **PMP**.
  5. The Final Draft ~~[Predation Management Plan]~~ **[PMP]** will be finalized and approved no later than at the Commission's May Meeting. The Final Plan will be posted on the Department's website on or before June 30.
  6. If, at any other time of the year, the Department, in consultation with the WDMC ~~[and PARC,]~~ identifies additional or changing predation management needs and determines that money is available to fund additional projects, the Department may approve projects which are urgent in nature or which present unique opportunities.
  7. In August of each year, contractors, or grantees of Projects from the previous Fiscal Year shall submit a report to the Department which should include a summary of work completed, including predators removed, and viability of the project moving forward.

8. The Department shall prepare an annual Predation Management Status Report (Status Report) detailing results of the previous Fiscal Year's projects. This report will include a summary of all lethal removal reports, excluding any sensitive data, proprietary information, or time-sensitive locational information. This Status Report shall be presented at the last Commission meeting of each calendar year.
9. This Status Report will be used in Department and Commission deliberations in subsequent years and in future Predation Management planning efforts. A summary of the status report will be included in the following years' Draft Predation Management Plan to make deliberations easier for the Committees and Commission.

**This policy shall remain in effect until amended, repealed or superseded by the Commission.**

**BY ORDER OF THE BOARD OF WILDLIFE COMMISSIONERS REGULAR SESSION,  
NOVEMBER 4, 2023.**

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**Chairman Tommy Caviglia  
Board of Wildlife Commissioners**



## **DEFINITIONS**

**Experimental Management:** The primary objectives are management of predators through lethal means and to learn the effects of a novel management technique. NDOW will collaborate with USDA Wildlife Services, private contractors, and other wildlife professionals to conduct lethal management of predators and will put forethought into project design. Response variables will be identified, and data will be collected to determine project effectiveness. Expected outcomes will include project effectiveness, agency reports, and possible peer-reviewed publications.

**Experimentation:** The primary objective is for increasing knowledge of predators in Nevada. NDOW may collaborate with other wildlife professionals to study and learn about predators of Nevada. Expected outcomes will include agency reports, peer-reviewed publications, and information on how to better manage Nevada's predators.

**Implementation:** The primary objective is to implement management of predators through lethal means. NDOW will collaborate with USDA Wildlife Services and private contractors to conduct lethal management of predators. Identifying and monitoring a response variable is not a primary objective for implementation.

**Nonpredatory Game Animals:** For the purposes of this policy includes mule deer, pronghorn antelope, bighorn sheep, Rocky Mountain elk, mountain goat, moose, upland game birds, upland game mammals, and migratory game birds.

**Predation:** The act of an individual animal or group of animals killing another live animal.

**Predation Management:** Selective reduction and/or management of terrestrial, avian, or aquatic predator populations when and where predation is identified by the Department as a limiting factor negatively affecting another wildlife population.

**Predator:** Any wild animal species subsisting, wholly or in part, on other living animals captured through its own efforts.

**Predator Removal:** The physical removal of an animal from an area where its presence is undesirable for wildlife management purposes, generally requiring lethal actions.

**Prey:** Any animal hunted or killed as food by a predator.

**Sensitive Wildlife Species:** For the purposes of this policy includes nonpredatory reptiles, mammals, birds, fish, and amphibians.





STATE OF NEVADA  
**DEPARTMENT OF WILDLIFE**  
Data and Technology Services Division

6980 Sierra Center Parkway, Ste. 120 • Reno, Nevada 89511  
(775) 688-1500 Fax (775) 688-1987

**MEMORANDUM:**

**Monday, October 2, 2023**

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

**From:** Kailey Musso, Management Analyst 3, Director's Office

**Title:** **Commission Policy 24**

**Description:** The Tag Allocation and Application Hunt Committee reviewed Commission Policy 24 and made changes regarding Demand-Success.

**Summary:**

\*The formatting of every policy will be updated, as they are passed, so that it is consistent in each policy.

Policy 24 was last reviewed at the September TAAHC Meeting. The policy has been updated to reflect changes regarding Demand-Success formulas.

The Department also broadened the junior language on page 7 to match NAC until a determination on NAC changes is made.

**Recommendation:**



**STATE OF NEVADA  
BOARD OF WILDLIFE COMMISSIONERS**

**Commission Policy Number 24**

**Title :** Hunting Opportunities Among Various Weapon Classes and Hunter Groups

**Reference:** NRS 501.105, 501.181

**Effective Date:** May 13, 2006

**Amended Date:**

**Amendment Draft**

New language provided in *blue italics*, omitted language provided in ~~red strikethrough font~~.

**PURPOSE**

To establish hunting opportunities for the various weapon ~~classes~~ and hunter groups.

**POLICY**

It is the policy of the Board of Wildlife Commissioners to approve ~~the~~ harvest levels for big game species based on *a fixed allocation for* the various weapon ~~classes~~ and hunter groups ~~relative demand~~ for hunting opportunity and *incorporating* hunter success *rates for those weapon groups*.

**FINDINGS**

After due deliberation and consideration of the relevant information presented, the Commission makes the following findings:

1. The Commission has a duty to provide hunting opportunity in Nevada.
2. Hunting in Nevada is an important activity for its citizens for many reasons, including but not limited to the following values that hunting provides:
  - A lean, healthy source of protein.
  - Family and other social interaction.
  - A link to Nevada's outdoor history, culture, and traditions.
  - A source of physical exercise important for maintaining health and fitness.
  - Appreciation for the natural habitat and scenic landscape, which is a major component of Nevada's quality of life.
  - Public support for Nevada's wildlife management programs.
  - One of the principal sources of wildlife management funding in Nevada.
3. The Commission takes administrative notice of Nevada's wildlife-limiting climatic and habitat conditions. These include precipitation averages that make Nevada the

driest state in the nation, and Great Basin and Mojave Desert vegetation and geography types that provide limited forage and cover. These limiting conditions prevent Nevada's wildlife populations from reaching numbers comparable to those of other states. [~~including other western states.~~]

4. Due to Nevada's relatively low wildlife numbers and its increasing human population, it is necessary to manage big game hunting opportunities in the State.

5. Nevada's already-limited resident hunting opportunities would be significantly lowered if nonresidents competed equally with residents for big game tags or were given a greater advantage. Such a change would be against the public interest.

6. Given the geographic and climatic constraints of Nevada's natural environment, the Commission — with the support of both resident and nonresident hunters — has elected to emphasize a sustained quality hunting experience rather than attempt to match the quantity of hunting opportunities available in other states. To do so, the Commission has consistently applied a conservative strategy that, compared to other states, maintains a high male to female ratio among big game populations.

*7. When given the option, hunters overwhelmingly choose any legal weapon hunts on their big game application. However, hunters generally experience higher success rates during any legal weapon season than other weapon groups (i.e., muzzleloader, archery). Higher success rates yield fewer tags when expanding desired harvest to tag quotas. The Commission has adopted a Fixed Allocation-Tag Success formula for determining tag quotas. In most cases, this will result in the redistribution of desired harvest from any legal weapon to primitive weapon groups, yielding a greater number of tags available for primitive weapon hunts.*

## **TERMS AND DEFINITIONS**

**Antelope With Horns Shorter Than Ears:** In accordance with NAC 502.003, any pronghorn antelope without horns or with both horns that are shorter than its ears. Generally considered to be a doe (female), fawn, or young male antelope.

**Antelope With Horns Longer Than Ears:** In accordance with NAC 502.002, "antelope with horns longer than its ears," any pronghorn antelope having at least one horn that is longer than either ear of the antelope. Generally considered to be a mature male antelope.

**Antlered Deer:** In accordance with NAC 502.007, "antlered deer," any deer having at least one antler that is visible above the hairline of the deer. Generally considered to be a buck (male) deer.

**Antlered Elk:** In accordance with NAC 502.0074, "antlered elk" means any elk having at least one antler that is visible above the hairline of the elk. Generally considered to

be a bull (male) elk.

**Antlered Moose:** Any moose having at least one antler that is visible above the hairline of the moose. Generally considered to be a bull (male) moose.

**Antlerless Deer:** In accordance with NAC 502.008, “antlerless deer,” any deer without antlers. Generally considered to be a doe (female) or fawn deer.

**Antlerless Elk:** In accordance with NAC 502.009, any elk without antlers. Generally considered to be a cow (female) or calf.

**Antlerless Moose:** Any moose without antlers. Generally considered to be a cow (female) or calf.

**Big Game:** For this policy, big game means all big game mammals except mountain lion.

**Billy:** Any male mountain goat.

**Boar:** Any male black bear.

**Demand\*:** Demand is defined as the measure of interest that a particular hunter group has in attaining a big game tag based on applications from previous years for a given ~~[hunter group and unit group]~~ *weapon group*. Demand is defined as the First Choice of unsuccessful applicants combined with successful applicants for all choices.

*\*The definition of demand is provided for historical context.*

**Ewe:** In accordance with NAC 502.345, any female bighorn sheep having a horn or horns of at least 5 inches in length each as measured on the outside curve of the horn from the skull to the tip.

**Expand:** Taking a projected number of harvested animals and dividing by the expected hunter success rate to generate a tag allocation.

*Fixed Allocation: A fixed percentage of desired harvest allocated to any big game species and weapon group.*

**Hunter Groups:** Residents of Nevada, resident juniors, and people who are not residents of Nevada.

**Harvest Objectives:** The numbers of male and female big game animals that the Department has determined can be safely removed from a population through harvest without causing detrimental impacts to that population.

**Hunter Success:** Percentage of tag holders reporting they hunted and harvested a big game animal. Hunter success calculations omit those tag holders that did not hunt.

~~[Hunter success is a valuable metric for understanding the experience of hunters in the field].~~ *This definition is provided merely for clarification purposes as this metric is not used in the Tag-Demand Success formula for developing a quota for any species.*

**Junior Hunter:** In accordance with NAC 502.063, generally a person between 12 years and 18 years.

**Management Ram Hunt:** Ram hunts that seek to achieve a specific population management objective beyond a standard hunt and may vary for the type of ram targeted. These may include broken-horn hunts, young ram hunts, hunts in areas where rams are extremely difficult to locate, or hunts designed to remove rams due to disease or rams found in undesirable areas.

**Nanny:** Any female mountain goat.

**Nonresident:** Anyone who does not meet the requirements for residents set in NRS 502.015.

**Projected Male Harvest:** A projected number of males reported to be harvested that will result in a *desired* post-hunt male to female ratio objective.

**Projected Female (antlerless deer, antlerless elk, antelope with horns shorter than ears, or bighorn ewe) Harvest:** A projected number of females reported to be harvested to achieve various management objectives; maintaining population numbers in balance with habitat conditions, optimal levels for a given species, or below a level set in local management plans; optimum sustained yield during periods of average to exceptional environmental conditions; and/or providing for recreational opportunity.

**Ram:** Any male bighorn sheep.

**Resident:** In accordance with NRS 502.015, a person is a resident of the State of Nevada if they are a United States citizen who has maintained his or her principal and permanent residence in Nevada for six months next preceding the application and has not purchased or applied for any resident hunting, fishing, or trapping privileges in another state, country, or province.

**Sow:** Any female black bear.

**Spike Elk:** In accordance with NAC 502.104, spike-only elk hunts are intended to target young bulls (males). *A spike elk means any antlered elk having no more than 2 antler points on either antler.*

**Tag Success:** Percentage of tag holders responding to their hunt ~~[questionnaire]~~ *survey stating they were successful in [and subsequently] harvesting a big game animal. Tag success calculations treat those that [include those tag holders that] did not hunt as unsuccessful.* Tag success, used in the *Fixed Allocation-Tag Success [formual] formula,*

will be primarily based on tag success rates from previous years for a given hunter group and unit group. A long-term or statewide average may be used to moderate erratic variations in tag success rates.

**Unit Groups:** A defined geographic area within Nevada where separate or conjoined population assessments, harvest objectives, and other management actions are applied.

**Weapons Groups:** Any legal weapon, muzzleloader, and archery.

### **GENERAL RULES — ALL SPECIES**

Population estimates of males and females (one year-old or older) for each unit group at the pre-hunt period (late summer) will be the basis for determining ~~[projected]~~ *desired* harvest levels for each species class.

The Commission approves the projected male and female harvest levels among those weapons and hunter groups that are identified for each unit group through the public scoping process involving the County Advisory Boards to Manage Wildlife and interested publics and approved by the Board of Wildlife Commissioners.

### **FIRST COME FIRST SERVED**

Any tag remaining after the big game draws, returned to the Department with no eligible alternate, or returned to the Department with less than 14 ~~[business]~~ days before the season opener may be offered for purchase to both residents and nonresidents in the First Come, First Served program. Returned resident tags will be designated for residents and returned nonresident tags will be designated for nonresidents ~~[beginning in 2023-2024]~~.

### **~~[DEMAND]~~ FIXED ALLOCATION-TAG SUCCESS**

A ~~[Demand]~~ *Fixed Allocation*-Tag Success formula will be used to ~~[allocate]~~ *generate* tag~~s~~ *quotas* ~~[to]~~ *for* various weapon *groups* ~~[classes]~~ for deer, elk, and antelope.

~~[Demand is defined as the measure of interest that a particular hunter group has in attaining a big game tag based on applications from previous years for a given hunter group and [unit] species group. Demand is defined as the First Choice of unsuccessful applicants combined with successful applicants for all choices].~~

*Fixed Allocation is defined as a fixed percentage of projected harvest to be allocated to each big game species and weapon group.*

Tag Success is defined as the percentage of tag holders responding to their hunt questionnaire and subsequently harvesting a big game animal. Tag success

calculations include those tag holders that did not hunt.

Tag success, used in the ~~[Demand]~~ *Fixed Allocation*-Tag Success formula, will be primarily based on tag success rates from previous years for a given hunter group and unit group. A long-term or statewide average may be used to moderate erratic variations in tag success rates. Tag success must be used in the ~~[Demand]~~ *Fixed Allocation*-Tag Success Formula to achieve ~~[projected]~~ *desired* harvest while accommodating tag holders that do not hunt.

## **RESIDENT AND NONRESIDENT TAG ALLOCATION**

The Commission strives to allocate approximately 90 percent of available quota to resident hunters and 10 percent of available quota to nonresident hunters for males of each big game species in the Main Draw.

### **PARTY HUNT QUOTA MINIMUM**

For deer, ~~[antlerless]~~ *antlerless* elk, and horns shorter than ears antelope hunts, the minimum tag quota will be two to allow applicants who wish to apply as a party to apply and have a chance of drawing those tags.

## **SPECIFIC RULES — BY SPECIES**

### **MULE DEER**

#### **Allocation of ~~[Projected]~~ *Desired* Harvest by Weapon Group**

The ~~[Demand]~~ *Fixed Allocation* – Tag Success process for determining antlered mule deer hunting quotas will be as follows:

For Standard and Alternative Hunt Units (see Game Division Big Game Management Objectives)

1. Determine the desired animal harvest for each unit group based on the pre-hunt population estimate and desired male to female ratio (typically 30 bucks per 100 does).
2. Apportion the desired harvest into the various weapon ~~[classes]~~ *groups* based on *Fixed Allocation*. ~~[demand from previous years for standard hunt units]~~.
3. Apportion the desired harvest of 25% to Junior Hunters (Juniors).
  - a. Junior hunts may be divided into Any Legal Weapon, ~~[class and]~~ Archery, ~~/Muzzleloader~~, *or a combination of the three weapon groups* to allow for increased Junior participation.

b. Junior deer tags will be considered antlered deer tags except in areas that have open antlerless deer hunts, where they will be considered either-sex tags.

c. Juniors can apply for five years ~~[and be awarded a maximum of three junior tags]~~ before the age of 18.

4. For *standard*, alternative, and non-standard hunt units, the *fixed allocation will be set as follows*:

- *Any Legal Weapon = 57 percent*
- *Archery = 10 percent*
- *Muzzleloader = 8 percent.*

~~[demand will be based on the [number of first choice applicants for each weapon type from the previous years].~~

5. Determine final quota for each unit group and weapon ~~[type]~~ *group* by dividing the desired harvest by the previous 3-year average tag success rate.

A long-term or statewide average may be used to moderate erratic variations in ~~demand and]~~ tag success rates.

## ELK

### Allocation of ~~[Projected]~~ Desired Harvest by Weapon Group

1. Modeled changes in population size, bull-cow ratios, and percent of main beams  $\geq$  50-inch reported by hunters from previous years will be assessed to determine desired elk harvest. Using ~~[calculated demand]~~ *fixed allocations*, the projected antlered, antlerless, and spike harvest will ~~[then]~~ be distributed among the various weapon groups identified for a given elk class and unit group. The projected harvest, once allocated among the weapon groups, will *then* be divided by hunter success for the appropriate weapon group to determine the recommended tag quota.
2. *In most cases, apportion the desired harvest into the various weapon groups based on a fixed allocation for all hunt units as follows:*
  - *Any Legal Weapon = 75 percent*
  - *Archery = 15 percent*
  - *Muzzleloader = 10 percent*
3. *At times, deviations from fixed allocation will occur to accommodate special circumstances (i.e., changing season structures, unit groups without all weapon classes, low tag success, etc.).*

## ANTELOPE

### Allocation of ~~Projected~~ Desired Harvest by Weapon Group

~~[The projected buck harvest will be divided among the various weapon groups identified for a given antelope class and unit group. The projected harvest, once divided among the weapon groups, will be expanded to hunting opportunities].~~

*The Fixed Allocation-Tag Success process for determining quotas for antelope with Horns Longer than Ears will be as follows:*

*For standard Hunt Units (see Game Division Big Game Management Objectives)*

*1. Determine the desired animal harvest for each unit group based on the pre-hunt population estimate and desired male to female ratio (typically 20-30 bucks, 2 years old or greater, per 100 does).*

*2. Apportion the desired harvest into the various weapon classes based on a fixed allocation for all standard hunt units as follows:*

- *Any Legal Weapon = 85 percent*
- *Archery = 10 percent*
- *Muzzleloader = 5 percent*

Horns shorter than ears harvest will be based on the tag success of *the* previous 3 years for a given hunter group and unit group [~~hunter success~~]. A long-term or statewide average may be used to moderate erratic variations in tag success rates.

## BIGHORN SHEEP

### Weapon, Hunter Groups, and Animal Classes

Bighorn ram and ewe hunting opportunities will involve any legal weapon and archery weapon groups. Management ram hunts may be implemented in unit groups where broken-horned rams may exist, where reduced ram densities are desired, and where consistently low ram tag success occurs.

### Allocation of ~~Projected~~ Desired Harvest by Hunter Group

Tag success rates will not be used to expand either the projected ram or ewe harvest.

## MOUNTAIN GOAT

### **Weapon, Hunter Groups, and Animal Classes**

Mountain goat hunting opportunities may consist of any mountain goat (male or female), or billy only. Hunts are any legal weapon only.

### **Allocation of ~~Projected~~ Desired Harvest by Hunter Group**

Tag success rates will not be used to expand the projected mountain goat harvest.

## **MOOSE**

### **Weapon, Hunter Groups, and Animal Classes**

*Hunting opportunities for moose may consist of any moose (male or female), antlered-only, or antlerless-only. Initial hunts will only be offered for antlered moose. The designated weapon group will initially be any legal weapon only but can be subject to other weapon groups if the population increases sufficiently.*

### **Allocation of Desired Harvest by Hunter Group**

*The Fixed Allocation-Tag Success formula will not be used to expand the desired moose harvest.*

This policy shall remain in effect until amended, repealed, or superseded by the Board of Wildlife Commissioners.

**BY ORDER OF THE BOARD OF WILDLIFE COMMISSIONERS IN REGULAR SESSION, AUGUST 20, 2022.**

Chairman Tommy Caviglia  
Board of Wildlife Commissioners





STATE OF NEVADA  
DEPARTMENT OF WILDLIFE  
Habitat Division

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(775) 688-1500 Fax (775) 688-1987

**MEMORANDUM:**

**NOVEMBER 15, 2023**

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

**From:** Jasmine Kleiber, Wildlife Staff Specialist, Habitat Division

**Title:** **Commission General Regulation 500, Subdivision Review Program**

**Purpose:** The Commission will review and provide revision to new proposed draft language to NAC 278 on wildlife review of tentative subdivision maps.

**Summary**

This is draft language for a new regulation to be added to Nevada Administrative Code (NAC) Chapter 278. New draft language includes definitions for “Infill development,” “Substantially vacant,” and “Vacant” relative to subdivision development. Draft language also includes direction for the collection of fees for conducting review of tentative subdivision maps relative to wildlife and/or habitat resources with potential to be impacted, pursuant to Nevada Revised Statutes 278.337. Current draft was developed in coordination with LCB.

**Brief Explanation of the Proposed Regulation**

Existing law sets forth an approval process for a subdivision of land, requiring the subdivider of the land to submit a tentative map to the planning commission or governing body of a county or city, as applicable, and requires the tentative map to be forwarded to certain state agencies and local governments for review, including the Nevada Department of Wildlife (“Department”). Existing law also authorizes the Nevada Board of Wildlife Commissioners to establish reasonable fees and procedures for the review of a tentative map (NRS 278.335, 278.337). This regulation sets forth procedures and requirements for the review of a tentative map by the Department.

**Recommendation**

The Department recommends that the Commission review and provide revision to the draft language.



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

**LCB File No. R162-22**

August 23, 2022

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

AUTHORITY: §§ 1-7, NRS 278.335; § 8, NRS 278.335 and 278.337.

A REGULATION relating to land use planning; defining certain terms relating to the review of a tentative map of a subdivision of land; interpreting certain terms for the purpose of the review of a tentative map by the Department of Wildlife; requiring that certain information be submitted to the Department for the review of a tentative map; providing that the Department will provide written comments on a tentative map; establishing certain fees for the review of a tentative map; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law sets forth an approval process for a subdivision of land that requires the subdivider of the land to submit a tentative map to the planning commission or governing body of a county or city, as applicable. (NRS 278.330) Existing law also: (1) requires the tentative map to be forwarded to certain state agencies and local governments for review, which includes, with certain exceptions, the Department of Wildlife; and (2) authorizes the Board of Wildlife Commissioners to establish reasonable fees for the review of a tentative map. (NRS 278.335, 278.337) This regulation sets forth certain procedures and requirements for the review of a tentative map by the Department.

**Sections 3 and 4** of this regulation define certain terms relating to the review of a tentative map.

Under existing law, a tentative map is not required to be forwarded to the Department if the proposed subdivision is infill development which is proposed on a vacant or substantially vacant tract of land that is surrounded by land that is already developed. (NRS 278.335) **Section 5** of this regulation sets forth the interpretation by the Department of the terms "infill development," "substantially vacant" and "vacant" for the purposes of this exception.

**Section 6** of this regulation requires a developer to submit to the Department a tentative map, a review form and the fee required for the review of a tentative map. **Section 6** also sets forth the information that must be included on the review form submitted to the Department.

**Section 7** of this regulation provides that the Department will provide written comments on the tentative map and review form which may include methods to avoid or minimize impacts to wildlife, mitigation measures, best management practices or required design features.

**Section 8** of this regulation sets forth the fees charged by the Department for the review of a tentative map, which are: (1) \$250 for the initial review of the tentative map plus an additional \$5 for each acre shown on the map; and (2) \$5 per acre shown on the tentative map for any subsequent review of modifications to the map.

**Section 1.** Chapter 278 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this regulation.

**Sec. 2.** *As used in sections 2 to 8, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 and 4 of this regulation have the meanings ascribed to them in those sections.*

**Sec. 3.** *“Subdivision” has the meaning ascribed to it in NRS 278.320.*

**Sec. 4.** *“Tentative map” has the meaning ascribed to it in NRS 278.019.*

**Sec. 5.** *As used in NRS 278.335, the Department of Wildlife interprets the term:*

*1. “Infill development” to mean the process of developing vacant or underutilized tracts of land in areas that are already developed.*

*2. “Substantially vacant” to mean a subdivision of land in which not less than 75 percent of the land is vacant.*

*3. “Vacant” to mean a subdivision of land in which the land:*

*(a) Is not occupied or used;*

*(b) Has not been developed or disturbed; and*

*(c) Does not have any forage, cover, nesting habitat or any other value necessary for wildlife.*

**Sec. 6.** *1. Except as otherwise provided in paragraph (d) of subsection 1 of NRS 278.335, for each tentative map or a modification to a tentative map submitted pursuant to NRS 278.335, a developer shall submit to the Department of Wildlife for review in printed or electronic form:*

- (a) The tentative map;*
- (b) The review form prescribed by the Department of Wildlife; and*
- (c) The fee required pursuant to section 8 of this regulation.*

*2. The review form required pursuant to subsection 1 must include, without limitation:*

*(a) A map that shows:*

*(1) The topographic features of the subdivision, including, without limitation, the topographic features of the vicinity of the subdivision; and*

*(2) The location of the proposed subdivision relative to the nearest city, major highway, cross streets and any other easily identifiable landmarks;*

*(b) The expected timeline of the development of the subdivision;*

*(c) The size of the subdivision indicated in acres;*

*(d) A statement of the type of water system to be used in the subdivision and the water source, which may include, without limitation, private wells or a public water system;*

*(e) A map of the 100-year floodplain for the location of the subdivision, which must have been prepared using recognized methods of preparing a map by a governmental agency responsible for the areas subject to flooding;*

*(f) A description of the subdivision by 40-acre legal subdivisions within a designated section, township and range or any other legal description which provides a positive identification of the location of the subdivision;*

*(g) The names, addresses, phone numbers and any other contact information of all developers of the subdivision; and*

*(h) A master plan showing the location of future development and the intended use of all the land under the ownership or control of the developers in the vicinity of the subdivision.*

3. *All items and information required pursuant to subsections 1 and 2 must be submitted to the Department of Wildlife within 5 business days after the tentative map is submitted to the planning commission, or its designated representative, or the clerk of the governing body pursuant to NRS 278.330. If any item or information required pursuant to subsections 1 and 2 are missing, the Department of Wildlife will provide written notice to the developer which identifies the specific item or information that is missing.*

4. *A developer may submit a tentative map to the Department of Wildlife before submitting the tentative map to the planning commission or governing body to be prereviewed by the Department of Wildlife for any potential wildlife issues. If a developer submits a tentative map pursuant to this subsection, he or she must still submit the tentative map, information and fees required in accordance with subsection 3.*

5. *The Department of Wildlife will make the review form required pursuant to subsection 1 available on the Internet website of the Department of Wildlife.*

6. *A developer or other interested party may request wildlife information from the Department of Wildlife before submitting any information required by this section.*

**Sec. 7.** *The Department of Wildlife will provide written comments on a tentative map and review form submitted pursuant to section 6 of this regulation by the deadline set forth in subsection 5 of NRS 278.335. The comments provided by the Department of Wildlife may include, without limitation:*

1. *Methods to avoid or minimize impacts to wildlife;*
2. *Recommendations on mitigation measures; or*
3. *Best management practices or required design features.*

**Sec. 8. 1.** *The Department of Wildlife will charge the following fees for the review of a tentative map:*

*(a) For the review of a tentative map, \$250 plus an additional fee of \$5 for each acre shown on the tentative map; and*

*(b) For the review of any modifications to a tentative map that was previously submitted to the Department of Wildlife, \$5 for each acre shown on the tentative map.*

**2.** *Any fee required pursuant to subsection 1 must be paid at the same time the developer submits the tentative map and review form to the Department of Wildlife pursuant to section 6 of this regulation.*



Assembly Bill No. 211–Assemblywoman Jauregui

CHAPTER.....

AN ACT relating to land use planning; requiring, with certain exceptions, a copy of the tentative map of the design of a proposed subdivision of land to be forwarded to the Department of Wildlife for review; revising the factors that are considered before taking final action on a tentative map; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law sets forth an approval process for the subdivision of land that requires a subdivider of land to submit a tentative map to the planning commission or governing body of a county or city, as applicable. (NRS 278.330) Existing law also requires the tentative map to be forwarded to certain state agencies and local governments for review. (NRS 278.335)

**Section 1.5** of this bill requires the tentative map to be forwarded to the Department of Wildlife for review unless: (1) the governing body has adopted a habitat conservation plan for multiple species that includes a determination of the impact to wildlife and wildlife habitat and the habitat conservation plan was approved by the United States Fish and Wildlife Service; or (2) the proposed subdivision is infill development which is proposed on a vacant or substantially vacant tract of land that is surrounded by land that is already developed. **Section 1.2** of this bill authorizes the Board of Wildlife Commissioners to establish by regulation certain fees for the review of a tentative map by the Department. **Section 2.5** of this bill makes a conforming change related to the requirement in **section 1.2** to deposit such fees in the Wildlife Account in the State General Fund.

Existing law requires a governing body or planning commission to consider certain factors before taking final action on a tentative map. (NRS 278.349) **Section 2** of this bill additionally requires the governing body or planning commission to consider the potential impact to wildlife and wildlife habitat before taking final action on a tentative map.

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

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** (Deleted by amendment.)

**Sec. 1.2.** Chapter 278 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The Board of Wildlife Commissioners may establish by regulation reasonable fees for the review of a tentative map by the Department of Wildlife pursuant to NRS 278.335. The amount of such fees for the Department to review a tentative map must not exceed a flat fee of \$250 plus an additional fee of not more than \$5 per acre shown on the tentative map.*

*2. All fees collected pursuant to subsection 1 must be deposited in the Wildlife Account in the State General Fund pursuant to NRS 501.356.*

*3. The Board of Wildlife Commissioners may adopt any other regulations necessary for the Department of Wildlife to carry out its duties pursuant to NRS 278.335.*

**Sec. 1.3.** NRS 278.010 is hereby amended to read as follows:

278.010 As used in NRS 278.010 to 278.630, inclusive, *and section 1.2 of this act* unless the context otherwise requires, the words and terms defined in NRS 278.0103 to 278.0195, inclusive, have the meanings ascribed to them in those sections.

**Sec. 1.5.** NRS 278.335 is hereby amended to read as follows:

278.335 1. A copy of the tentative map must be forwarded by the planning commission or its designated representative, or if there is no planning commission, the clerk or other designated representative of the governing body, for review to:

(a) The Division of Water Resources and the Division of Environmental Protection of the State Department of Conservation and Natural Resources. ~~††~~

(b) The district board of health acting for the Division of Environmental Protection pursuant to subsection 2. ~~†; and†~~

(c) If the subdivision is subject to the provisions of NRS 704.6672, the Public Utilities Commission of Nevada.

*(d) Except as otherwise provided in this paragraph, the Department of Wildlife. This paragraph does not apply if:*

*(1) The governing body has adopted a habitat conservation plan for multiple species of wildlife that evaluates the potential impacts to wildlife and wildlife habitats from the development of land, including, without limitation, any determination of impact to wildlife and wildlife habitat required pursuant to federal law, and the habitat conservation plan has been approved by the United States Fish and Wildlife Service; or*

*(2) The proposed subdivision is infill development which is proposed on a vacant or substantially vacant tract of land that is surrounded by land that is already developed.*

2. In a county whose population is 100,000 or more, if the county and one or more incorporated cities in the county have established a district board of health, the authority of the Division of Environmental Protection to review and certify proposed subdivisions and to conduct construction or installation inspections must be exercised by the district board of health.

3. A district board of health which conducts reviews and inspections under this section shall consider all the requirements of

the law concerning sewage disposal, water pollution, water quality and water supply facilities. At least four times annually, the district board of health shall notify the Division of Environmental Protection which subdivisions met these requirements of law and have been certified by the district board of health.

4. The State is not chargeable with any expense incurred by a district board of health acting pursuant to this section.

5. Each reviewing agency shall, within 15 days after the receipt of the tentative map, file its written comments with the planning commission or the governing body recommending approval, conditional approval or disapproval and stating the reasons therefor.

**Sec. 2.** NRS 278.349 is hereby amended to read as follows:

278.349 1. Except as otherwise provided in subsection 2, the governing body, if it has not authorized the planning commission to take final action, shall, by an affirmative vote of a majority of all the members, approve, conditionally approve or disapprove a tentative map filed pursuant to NRS 278.330:

(a) In a county whose population is 700,000 or more, within 45 days; or

(b) In a county whose population is less than 700,000, within 60 days,

↔ after receipt of the planning commission's recommendations.

2. If there is no planning commission, the governing body shall approve, conditionally approve or disapprove a tentative map:

(a) In a county whose population is 700,000 or more, within 45 days; or

(b) In a county whose population is less than 700,000, within 60 days,

↔ after the map is filed with the clerk of the governing body.

3. The governing body, or planning commission if it is authorized to take final action on a tentative map, shall consider:

(a) Environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal;

(b) The availability of water which meets applicable health standards and is sufficient in quantity for the reasonably foreseeable needs of the subdivision;

(c) The availability and accessibility of utilities;

(d) The availability and accessibility of public services such as schools, police protection, transportation, recreation and parks;

(e) Conformity with the zoning ordinances and master plan, except that if any existing zoning ordinance is inconsistent with the master plan, the zoning ordinance takes precedence;

(f) General conformity with the governing body's master plan of streets and highways;

(g) The effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision;

(h) Physical characteristics of the land such as floodplain, slope and soil;

(i) The recommendations and comments of those entities and persons reviewing the tentative map pursuant to NRS 278.330 to 278.3485, inclusive;

(j) The availability and accessibility of fire protection, including, but not limited to, the availability and accessibility of water and services for the prevention and containment of fires, including fires in wild lands; ~~land~~

(k) *The potential impacts to wildlife and wildlife habitat; and*

(l) The submission by the subdivider of an affidavit stating that the subdivider will make provision for payment of the tax imposed by chapter 375 of NRS and for compliance with the disclosure and recording requirements of subsection 5 of NRS 598.0923, if applicable, by the subdivider or any successor in interest.

4. The governing body or planning commission shall, by an affirmative vote of a majority of all the members, make a final disposition of the tentative map. The governing body or planning commission shall not approve the tentative map unless the subdivider has submitted an affidavit stating that the subdivider will make provision for the payment of the tax imposed by chapter 375 of NRS and for compliance with the disclosure and recording requirements of subsection 5 of NRS 598.0923, if applicable, by the subdivider or any successor in interest. Any disapproval or conditional approval must include a statement of the reason for that action.

**Sec. 2.5.** NRS 501.356 is hereby amended to read as follows:

501.356 1. Money received by the Department from:

(a) The sale of licenses;

(b) *Fees described in section 1.2 of this act;*

(c) Fees pursuant to the provisions of NRS 488.075 and 488.1795;

~~(e)~~ (d) Remittances from the State Treasurer pursuant to the provisions of NRS 365.535;

~~(d)~~ (e) Appropriations made by the Legislature; and

~~(e)~~ (f) All other sources, including, without limitation, the Federal Government, except money derived from the forfeiture of any property described in NRS 501.3857 or money deposited in the Wildlife Heritage Account pursuant to NRS 501.3575, the Wildlife Trust Fund pursuant to NRS 501.3585, the Energy Planning and Conservation Account created by NRS 701.630 or the Account for the Recovery of Costs created by NRS 701.640, ~~and~~ must be deposited with the State Treasurer for credit to the Wildlife Account in the State General Fund.

2. The interest and income earned on the money in the Wildlife Account, after deducting any applicable charges, must be credited to the Account.

3. Except as otherwise provided in subsection 4 and NRS 503.597, the Department may use money in the Wildlife Account only to carry out the provisions of this title and chapter 488 of NRS and as provided in NRS 365.535, and the money must not be diverted to any other use.

4. Except as otherwise provided in NRS 502.250, 502.410 and 504.155, all fees for the sale or issuance of stamps, tags, permits and licenses that are required to be deposited in the Wildlife Account pursuant to the provisions of this title and any matching money received by the Department from any source must be accounted for separately and must be used:

(a) Only for the protection, propagation and management of wildlife; and

(b) If the fee is for the sale or issuance of a license, permit or tag other than a tag specified in subsection 5 or 6 of NRS 502.250, under the guidance of the Commission pursuant to subsection 2 of NRS 501.181.

**Sec. 3.** This act becomes effective on July 1, 2021.





**STATE OF NEVADA  
DEPARTMENT OF WILDLIFE  
Habitat Division**

6980 Sierra Center Parkway, Ste. 120 · Reno, Nevada 89511  
(775) 688-1500 Fax (775) 688-1987

**MEMORANDUM**

**OCTOBER 17, 2023**

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife and Interested Publics

**From:** Mark Freese, Habitat Division Administrator

**Title:** **Wildlife Management Area Regulations NAC 504**

**Purpose:** The Commission will review Wildlife Management Area Regulations NAC 504 and may make any necessary changes and may advance the proposed changes to a third reading.

**Summary**

The Commission recently designated the Argenta Wildlife Management Area (WMA) and Pole Canyon Cooperative WMA. Additionally, the Department will be incorporating the Blue Diamond properties into the Steptoe WMA. Restrictions on the use of firearms and ammunition, campfires, camping, blinds, trapping, access, guiding, and predator hunting are recommended by the Department with some items stipulated as part of the Pole Canyon access easement. In order to regulate and enforce access easement stipulations and Department recommendations the Commission must modify and update WMA Regulations NAC 504.

**Brief Explanation of Proposed Guidance**

Restrictions on the use of firearms and ammunition, campfires, camping, blinds, trapping, access, guiding, and predator hunting are proposed to protect wildlife resources, ensure WMA's are safe for the public to recreate, and comply with stipulations as part of the Pole Canyon access easement.

**Recommendation**

The Department recommends that the Commission review and adopt attached WMA regulation updates.



## WILDLIFE MANAGEMENT AREAS

### **NAC 504.135 Restrictions on use of firearms and ammunition. ([NRS 501.105](#), [501.181](#), [503.150](#), [504.140](#), [504.143](#))**

1. Except as otherwise provided in subsection 6, the discharging of a rifle or pistol is prohibited on the following wildlife management areas:

- (a) Overton in Clark County.
- (b) Key Pittman in Lincoln County.
- (c) Wayne E. Kirch in Nye County.
- (d) Scripps in Washoe County.
- (e) Mason Valley in Lyon County.
- (f) *Argenta in Lander County.***

2. Deer may be hunted on the Mason Valley, ~~and~~ Wayne E. Kirch ***and Argenta*** Wildlife Management Areas only by persons using:

(a) Shotguns and rifled shotgun slugs or shotgun rounds with sabots that contain a single expanding projectile; or

~~—(b) Bows and arrows.~~

Ê A shotgun that is used to hunt deer pursuant to this subsection may be equipped with a smoothbore barrel or a barrel that is partially or fully rifled.

~~3. The use of shotguns capable of holding more than three shells is prohibited on all wildlife management areas owned or managed by this State unless the shotgun is plugged with a one-piece filler, incapable of removal without disassembling the gun, so that the total capacity of the shotgun does not exceed three shells.~~

4. The use or possession of shells for a shotgun containing shot that is toxic (***all shot shall be deemed toxic unless it has been approved as nontoxic by the United States Fish and Wildlife Service pursuant to 50 C.F.R. § 20.134.***) or larger than standard-size T is prohibited on the following wildlife management areas:

- (a) Overton in Clark County.
- (b) Key Pittman in Lincoln County.
- (c) Wayne E. Kirch in Nye County.
- (d) Scripps in Washoe County.
- (e) Mason Valley in Lyon County.
- (f) Fernley in Lyon County.
- (g) Alkali Lake in Lyon County.
- (h) Humboldt in Churchill and Pershing Counties.
- (i) Steptoe Valley ***within the Meadow Unit*** in White Pine County.
- (j) Franklin Lake in Elko County.
- (k) *Carson Lake in Churchill County***
- (l) *Argenta in Lander County***

5. The use or possession of shotgun rounds with sabots that contain other than rifled slugs or a single expanding projectile is prohibited on all wildlife management areas owned or managed by this State.

6. The provisions of subsection 1 do not apply to persons authorized by the Department to use rifles and pistols for the control of predatory animals and rodents.

7. ~~For the purposes of this section, all shot shall be deemed toxic unless it has been approved as nontoxic by the United States Fish and Wildlife Service pursuant to 50 C.F.R. § 20.134.~~

[Bd. of Fish & Game Comm'rs, No. 9 § 23.01-9, eff. 12-29-66; A 10-1-73; 9-1-78; 9-1-80] — (NAC A by Bd. of Wildlife Comm'rs, 1-2-86; 8-22-86, eff. 9-15-86; 10-16-87; 9-13-91; R054-02, 11-19-2002, eff. 3-1-2003; R185-05, 2-23-2006; R107-14, 12-22-2014)

**NAC 504.140 Campfires and bonfires prohibited; exceptions. (NRS 501.105, 501.181, 504.140, 504.143)**

1. Except as otherwise provided in subsection 2, campfires and bonfires are prohibited in wildlife management areas.

2. Campfires are permitted in the *following wildlife management areas in accordance with federal and state fire restrictions:*

(a) Wayne E. Kirch Wildlife Management Area within the Dave Deacon Campground.

(b) Humboldt Wildlife Management Area in those sites designated for camping.

(c) Fernley Wildlife Management Area.

(d) Mason Valley Wildlife Management Area in those sites designated for camping.

(e) Overton Wildlife Management Area within the rest and trails area.

(f) Bruneau Wildlife Management Area.

*(g) Steptoe Valley Wildlife Management Area within the Mountain Unit.*

[Bd. of Fish & Game Comm'rs, No. 9 § 23.01-11, eff. 12-29-66; A 9-1-78] — (NAC A by Bd. of Wildlife Comm'rs, 11-5-81; 4-27-84, eff. 5-25-84; 8-22-86, eff. 9-15-86; R030-00, 4-3-2000; R054-02, 11-19-2002, eff. 3-1-2003)

**NAC 504.145 Restrictions on camping; building prohibited; restrictions on operation of certain devices. (NRS 501.105, 501.181, 504.140, 504.143)**

1. Except as otherwise provided in subsection 2, camping is prohibited in wildlife management areas.

2. Camping is permitted in the:

(a) Mason Valley Wildlife Management Area in those sites designated for camping.

(b) Wayne E. Kirch Wildlife Management Area within the Dave Deacon Campground.

(c) Humboldt Wildlife Management Area in those sites designated for camping.

(d) Fernley Wildlife Management Area.

(e) Overton Wildlife Management Area within the rest and trails area.

(f) Bruneau Wildlife Management Area, except that camping is not permitted in any building or other structure located within that wildlife management area.

*(g) Steptoe Valley Wildlife Management Area Mountain Unit greater than 0.5 miles from the Success Summit Road.*

*(h) Steptoe Valley Wildlife Management Area Mountain Unit within 0.5 miles of the Success Summit Road only in those sites designated for camping.*

3. Camping facilities, including, without limitation, house trailers, must not be stored, parked or maintained in a wildlife management area for more than 8 days, or left in a wildlife management area for occasional occupancy by a person or group of persons associated with the facility.

4. The erection, fabrication or maintenance of a permanent dwelling or building in a wildlife management area is prohibited.

5. A person camping in a site, campground or area within a wildlife management area designated for camping pursuant to subsection 2 shall not operate a television, radio or any other device, including, without limitation, a generator, between the hours of 10 p.m. and 5 a.m. if the device produces sound that is audible beyond the campsite in which it is operated.

[Bd. of Fish & Game Comm'rs Gen. Reg. No. 9 part § 23.01-15, eff. 12-29-66; A 4-1-73; 9-1-78; A by Bd. of Wildlife Comm'rs, 9-1-80] — (NAC A 4-27-84, eff. 5-25-84; 8-22-86, eff. 9-15-86; R030-00, 4-3-2000; R054-02, 11-19-2002, eff. 3-1-2003)

**NAC 504.160 Construction and use of hunting blinds; use of decoys. ([NRS 501.105](#), [501.181](#), [504.140](#), [504.143](#))**

1. Except as otherwise provided in subsection ~~76~~, a person may construct a hunting blind on any wildlife management area if the Department has no obligation to protect a privately constructed blind or to arbitrate the use or priority of use of such a blind. A blind ~~to be constructed~~ must *be*:

(a) ~~Be temporary and portable; portable; or~~

(b) *temporary and made of native material.* ~~Except as otherwise provided in paragraph (c), be constructed of lumber, screen, fabric, synthetic material or native vegetation; and~~

~~— (c) In the Kirch, Steptoe Valley-Valley Unit and Mason Valley Wildlife Management Areas, be constructed of native vegetation, removable fabric, or a synthetic material that is of a temporary nature.~~

*2. For the purposes of turkey hunting, hunters will be limited to the use of one portable blind on the Argenta WMA.*

~~32.~~ A group of persons may construct a blind only after the supervisor of the wildlife management area has approved the plans for the blind.

~~43.~~ Sunken blinds, and barrels and boxes used as sunken blinds, must be covered when not in use to prevent the entrapment of animals.

~~54.~~ The use of a sink box is prohibited.

**65.** A blind may not be locked or reserved for the use of a particular person or group of persons.

**7. All portable blinds must be removed daily.**

**86.** The Department may:

(a) Prohibit the construction of a hunting blind if it is detrimental to a wildlife management area or portion thereof.

(b) Designate a hunting blind on a wildlife management area as intended for the use of persons with physical disabilities pursuant to the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12101 to 12213, inclusive, and the regulations adopted pursuant thereto.

**97.** A person may use decoys on a wildlife management area so long as the decoys are not left set up in the field between the hours of 9 p.m. and 3 a.m.

[Bd. of Fish & Game Comm'rs Gen. Reg. No. 9 §§ 23.01-17 and 23.01-19, eff. 12-29-66; A 4-1-73; 9-1-78; A by Bd. of Wildlife Comm'rs, 8-29-80] — (NAC A by R054-02, 11-19-2002, eff. 3-1-2003)

**NAC 504.170 Trapping: Restrictions; permits. ([NRS 501.105](#), [501.181](#), [504.140](#), [504.143](#))**

1. Except as otherwise provided in subsection 2, a person shall not trap on a wildlife management area.

2. Persons having permits to do so may trap on the Overton, Key Pittman, Wayne E. Kirch, Humboldt, Fernley, Scripps, Mason Valley, Steptoe Valley, Franklin Lake, **Bruneau River, Carson Lake**, and Alkali Lake Wildlife Management Areas.

3. Permits to trap on wildlife management areas will be issued on a first-come, first-served basis and may contain designations of specific trapping areas, dates or other restrictions to ensure compatibility with other public activities.

**4. Trapping is prohibited within 0.5 mile in those sites designated for camping.**

[Bd. of Wildlife Comm'rs, No. 9(8), eff. 9-1-80] — (NAC A 9-13-91; R054-02, 11-19-2002, eff. 3-1-2003)

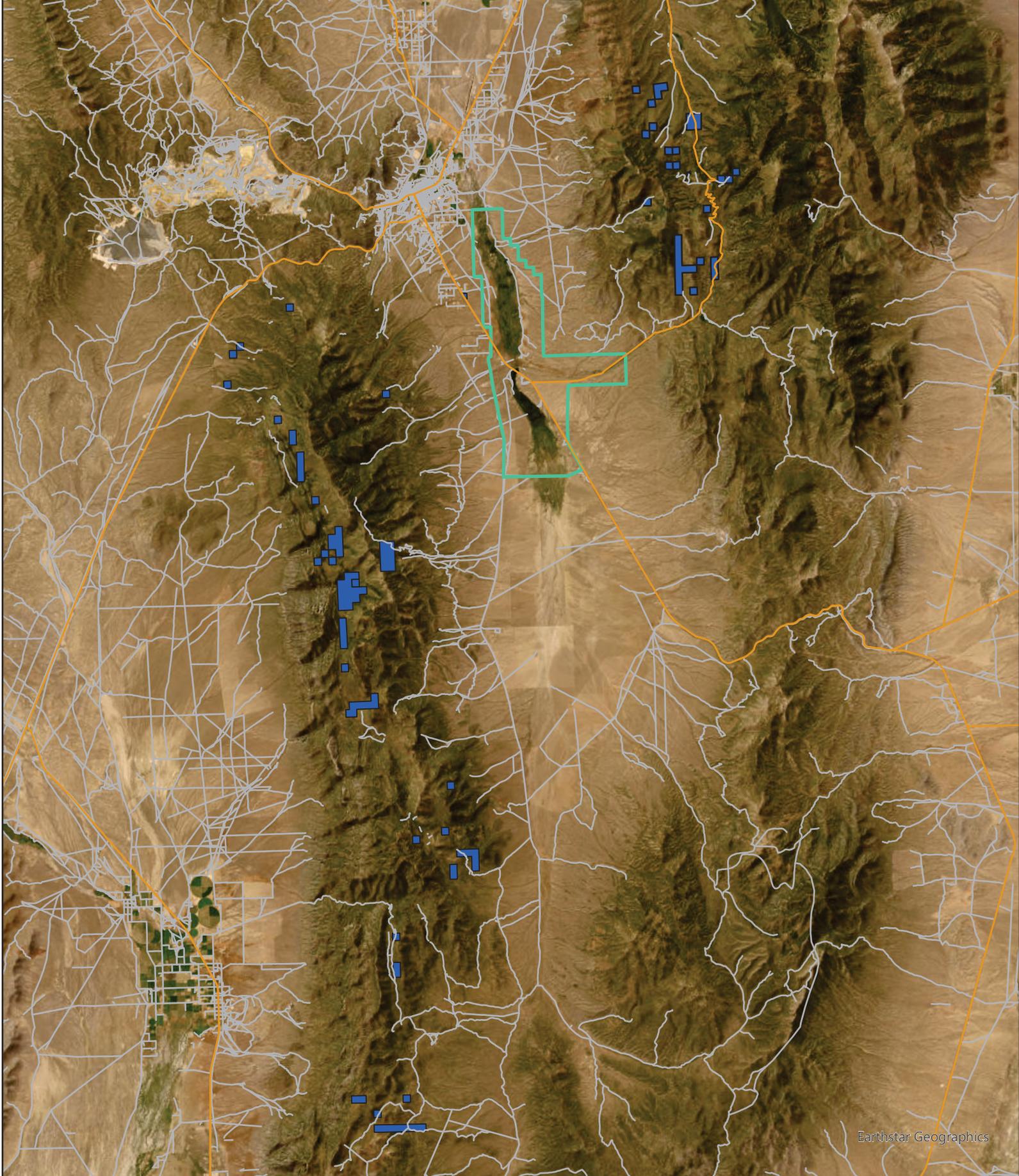
***NAC 504.320 Pole Canyon Cooperative Wildlife Management Area (NRS 501.105, 501.181)***

***Pole Canyon is a Wildlife Management Area established in cooperation with private landowner. The following activities are prohibited on this area:***

- 1. Overnight camping including the parking area;***
- 2. Motorized vehicles, electric or battery-assisted vehicles, or bicycles, and bicycles, except in the Franklin River Access parking area and only on the 1,340 feet of existing 2-track dirt road in the Horse Canyon (Horse Creek) Public Right of Way.***
- 3. Animal assisted access, except for horses and mules.***
- 4. Commercial guiding***
- 5. Predator Hunting***

6. *Trapping*
7. *Building or having campfires*

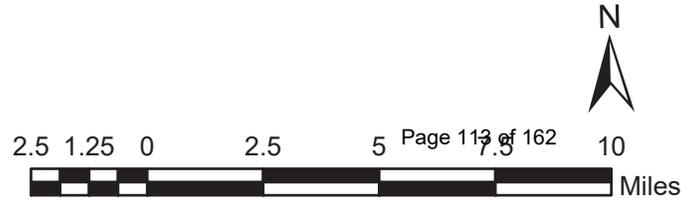




# Steptoe Valley WMA

-  Meadow Unit
-  Mountain Unit
-  Secondary Highway
-  Local Road

2.5 1.25 0 2.5 5 7.5 10 Miles



Earthstar Geographics

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STATE OF NEVADA  
**DEPARTMENT OF WILDLIFE**  
Data and Technology Services Division  
6980 Sierra Center Parkway, Ste. 120 • Reno, Nevada 89511  
(775) 688-1500 Fax (775) 688-1987

**MEMORANDUM:**

OCT 6, 2023

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

**From:** Management Analyst Megan Manfredi, Data and Technology Services Division

**Title:** Commission General Regulation 513, Executive Order 003

**Description:** Governor Lombardo's Executive Order 003 directed every executive branch department, agency board and commission to undertake a review of their regulations and submit a report to the Governor's Office detailing how the regulations could be removed, streamlined, or clarified. The regulation changes proposed are the result of that undertaking.

**Brief Explanation of the Proposed Regulation**

The Regulation Simplification Committee met three times to discuss proposed regulations for removal or clarification. The proposed regulation changes are the final product of the Committee's work. The completed report that was provided to the Commission in their May 2023 meeting was also provided to the Governor's Office for review as mandated by Executive Order 003. Since that time, the Governor has lifted the ban on newly proposed regulation changes allowing the Commission process to begin to complete the NAC changes requested in CGR 513.

The proposed regulations include but are not limited to changes removing definitions that are no longer used or necessary, general administrative clean up of existing regulations, updates the turkey return card process to match the big game return card process, removes unnecessary personal information required on some special licenses and permit applications, restricts already prohibited species and their progeny from remaining in Nevada, updates terminology, among others.

**Recommendation:**

The Department recommends that the Commission review and move towards adoption of the proposed regulation changes.



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

**LCB File No. R053-23**

October 12, 2023

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

AUTHORITY: §§ 1 and 2, NRS 501.3575; §§ 3 and 25, NRS 501.105 and 501.181; § 4, NRS 501.105, 501.119, 501.181 and 502.160; §§ 5-7, NRS 501.105, 501.181, 502.160 and 502.175; § 8, NRS 501.105, 501.181 and 503.597; § 9, NRS 501.105, 501.181 and 503.650; § 10, NRS 501.105, 501.181 and 503.380; § 11, NRS 501.105, 501.181, 503.597, 503.650 and 504.295; § 12, NRS 501.105, 501.181 and 503.150; §§ 13-23, NRS 501.105, 501.181, 503.582 and 503.583; § 24, NRS 501.105, 501.181 and 503.300.

A REGULATION relating to wildlife; revising provisions relating to the Wildlife Heritage Account; revising provisions relating to the submission of a questionnaire issued as part of a tag to hunt wild turkey; revising provisions relating to the awarding of bonus points for certain applicants for a tag to hunt wild turkey or moose; revising provisions relating to certain licenses or permits issued by the Department of Wildlife; revising provisions relating to the hunting, trapping, possession, sale or training of certain birds of prey; revising provisions relating to the practice of falconry; removing the prohibition against chumming in the Crittenden Reservoir; repealing certain obsolete provisions; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law creates the Wildlife Heritage Account in the State General Fund and authorizes the Board of Wildlife Commissioners to adopt regulations related to the Account. (NRS 501.3575) Existing regulations authorize certain persons and governmental entities to apply for a grant of money from the Account to fund a conservation project. (NAC 501.300) Upon receipt of an application, existing regulations require the Department of Wildlife to review the application, complete certain portions of the application and send the application to the Wildlife Heritage Committee of the Commission and each county advisory board to manage wildlife before April 15 of each year. (NAC 501.310) **Section 1** of this regulation: (1) removes the requirement that the Department complete portions of an application; and (2) requires the Department to send applications to the Commission and advisory boards on or before April 15 of each year.

Existing regulations require the Secretary of the Commission to provide certain information relating to the Account to the Commission on or before the first meeting of the Commission held after January 31 of each year. (NAC 501.330) **Section 2** of this regulation

instead requires the Secretary to provide such information to the Commission at the first meeting of the Commission of each calendar year.

Existing law authorizes the Department to obtain necessary data from hunters, trappers and anglers relative to their activities and success through the use of reports or questionnaires. If a report or questionnaire is not returned within the period specified by regulation of the Commission, existing law authorizes the Commission to deny the person the right to acquire certain licenses for a period of 1 year and levy an administrative fine against the person. (NRS 501.119) **Section 4** of this regulation revises requirements related to a questionnaire issued as part of a tag to hunt wild turkey by requiring that such a questionnaire be received by the Department not later than the deadline established in an annual regulation of the Commission. (NAC 502.407) **Section 5** of this regulation revises provisions related to the awarding of bonus points to certain applicants for a tag to hunt wild turkey by replacing a requirement that such applicants be awarded bonus points for the hunt number of the species for which an applicant applied with a requirement that the applicant be awarded a bonus point for the category of the species for which he or she applied. (NAC 502.4187) **Sections 3 and 6** of this regulation make conforming changes relating to the manner in which bonus points may be awarded by the Department for a tag to hunt wild turkey. **Section 6** also specifies that bonus points awarded by the Department pursuant to the bonus point program for moose apply to antlered and antlerless moose.

Existing regulations prescribe requirements governing the eligibility of a person to apply to engage in a junior hunt (NAC 502.063, 502.333) **Section 7** of this regulation: (1) revises provisions related to the transfer of unused bonus points for persons who become ineligible to apply for a junior hunt for deer; and (2) provides for the transfer of unused bonus points for persons who become ineligible to apply for a junior hunt for turkey.

With limited exception, existing law prohibits a person from introducing any aquatic life or wildlife into this State or removing any aquatic life or wildlife from one body of water in this State to any other, or from one portion of the State to any other, without the written consent and approval of the Department. (NRS 503.597) Existing regulations: (1) authorize the Department to issue a special permit to allow a person to handle, move or temporarily possess certain wildlife for the purpose of reducing or eliminating the risk of harm to the wildlife that may result from any lawful activity conducted on land where the wildlife is located; and (2) set forth the information that must be included in an application for such a permit. (NAC 503.0935) **Section 8** of this regulation removes the requirement that an applicant for a special permit must include on the application certain information related to the driver's license of the applicant, if the applicant holds a driver's license.

Existing law provides for the issuance by the Department of a written permit to collect wildlife for scientific or educational purposes. (NRS 503.650) Existing regulations set forth the information that must be included in an application for such a permit. (NAC 503.094) **Section 9** of this regulation removes the requirement that an applicant for a written permit to collect wildlife for scientific or educational purposes must include on the application the driver's license number of the applicant, if the applicant has been issued a driver's license.

Under existing law, the Department is authorized to allow the commercial taking of unprotected wildlife in any manner approved by the Commission. (NRS 503.380) Existing regulations make it unlawful for a person to collect unprotected wildlife for commercial purposes without a permit. Existing regulations also: (1) provide for the issuance by the Department of a permit authorizing a person to collect unprotected wildlife; and (2) set forth the information that

must be included on an application for such a permit. (NAC 503.095) **Section 10** of this regulation removes the requirement that an applicant for a such a permit must include on the application certain information related to the driver's license of the applicant, if the applicant has been issued a driver's license.

Existing law authorizes the Commission to prohibit the importation, transportation or possession of any species of wildlife that the Commission deems detrimental to the wildlife or habitat of the wildlife in this State. (NRS 503.597) Existing regulations prohibit a person from importing, transporting or possessing certain species of live wildlife unless the person holds: (1) an exhibitor's license issued by the Animal and Plant Health Inspection Service of the United States Department of Agriculture; or (2) a permit or license issued by the Department. (NAC 503.110, 504.486) **Sections 11 and 25** of this regulation eliminate provisions authorizing a person who holds an exhibitor's license to exhibit wildlife listed in that license without obtaining a license or permit issued the Department. **Section 11** also removes provisions authorizing the Department to issue a commercial license for the possession of live wildlife to certain persons who display, exhibit or use certain species of live wildlife for entertainment or commercial photography.

Existing law requires a person who hunts wildlife in this State to obtain a license or permit to do so and provides for the issuance of a such a license or permit by the Department. (Chapters 502 and 503 of NRS) Existing regulations: (1) authorize the Department to issue an archery disability permit to a person with a permanent disability; and (2) provide that an archery disability permit does not expire. (NAC 503.1465) **Section 12** of this regulation instead: (1) authorizes the Department to issue an archery disability permit to a person with a disability; and (2) provides that an archery disability permit expires 1 year after the date on which the permit is issued.

With limited exception, existing law requires any person who practices falconry or trains birds of prey, including raptors, to obtain a falconry license from the Department. (NRS 503.583) **Section 18** of this regulation revises the information that must be included in an application for a falconry license. Existing regulations authorize certain falconry licensees to possess a hybrid raptor and impose certain requirements on the release of hybrid raptors by such licensees. Existing regulations also require an owner of a hybrid raptor to meet certain requirements before allowing the raptor to fly free. (NAC 503.230, 503.250, 503.440 503.465) **Section 13** of this regulation revises the definition of the term "hybrid raptor" for purposes of these requirements. **Sections 14 and 15** of this regulation revise provisions related to the banding or other identification of falconry raptors. Under existing regulations, a person authorized to possess a raptor may transfer or acquire by transfer a raptor which was originally taken from the wild. (NAC 503.225) **Section 16** of this regulation removes this authorization. **Section 19** of this regulation makes nonsubstantive revisions concerning the taking of raptors by a person other than the holder of a permit to take raptors.

Existing regulations: (1) require the housing of raptors in humane and healthful conditions; and (2) impose certain requirements on a facility that houses raptors. (NAC 503.375) **Section 20** of this regulation eliminates a duplicative requirement that a facility that houses raptors must provide a healthy environment for each raptor housed within the facility.

Existing regulations authorize a falconry licensee who is not the owner of a raptor to provide care for the raptor. Under existing regulations, any such care must be provided in accordance with a statement that: (1) is signed by the owner of the raptor and the falconry licensee; and (2) indicates whether the falconry licensee may practice falconry with the raptor.

(NAC 503.405) **Section 21** of this regulation removes language authorizing a falconry licensee who is providing care for a raptor to practice falconry with the raptor if so indicated in the statement.

Existing regulations: (1) authorize the use of falconry raptors in a conservation education program; and (2) require a conservation education program to include certain information. Under existing regulations, a falconry licensee is prohibited from presenting a conservation education program that does not include information on falconry and conservation education. (NAC 503.445) **Section 22** of this regulation removes this prohibition. **Section 23** of this regulation makes nonsubstantive revisions concerning the use of falconry raptors for certain abatement activities.

Existing law authorizes the Commission to adopt regulations governing the practice of chumming. (NRS 503.300) Existing regulations prohibit chumming in certain public waters, including the Crittenden Reservoir. (NAC 503.593) **Section 24** of this regulation removes the prohibition against chumming in Crittenden Reservoir.

**Section 25** repeals obsolete provisions relating to: (1) batch reports by license agents; and (2) the removal by the Department of certain personal information from any list sold by the Department.

**Section 1.** NAC 501.310 is hereby amended to read as follows:

501.310 Upon receipt of an application, the Department shall review the application ~~and~~ ~~complete the portions of the application the Department is required to complete~~ and send the application to the Wildlife Heritage Committee of the Commission and to each county advisory board to manage wildlife for review and comment *on or* before April 15 of each year. The Wildlife Heritage Committee of the Commission shall prepare its recommendations for funding and present such recommendations for public comment and approval by the Commission at the first meeting of the Commission after April 30 of each year.

**Sec. 2.** NAC 501.330 is hereby amended to read as follows:

501.330 1. On or before November 1 of each year, the Secretary of the Commission shall make available to the public the application form described in NAC 501.300.

2. ~~{On or before}~~ *At* the first meeting of the Commission ~~{after January 31}~~ of each *calendar* year, the Secretary of the Commission shall provide to the Commission an accounting of:

(a) Seventy-five percent of the amount of money deposited in the Account during the previous calendar year; and

(b) All interest earned on the Account during that year.

**Sec. 3.** NAC 502.105 is hereby amended to read as follows:

502.105 “Type of hunt” means a hunt authorized by a regulation of the Commission, for which tags are awarded pursuant to application, that differs from another hunt in one or more of the following ways:

1. The species to be hunted for any species other than a species that is included in a category of a species pursuant to subsection 2;
2. The category of the species, subspecies and gender to be hunted as described in ~~subsection 1 of~~ NAC 502.4188;
3. The weapons to be used;
4. The residency of applicants; and
5. The method of drawing applications for the award of tags.

**Sec. 4.** NAC 502.407 is hereby amended to read as follows:

502.407 1. Unless otherwise provided by an annual regulation of the Commission, the properly completed questionnaire issued as part of a turkey tag must be received by the

Department not later than ~~11 p.m. on:~~

~~—(a) May 31, or the next business day if May 31 falls on a weekend or state holiday, following the close of the season for the spring hunt for turkey; or~~

~~—(b) November 30, or the next business day if November 30 falls on a weekend or state~~

~~holiday, following the close of the season for the fall hunt for turkey.]~~ *the deadline established in an annual regulation of the Commission.*

2. ~~{A}~~ *Except as otherwise provided in subsection 3, a* person who fails to return the questionnaire or the information required by the questionnaire ~~{within}~~ *on or before* the ~~{period specified}~~ *deadline* or who submits incomplete or false information on the questionnaire is ineligible for all turkey tags for 1 year.

3. A person who is ineligible for a tag pursuant to subsection 2 may have those privileges reinstated if the person:

(a) Pays to the Department an administrative fine of \$50; and

(b) Submits to the Department the properly completed questionnaire issued as part of the turkey tag or the information required by the questionnaire.

~~{4. A person who seeks to have privileges reinstated pursuant to the provisions of subsection 3 must perform the actions specified in that subsection not later than 11 p.m. on:~~

~~—(a) June 30, or the next business day if June 30 falls on a weekend or state holiday, following the close of the spring hunt for turkey; or~~

~~—(b) December 31, or the next business day if December 31 falls on a weekend or state holiday, following the close of the fall hunt for turkey.}~~

**Sec. 5.** NAC 502.4187 is hereby amended to read as follows:

502.4187 1. Except as otherwise provided in NAC 502.417 to 502.4225, inclusive, an applicant to obtain a tag for a season who is unsuccessful, or an applicant for a bonus point who does not wish to obtain a tag and is applying for the sole purpose of earning a bonus point, must be awarded a bonus point for ~~{~~:

~~—(a) The hunt number of the species for which the applicant applied if he or she applied for a:~~

~~—(1) Tag to hunt wild turkey; or~~

~~—(2) Bonus point for a tag described in subparagraph (1); or~~

~~—(b) The~~ *the* category of the species for which he or she applied if he or she applied for a tag to hunt deer, elk, mountain goat, antelope, black bear, moose , *wild turkey* or bighorn sheep, or for a bonus point for such a tag.

↳ Regardless of the number of applications to obtain a tag or bonus point for a season submitted by a person, the Department shall not award the person more than one bonus point per season per hunting license for each species or category of a species for which the person applied.

2. Except as otherwise provided in subsection 4, the bonus points awarded to a person for a species or category of species accumulate until the person loses his or her bonus points pursuant to this subsection. A person loses all of his or her bonus points for a species or category of a species:

(a) If the person is successful in drawing a tag for a season for that species or category of a species; or

(b) If the person does not apply for a tag or a bonus point for a season for 2 consecutive calendar years during which that type of hunt for a season is open.

3. Upon written request, the Department shall reinstate each bonus point a person lost pursuant to paragraph (b) of subsection 2 if:

(a) During the entirety of the respective 2 consecutive calendar years, the person was mobilized, deployed, training or stationed outside of the United States as an active member of the Armed Forces of the United States, as verified by a copy of his or her orders or other proof satisfactory to the Department; and

(b) The request is submitted to the Department not later than 1 year after the date the person returns to the United States.

4. Except as otherwise provided in NAC 502.4189, a person may not use any bonus points awarded to the person for being unsuccessful in a junior hunt to apply for a drawing for a tag for any other type of hunt after the person is no longer eligible to participate in a junior hunt.

5. If an applicant requests and receives a refund for the value of his or her hunting license, the Department shall not award the applicant a bonus point for any species or category of species applied for during the period that the applicant possessed the hunting license.

6. If an applicant is successful in obtaining a tag for a species or category of a species but transfers the tag to another person pursuant to section 1 of LCB File No. R022-19, the applicant and the new recipient of the tag lose all bonus points for that species or category of species.

7. The Department shall not award bonus points for depredation hunts or management hunts.

8. As used in this section, “management hunt” means a hunt established to seek the harvest of additional wildlife within a population.

**Sec. 6.** NAC 502.4188 is hereby amended to read as follows:

502.4188 ~~{1. Except as otherwise provided in subsection 2, any}~~ Any bonus points awarded by the Department pursuant to the bonus point program must be awarded in one of the following categories of species, subspecies and gender:

- ~~{a)}~~ 1. Antlered mule deer;
- ~~{b)}~~ 2. Antlerless mule deer;
- ~~{c)}~~ 3. Mule deer, either antlered or antlerless;
- ~~{d)}~~ 4. Antlered Rocky Mountain elk;
- ~~{e)}~~ 5. Antlerless Rocky Mountain elk;
- ~~{f)}~~ 6. Rocky Mountain elk, either antlered or antlerless;

- ~~{(g)}~~ 7. Spike Rocky Mountain elk;
- ~~{(h)}~~ 8. Pronghorn antelope whose horns are longer than their ears;
- ~~{(i)}~~ 9. Pronghorn antelope whose horns are shorter than their ears;
- ~~{(j)}~~ 10. Rams, from one of the following subspecies:

- ~~{(1)}~~ (a) Nelson bighorn sheep;
- ~~{(2)}~~ (b) California bighorn sheep; or
- ~~{(3)}~~ (c) Rocky Mountain bighorn sheep;

- ~~{(k)}~~ 11. Ewes, from one of the following subspecies:

- ~~{(1)}~~ (a) Nelson bighorn sheep;
- ~~{(2)}~~ (b) California bighorn sheep; or
- ~~{(3)}~~ (c) Rocky Mountain bighorn sheep;

- ~~{(l)}~~ 12. Mountain goats;

- ~~{(m)}~~ 13. Black bears; ~~{or}~~

- ~~{(n)}~~ 14. Moose ~~{}~~

~~2. Bonus points awarded by the Department pursuant to the bonus point program for wild},~~  
*either antlered or antlerless; or*

- 15. *Wild* turkey . ~~{hunts must be awarded by hunt number.}~~

Sec. 7. NAC 502.4189 is hereby amended to read as follows:

502.4189 1. Each applicant in a drawing for a tag for a season receives a number of additional draw numbers that is equal to the number of bonus points that he or she has accumulated squared, as expressed in the following equation:

$$n=b^2$$

where “n” is the number of additional draw numbers and “b” is the number of bonus points. The number of additional draw numbers determines the number of draw numbers for the species or category of the species for which the application was submitted. The applicant’s lowest randomly assigned draw number is the number used for the drawing.

2. Except as otherwise provided in subsection 5, bonus points accumulated by a person for a species or category of species cannot be transferred to any other person or any other species or category of species.

3. Any bonus points accumulated by an applicant automatically transfer with the applicant if the applicant changes his or her state of residence. Bonus points transferred pursuant to this subsection apply to the same species or category of species to which they applied before the transfer.

4. The number of bonus points applicable to applications submitted by a group pursuant to NAC 502.4185 for tags is the quotient of the total number of points held by the members of the group divided by the number of members in the group, rounded to the nearest whole number.

5. If a person ~~has applied for a junior hunt for deer for 5 years or~~ becomes ineligible *to apply for a junior hunt for deer pursuant to NAC 502.333 or becomes ineligible* to participate in a junior hunt for deer because of his or her age, each unused bonus point accumulated by that person for a junior hunt for deer automatically transfers to the category for antlered mule deer. The provisions of this subsection do not apply to a bonus point accumulated by the person for a junior hunt for deer in a year in which the person also accumulated a bonus point in the category for antlered mule deer.

*6. If a person becomes ineligible to apply for a junior hunt for wild turkey pursuant to NAC 502.333 or becomes ineligible to participate in a junior hunt for wild turkey because of his or her age, each unused bonus point accumulated by that person for a junior hunt for wild turkey automatically transfers to the category for wild turkey.*

**Sec. 8.** NAC 503.0935 is hereby amended to read as follows:

503.0935 1. The Department may issue a special permit pursuant to subsection 1 of NRS 503.597 to allow a person to handle, move or temporarily possess any wildlife which is classified as protected for the purpose of reducing or eliminating the risk of harm to the wildlife that may result from any lawful activity conducted on land where the wildlife is located. The fee for such a special permit is \$200.

2. An applicant for a special permit specified in subsection 1 must include on the application:

- (a) The name and date of birth of the applicant;
- (b) The physical or mailing address and telephone number of the applicant;
- (c) The name, address and telephone number of the place of employment of the applicant;
- (d) ~~The driver's license number, the state that issued the driver's license and the date of issue of the driver's license of the applicant if the applicant holds a driver's license;~~
- ~~(e)~~ The name of the company or other entity that the applicant is representing, if different from the employer of the applicant;
- ~~(f)~~ (e) The name of each person who, at the direction of the applicant, will handle, move or temporarily possess the wildlife under the authority of the special permit;
- ~~(g)~~ (f) The common and scientific name and the number of each species of wildlife, or nests or eggs thereof, to be handled, moved or temporarily possessed;

~~(h)~~ (g) The manner in which each specimen of wildlife will be handled, moved or temporarily possessed;

~~(i)~~ (h) The locations at which and the dates when the wildlife are to be handled, moved or temporarily possessed;

~~(j)~~ (i) The locations at which or to which the wildlife will be handled, moved or temporarily possessed, if any;

~~(k)~~ (j) A brief synopsis, not to exceed five pages, of the purpose and justification for the handling, moving or temporary possession of the wildlife; and

~~(l)~~ (k) The signature of the applicant and the date on which the applicant signed the application.

3. A special permit specified in subsection 1 must be valid for not more than 1 year. Upon its approval of the application and submission of the fee, the Department shall issue the special permit based on a calendar year.

4. Based on its evaluation of the application, the Department may make such stipulations and conditions on the use and scope of the special permit as the Department deems appropriate. A violation of a stipulation or condition is cause for the cancellation of the special permit.

5. Not later than 30 days after expiration of a special permit specified in subsection 1, the holder of the special permit shall submit to the Department a report which includes, without limitation:

(a) A list of each species of wildlife which is classified as protected that was handled, moved or temporarily possessed, and for each such species:

(1) The number of wildlife handled, moved or temporarily possessed at each location where the wildlife was handled, moved or temporarily possessed; and

(2) The date on which the wildlife was handled, moved or temporarily possessed; and  
(b) Any other information which the Department requires.

6. A special permit specified in subsection 1 which is issued by the Department for the handling, movement or temporary possession of:

(a) A migratory bird that is protected by the Migratory Bird Treaty Act, as amended, 16 U.S.C. §§ 703 et seq.; or

(b) A species of wildlife that is listed as threatened or endangered by the United States Fish and Wildlife Service,

↪ is not valid for the handling, movement or temporary possession of the migratory bird or the threatened or endangered species until the Department receives a copy of the federal permit issued by the United States Fish and Wildlife Service to the applicant for the handling, movement or temporary possession of the bird or species.

**Sec. 9.** NAC 503.094 is hereby amended to read as follows:

503.094 1. The Department may issue a scientific permit pursuant to NRS 503.650 which authorizes the taking, killing, possessing or banding of any species of wildlife, or the collecting of the nest or eggs thereof, for strictly scientific or educational purposes.

2. An applicant for a scientific permit must include on his or her application:

(a) The name of the applicant;

(b) The name of the company or institution that the applicant is representing;

(c) The physical or mailing addresses of the applicant's residence and place of employment;

(d) The telephone numbers of the applicant's residence and place of employment;

(e) ~~The driver's license number of the applicant, if he or she has been issued a driver's~~  
license;

~~(f)~~ The name of each person or group of persons who will collect wildlife under the authority of the scientific permit and at the direction of the applicant;

~~(g)~~ (f) The common and scientific name and the number of each species of wildlife, or nests or eggs thereof, to be collected, possessed, marked or banded;

~~(h)~~ (g) The manner and means by which each specimen of wildlife will be collected or captured;

~~(i)~~ (h) The locations at which and the dates when the specimens of wildlife are to be collected;

~~(j)~~ (i) A brief synopsis, not to exceed five pages, of the purpose and justification for the collection and possession of the specimens of wildlife;

~~(k)~~ (j) The location where the specimens of wildlife will be transferred or held once collected; and

~~(l)~~ (k) The signature of the applicant and the date on which the application was signed.

3. A scientific permit must be valid for not more than 2 years. Upon its evaluation of the application, the Department will issue the scientific permit based on a calendar year or a fiscal year.

4. Not later than 30 days after the date on which the permit expires, the holder of a scientific permit shall submit to the Department a complete report which details the species of wildlife collected, the number of each species of wildlife collected at each location, the date on which each species of wildlife was collected and any other information which the Department requires.

5. Based on its evaluation of the application, the Department may make such stipulations and conditions on the use and scope of a scientific permit as the Department determines appropriate. A violation of a stipulation or condition is cause for the cancellation of the permit.

6. A scientific permit issued by the Department for the collection or possession of:

(a) A migratory bird that is protected by the Migratory Bird Treaty Act, as amended, 16

U.S.C. §§ 703 et seq.; or

(b) A species of wildlife that is listed as threatened or endangered by the United States Fish and Wildlife Service,

↪ is not valid for the collection or possession of the migratory bird or the threatened or endangered species until the Department receives a copy of the federal permit issued by the United States Fish and Wildlife Service to the applicant for the collection or possession of the bird or species.

**Sec. 10.** NAC 503.095 is hereby amended to read as follows:

503.095 1. It is unlawful for a person to collect unprotected wildlife or any species of reptile for commercial purposes without a permit.

2. Except as otherwise provided in NAC 503.513 and 503.545, the Department will issue a permit authorizing a natural person to collect unprotected wildlife, with the exception of any reptile, for commercial purposes with a seine, net, noose, trap or other device if, after an investigation is conducted, it is proved to the Department that the collecting will not be detrimental to wildlife or the habitat of the wildlife. The annual fee for a permit issued pursuant to this section is \$250.

3. An application for a permit issued pursuant to this section must be submitted on a form furnished by the Department.

4. An applicant for a permit issued pursuant to this section must include on the application:

(a) The name of the applicant;

(b) The physical and mailing addresses of the applicant's residence and place of employment;

(c) The cellular telephone number of the applicant, if any, or the telephone numbers of the applicant's residence and place of employment;

~~(d) The driver's license number of the applicant, if he or she has been issued a driver's license, or a driver authorization card number or instruction permit number obtained in accordance with NRS 483.291;~~

~~(e)~~ The social security number, or the tax identification number if the application is made under a business name, of the applicant;

~~(f)~~ (e) The date of birth of the applicant;

~~(g)~~ (f) The methods and equipment to be used in the collection of the wildlife;

~~(h)~~ (g) The location, by county or region, where the wildlife is to be collected;

~~(i)~~ (h) The address of the location where the wildlife will be held while it is in the possession of the applicant;

~~(j)~~ (i) If the applicant has been convicted of violating the laws or regulations of any state or the United States Fish and Wildlife Service relating to the commercialization of wildlife within the 5 years immediately preceding the date of the application, a description of each violation, a description of the penalty imposed for each violation and the name of the state in which each conviction occurred; and

~~(k)~~ (j) The applicant's signature and the date on which the application is signed.

5. Such a permit is not transferable and may be cancelled by the Department for a violation of its conditions or if operation of the permit is found to be detrimental to wildlife.

6. Within 30 days after the expiration of a permit for the collection of unprotected wildlife, the person to whom it was issued shall submit a report to the Department with the number and

disposition of the unprotected species he or she has taken. Any failure to submit the report is a cause for denial of a future application for a similar permit.

**Sec. 11.** NAC 503.110 is hereby amended to read as follows:

503.110 1. Except as otherwise provided in this section, ~~and NAC 504.486,~~ the importation, transportation or possession of the following species of live wildlife or hybrids thereof, including viable embryos or gametes, is prohibited:

(a) Fish:

<b>Common Name</b>	<b>Scientific Classification</b>
(1) Lampreys .....	All species in the family Petromyzontidae
(2) Freshwater stingray.....	All species in the family Potamotrygonidae
(3) Freshwater shark.....	All species in the genus <i>Carcharhinus</i>
(4) Bowfin .....	<i>Amia calva</i>
(5) Gars.....	All species in the family Lepisosteidae
(6) Herring and shad, except threadfin shad and gizzard shad .....	All species in the family Clupeidae, except <i>Dorosoma petenense</i> and <i>Dorosoma cepedianum</i>
(7) European Whitefish .....	All species in the genus <i>Leuciscus</i>
(8) Mexican banded tetra.....	<i>Astyanax mexicanus</i>

Common Name	Scientific Classification
(9) Piranhas .....	All species in the genera <i>Serrasalmus</i> , <i>Serrasalmo</i> , <i>Pygocentrus</i> , <i>Pristobrycon</i> , <i>Hydrolycus</i> , <i>Rooseveltiella</i> and <i>Pygopristis</i>
(10) South American Parasitic Catfish.....	All species in the families Cetopsidae and Trichomycteridae
(11) White perch.....	<i>Morone americana</i>
(12) Freshwater drum .....	<i>Aplodinotus grunniens</i>
(13) Grass carp, except certified triploids as authorized by a special permit.....	<i>Ctenopharyngodon idella</i>
(14) Pike top minnow .....	<i>Belonesox belizanus</i>
(15) Snakehead.....	All species in the genera <i>Parachanna</i> and <i>Channa</i>
(16) Walking catfish.....	All species in the genera <i>Clarias</i> , <i>Heteropneustes</i> and <i>Dinotopterus</i>
(17) Tiger fish, Tigerfish and Wolf fish.....	All species in the genera <i>Hydrocynus</i> and <i>Hoplias</i>
(18) Sticklebacks .....	All species in the genera <i>Apeltes</i> , <i>Eucalia</i> , <i>Gasterosteus</i> and <i>Pungitius</i>

<b>Common Name</b>	<b>Scientific Classification</b>
(19) Tilapia.....	All species in the genera <i>Coelotilapia</i> , <i>Coptodom</i> , <i>Heterotilapia</i> , <i>Oreochromis</i> , <i>Pelmatolapia</i> , <i>Tilapia</i> and <i>Sarotherodon</i>
(20) Nile perch .....	All species in the genera <i>Lates</i> and <i>Luciolates</i>
(21) Goldeye.....	All species in the genus <i>Hiodon</i>
(22) Carp:	
(I) Bighead.....	<i>Hypophthalmichthys nobilis</i>
(II) Black .....	<i>Mylopharyngodon piceus</i>
(III) Crucian.....	<i>Carassius carassius</i>
(IV) Indian.....	<i>Catla catla</i> , <i>Cirrhina mrigala</i> and <i>Labeo</i> <i>rohita</i>
(V) Silver.....	<i>Hypophthalmichthys molitrix</i>
(23) Rudd.....	<i>Scardinius erythrophthalmus</i>
(24) Northern Pike.....	<i>Esox lucius</i>
(25) Swamp eel.....	All species in the genus <i>Monopterus</i>
(26) Round goby.....	<i>Neogobius melanostomus</i>
(27) Flathead catfish.....	<i>Pylodictis olivaris</i>
(28) Peacock bass .....	All species in the genus <i>Cichla</i>

(b) Reptiles:

<b>Common Name</b>	<b>Scientific Classification</b>
(1) Alligators, crocodiles and gharials .....	All species in the order Crocodylia
(2) Bird snake .....	All species in the genus <i>Thelotornis</i>
(3) Boomslang .....	<i>Dispholidus typus</i>
(4) Keelbacks.....	All species in the genus <i>Rhabdophis</i>
(5) Burrowing Asps .....	All species in the family Atractaspidae
(6) Coral snakes, cobras, kraits, mambas, Australian elapids and sea snakes.....	All species in the family Elapidae
(7) Pit vipers and true vipers, except species indigenous to this State .....	All species in the family Viperidae, except species indigenous to this State
(8) Snapping Turtles.....	All species in the family Chelydridae
(9) Gila monsters and bearded lizards.....	All species in the family Helodermatidae

(c) Amphibians:

<b>Common Name</b>	<b>Scientific Classification</b>
(1) Clawed frogs.....	All species in the genus <i>Xenopus</i>
(2) Giant or marine toads .....	<i>Bufo horribilis</i> , <i>Bufo marinus</i> and <i>Bufo</i>

**Common Name**

**Scientific Classification**

*paracnemis*

(d) Mammals:

**Common Name**

**Scientific Classification**

- (1) Deer, elk, wapiti, moose and caribou ..... All species in the family Cervidae
- (2) Wild Dogs or Dhole..... *Cuon alpinus*
- (3) Raccoon Dog ..... *Nyctereutes procyonoides*
- (4) Mongooses and Meerkats ..... All species in the genera *Atilax*, *Cynictis*,  
*Helogale*, *Mungos*, *Suricate*,  
*Ichneumia* and *Herpestes*
- (5) Wild European Rabbit ..... *Oryctolagus cuniculus*
- (6) Multimammate Rat or Mouse..... All species in the genus *Mastomys*  
(=*Praomys*)
- (7) Bats ..... All species in the order Chiroptera
- (8) Nutria ..... *Myocastor coypus*
- (9) Coyote..... *Canis latrans*
- (10) Foxes..... All species in the genera *Vulpes*,  
*Fennecus*, *Urocyon*, *Alopex*, *Lycalopex*  
and *Pseudalopex*

- (11) Raccoon ..... *Procyon lotor*
- (12) Skunk ..... All species in the genera *Spilogale*,  
*Mephitis* and *Conepatus*
- (13) Wild pigs and hogs ..... All species in the family Suidae, except  
domestic breeds of *Sus scrofa*
- (14) Reedbucks..... All species in the genus *Redunca*
- (15) Oryx and Gemsbok..... All species in the genus *Oryx*
- (16) Addax..... *Addax nasomaculatus*
- (17) Blesbok, Topi and Bontebok ..... All species in the genus *Damaliscus*
- (18) Hartebeests..... All species in the genera *Alcelaphus* and  
*Sigmoceros*
- (19) Wildebeest and Gnus ..... All species in the genus *Connochaetes*
- (20) Chamois ..... *Rupicapra rupicapra* and *R. pyrenaica*
- (21) Tahr..... All species in the genus *Hemitragus*
- (22) Ibex, Wild Goats, Tur and Markhor ..... All species in the genus *Capra*, except  
domestic goats, *Capra hircus*
- (23) Barbary (Aoudad) Sheep ..... *Ammotragus lervia*
- (24) Mouflon sheep, Urial, Bighorn and  
Argali ..... All species in the genus *Ovis*, except  
domestic sheep, *Ovis aries*

(e) Birds:

<b>Common Name</b>	<b>Scientific Classification</b>
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- |                                       |                           |
|---------------------------------------|---------------------------|
| (1) Pink Starling or Rosy Pastor..... | <i>Sturnus roseus</i>     |
| (2) Red-billed Dioch.....             | <i>Quelea quelea</i>      |
| (3) Red-whiskered Bulbul .....        | <i>Pycnonotus jocosus</i> |

(f) Crustaceans:

<b>Common Name</b>	<b>Scientific Classification</b>
--------------------	----------------------------------

- |                              |   |
|------------------------------|---|
| (1) Asiatic mitten crab..... | <i>Eriocheir sinensis</i>   |
| (2) Crayfish .....           | All species in the families Parastacidae,<br>Cambaridae and Astacidae, except<br><i>Procambarus clarkii</i> , <i>Orconectes causeyi</i><br>and indigenous species of the genus<br><i>Pacifastacus</i> |

(g) Mollusks:

<b>Common Name</b>	<b>Scientific Classification</b>
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- |                                   |   |
|-----------------------------------|---|
| (1) African giant snail .....     | <i>Achatina fulica</i>                    |
| (2) Zebra and quagga mussels..... | All species in the genus <i>Dreissena</i> |

**Common Name**

**Scientific Classification**

- (3) New Zealand mud snail ..... *Potamopyrgus antipodarum, P. jenkinsi*
- (4) Apple snails ..... All species in the genus *Pomacea*
- (5) Golden mussel ..... *Limnoperna fortunei*

2. The headquarters of the Department and each regional office of the Department will maintain a physical description and picture of each species listed in this section when reasonably available.

3. The Department may issue a scientific permit for the collection or possession of wildlife or a commercial license for the possession of live wildlife, whichever is applicable, for the importation, transportation or possession of a species listed in this section only to:

(a) A zoo or aquarium which is an accredited institutional member of the Zoological Association of America, the Association of Zoos and Aquariums or their successors.

~~(b) {A person who displays, exhibits or uses the species for entertainment or commercial photography, including, without limitation, motion pictures, still photography or television, if the species:~~

~~—— (1) Is accompanied by evidence of lawful possession;~~

~~—— (2) Is not in this State for more than 90 days; and~~

~~—— (3) Is maintained under complete control and prohibited from coming into contact with members of the general public.~~

~~→ If the person is displaying, exhibiting or using mammals for commercial purposes other than for food or fiber, he or she must possess the appropriate license issued by the United States Department of Agriculture.~~

~~(e)~~ A college, university or governmental agency, for scientific or public health research.

~~(d)~~ (c) Any other scientific institution, as determined by the Department, for research or medical necessity.

~~(e)~~ (d) Any person engaged in commercial aquaculture, upon application and proof to the Department that the activity will not be detrimental to aquatic life, other wildlife or recreational uses. As a condition of the issuance to such a person of a commercial license for the possession of a species listed in this section, a bond may be required to provide for the removal of any species to which the license applies that may escape or be released from captivity for any reason. The amount of the bond will be determined by the Department after considering the degree of potential hazard to wildlife.

~~(f)~~ (e) A tax-exempt nonprofit organization that exhibits wildlife solely for educational or scientific purposes.

4. An interstate shipment of a species listed in this section may be transported through this State, without a permit or license issued by the Department, if:

(a) The shipper or transporter has evidence of lawful possession of the species issued by the state or country where the species originated;

(b) Mammals, birds or fish are accompanied by a health certificate issued by the state or country where the species originated that indicates the destination, origin and proof of ownership of the species being transported;

(c) The species is in this State for less than 48 hours; and

(d) The species is not unloaded or otherwise released while being transported through this State.

5. This section does not apply to the Department when it is conducting authorized introductions or transplantations of a native species of big game mammal listed in this section.

**Sec. 12.** NAC 503.1465 is hereby amended to read as follows:

503.1465 1. The Department may issue an archery disability permit to a person with a ~~permanent~~ disability. The permit authorizes a person with a ~~permanent~~ disability to hunt, during a hunt that is restricted to the use of archery, using a crossbow or a bow that uses a mechanical device that is capable of anchoring a nocked arrow at full draw or partial full draw and complies with the requirements of subsection 2 of NAC 503.144.

2. A person using an archery disability permit shall present the permit upon the request of a law enforcement officer.

3. An application for an archery disability permit must:

(a) Be submitted to the Department on a form provided by the Department;

(b) Include a certificate issued by a licensed physician certifying that the applicant has a ~~permanent~~ disability; and

(c) Include any other information required by the Department to issue the permit.

4. An archery disability permit issued pursuant to this section ~~does not expire.~~  
*expires 1 year after the date on which the permit is issued.*

5. As used in this section, ~~“permanent”~~ “disability” means a disability which prohibits a person from manually drawing and holding at full draw a bow that complies with the provisions of subsection 2 of NAC 503.144.

**Sec. 13.** NAC 503.200 is hereby amended to read as follows:

503.200 As used in NAC 503.200 to 503.470, inclusive, and sections 2 to 10, inclusive, of LCB File No. R160-22, unless the context otherwise requires:

1. “Abatement” means the training and use of a raptor to flush, haze or take wildlife for the purpose of mitigating depredation and nuisance problems, including, without limitation, threats to human health and safety.

2. “Bate” means to attempt to fly while tethered.

3. “Captive-bred” or “bred in captivity” means raptors, including eggs, hatched in captivity from parents that mated or otherwise transferred gametes in captivity.

4. “Captivity” means a live raptor that is held in a controlled environment which is intensively manipulated by humans for the purpose of producing raptors of selected species, and which has boundaries designed to prevent raptors, eggs or gametes of the selected species from entering or leaving the controlled environment.

5. “Eyas” means a nestling bird not yet capable of flight.

6. “Facility” means an indoor or outdoor facility used for housing a raptor.

7. “Falconry” means the sport of taking, or attempting to take, quarry by means of a trained raptor.

8. “Falconry licensee” means a person who holds an apprentice, general or master falconry license.

9. “Form 3-186A” means:

(a) Form 3-186A provided by the United States Fish and Wildlife Service; or

(b) If the United States Fish and Wildlife Service no longer provides Form 3-186A, any form provided by the Department for reporting the acquisition, transfer, release, loss, rebanding, implantation, death or theft of a raptor.

10. “Hack” means to train a raptor for falconry by temporarily releasing and subsequently taking the raptor.

11. “Hybrid raptor” means a raptor that is ~~+~~  
~~—(a) The offspring of raptors listed as two or more distinct species in 50 C.F.R. § 10.13; or~~  
~~—(b) The~~ *the* offspring of raptors recognized by ornithological authorities as two or more distinct species listed in 50 C.F.R. § 10.13.

12. “Owner of a raptor” means a person who has reported the acquisition of a raptor to the Department on Form 3-186A and who has not subsequently reported the transfer, release, loss, death or theft of the raptor to the Department on Form 3-186A.

13. “Passage” means a bird that has fledged and is less than 1 year of age.

14. “Raptor” means a live migratory bird of the order *Accipitriformes*, *Falconiformes* or *Strigiformes*, other than the bald eagle (*Haliaeetus leucocephalus*), regardless of whether the raptor was originally taken from the wild or is a captive-bred raptor, is a hybrid raptor, is protected under the Migratory Bird Treaty Act, as amended, 16 U.S.C. §§ 703 et seq., or is used in falconry.

15. “Raptor rehabilitator” means a person who has been issued a permit to rehabilitate raptors pursuant to NAC 503.315.

16. “Retake” means to take, by a falconry licensee who is not the person who originally identified the raptor as a falconry raptor, a raptor that has been marked with a leg band, transmitter or any other item identifying it as a falconry raptor.

17. “Take” means to trap or capture, or attempt to trap or capture, a raptor for the purpose of falconry.

**Sec. 14.** NAC 503.212 is hereby amended to read as follows:

503.212 1. Except as otherwise provided in NAC 503.214 and 503.217, the owner of a raptor shall attach a leg band to the raptor pursuant to the provisions of this section.

2. For a raptor originally taken from the wild:

(a) For a goshawk (*Accipiter gentilis*), Harris's hawk (*Parabuteo unicinctus*), peregrine falcon (*Falco peregrinus*) or gyrfalcon (*Falco rusticolus*):

(1) Unless the raptor is already so banded, the owner of the raptor shall attach to the raptor a permanent, nonreusable and numbered leg band which is supplied by the United States Fish and Wildlife Service ; ~~and provided by the Department;~~ and

(2) The owner of the raptor may implant in the raptor a 134.2-kilohertz microchip that complies with the standards established by the International Organization for Standardization or its successor; and

(b) For a raptor that is not of a species listed in paragraph (a), a person shall not attach to the raptor a nonreusable and numbered leg band which is supplied by the ~~Department;~~ *United States Fish and Wildlife Service.*

3. For a captive-bred raptor, unless the raptor is already banded, the owner of the raptor shall attach to the raptor a nonreusable and numbered leg band which is supplied by the United States Fish and Wildlife Service . ~~and provided by the Department.~~

**Sec. 15.** NAC 503.214 is hereby amended to read as follows:

503.214 1. If a leg band attached to a raptor pursuant to NAC 503.212 must be removed or is lost, the owner of the raptor shall, not later than 5 working days after the removal or after the loss is discovered, report the removal or loss to the United States Fish and Wildlife Service on its Internet website and shall:

- (a) Request a replacement leg band from the Department and attach to the raptor the replacement leg band immediately after receiving the replacement leg band; or
- (b) Purchase and immediately implant in the raptor a 134.2-kilohertz microchip that complies with the standards established by the International Organization for Standardization or its successor.

2. Not later than 5 days after rebanding a captive-bred raptor pursuant to subsection 1, the owner of the raptor:

- (a) Shall report the rebanding, and any other information required by the ~~{Department,}~~ *United States Fish and Wildlife Service* to the Department on Form 3-186A; and
- (b) Shall report the rebanding, and any other information required by the United States Fish and Wildlife Service, to the United States Fish and Wildlife Service on its Internet website.

**Sec. 16.** NAC 503.225 is hereby amended to read as follows:

503.225 1. A falconry licensee may receive by transfer legally acquired raptors from other persons authorized to possess raptors and may transfer a raptor in his or her lawful possession to any other person authorized to possess a raptor.

2. ~~{A person authorized to possess a raptor may transfer or acquire by transfer a raptor which was originally taken from the wild.}~~

~~—3.}~~ A person shall not sell, trade, barter, purchase, acquire by trade or barter, or attempt to sell, trade, barter, purchase or acquire by trade or barter, a raptor which was originally taken from the wild.

~~{4.}~~ 3. A person authorized to possess a raptor may transfer, sell, trade, barter, purchase, acquire by trade or barter, or attempt to transfer, sell, trade, barter, purchase, or acquire by transfer, trade or barter, a captive-bred raptor only if the raptor is:

(a) Two weeks of age or more; and

(b) Except as otherwise provided in NAC 503.217, banded pursuant to NAC 503.212 or 503.214.

~~15.1~~ 4. If a person acquires a raptor pursuant to this section:

(a) Except as otherwise provided in paragraph (b), the raptor does not count toward the number of raptors the person may obtain from the wild pursuant to his or her permit, NRS 503.583 and NAC 503.300, regardless of whether the raptor was bred in captivity or was originally taken from the wild; and

(b) If the person acquired the raptor with the intent to keep the raptor, and if the raptor was acquired from a raptor rehabilitator and was originally taken from the wild, the raptor counts toward the number of raptors the person may obtain from the wild pursuant to his or her permit, NRS 503.583 and NAC 503.300.

**Sec. 17.** NAC 503.230 is hereby amended to read as follows:

503.230 1. The owner of a raptor of any species may release the raptor to the wild pursuant to the provisions of this section.

2. A falconry licensee shall not intentionally and permanently release to the wild a hybrid raptor or a raptor which is of a species not indigenous to this State.

3. A falconry licensee shall not intentionally and permanently release to the wild a captive-bred raptor that is of a species indigenous to this State unless ~~†~~

~~—(a) The~~ *the* falconry licensee:

~~{(1)}~~ (a) Temporarily releases and subsequently takes the raptor to allow the raptor to adjust to the wild; ~~†and~~

~~—(2)~~ *(b)* Receives written authorization from the Department to release the raptor to the wild permanently; and

~~{(b) The falconry licensee releases}~~

*(c) Releases* the raptor ~~{at an appropriate time during the year and at an appropriate location, as determined by the Department and included}~~ in *accordance with* the written authorization required ~~{pursuant to subparagraph (2) of}~~ *by* paragraph ~~{(a)}~~ *(b)*.

4. A falconry licensee shall not intentionally and permanently release to the wild a raptor which was originally taken from the wild and which is of a species indigenous to this State unless the falconry licensee:

(a) Receives written authorization from the Department to release the raptor to the wild permanently; and

(b) Releases the raptor ~~{at an appropriate time during the year and at an appropriate location, as determined by the Department and included}~~ in *accordance with* the written authorization required ~~{pursuant to}~~ *by* paragraph (a).

5. *The written authorization required by subsection 3 or 4 must specify an appropriate time during the year and an appropriate location for releasing the raptor to the wild.*

6. Before releasing a raptor to the wild pursuant to this section, the falconry licensee shall remove the leg band, if any, from the raptor.

~~{6}~~ 7. Not later than 5 days after releasing a raptor to the wild pursuant to this section, the falconry licensee shall:

(a) Return the leg band, if any, removed pursuant to subsection ~~{5}~~ 6 to the Department; and

(b) Report the release to the Department on Form 3-186A.

**Sec. 18.** NAC 503.235 is hereby amended to read as follows:

503.235 1. Except as otherwise provided in subsection 9 and NAC 503.415, a person who is a resident of the State of Nevada and who practices falconry or trains birds of prey must obtain a falconry license of the proper class from the Department. An applicant for a falconry license must include on his or her application:

- (a) The name of the applicant;
- (b) The physical and mailing address of the applicant's residence;
- (c) The telephone number of the applicant's residence;
- (d) The date of birth of the applicant;
- (e) The driver's license number of the applicant, if he or she has been issued a driver's license;
- (f) The social security number of the applicant;
- (g) The number of raptors , *including, without limitation, any offspring of such raptors*, the applicant possesses and the species of each;
- (h) The age of each raptor, if known;
- (i) The sex of each raptor, if known;
- (j) The source and date of acquisition of each raptor;
- (k) The leg band number, if required, of each raptor;
- (l) Except as otherwise provided in paragraph (m), the applicant's signature and the date on which he or she signed the application;
- (m) For an applicant who is less than 18 years of age, the signature of a parent or legal guardian of the applicant; and
- (n) For an application for an apprentice falconry license, a certification statement in substantially the following form:

I certify that I have read and am familiar with the provisions of Part 13 of Title 50 of the Code of Federal Regulations and any other applicable sections of Subchapter B of Chapter I of Title 50 of the Code of Federal Regulations and that the information I have submitted is complete and accurate to the best of my knowledge and belief. I understand that any intentionally false statement herein may subject me to criminal penalties under federal law, as set forth in 18 U.S.C. § 1001.

2. If the applicant has moved to this State with the intention of making this State his or her permanent residence and the applicant holds a falconry license issued by the state from which he or she is moving, the applicant may attach a copy of his or her falconry license to his or her application in lieu of taking the examination required by subsection 4. If the applicant fails to attach a copy of his or her falconry license issued by the applicant's previous state of residence, he or she will be required to take the examination required by subsection 4.

3. If the applicant has moved to this State with the intent to make this State his or her permanent residence and the applicant holds a falconry license issued by a country other than the United States, the applicant must attach a copy of his or her falconry license to his or her application and must take the examination required by subsection 4 before being issued a falconry license. If the applicant correctly answers 80 percent of the questions on the examination, the Department shall determine, based on the requirements of NAC 503.240 and any documentation of experience in falconry submitted by the applicant, which class of falconry license to issue to the applicant.

4. Except as otherwise provided in subsections 2 and 3, before the Department issues a falconry license pursuant to this section or reinstates a falconry license pursuant to paragraph (b) of subsection 5, the applicant must correctly answer at least 80 percent of the questions on a supervised examination approved by the United States Fish and Wildlife Service and administered by the Department. The examination will test the applicant's knowledge of basic biology, the care and handling of raptors, and the literature, laws, and regulations, and other subjects relating to falconry. Failure of the examination will result in a 30-day waiting period after the date of the written examination before reexamination.

5. If the falconry license of an applicant has been expired:

(a) For less than 5 years, the Department may reinstate the license at the class previously held by the applicant if the applicant provides evidence satisfactory to the Department that the applicant previously held that class of license; or

(b) For 5 years or more, the Department may reinstate the license at the class previously held by the applicant if the applicant:

(1) Provides evidence satisfactory to the Department that the applicant previously held that class of license; and

(2) Correctly answers at least 80 percent of the questions on the examination required by subsection 4.

6. A person must possess a valid falconry license when practicing falconry. In addition, a person who releases a raptor at game birds or game mammals during the open season must possess a valid hunting license issued by the Department.

7. The Department may deny issuance or renewal of any class of falconry license or permit if the applicant has been convicted of a violation of any provision of NAC 503.200 to 503.470,

and sections 2 to 10, inclusive, of LCB File No. 160-22, inclusive. An applicant whose license has been denied may appeal the denial to the Commission.

8. A person who is not a resident of the State of Nevada and who possesses a valid falconry license issued by the state or country of which he or she is a resident does not have to obtain a falconry license of the proper class from the Department to practice falconry while visiting this State.

9. A person who possesses a raptor solely for commercial displays or exhibitions is not required to obtain a falconry license if:

(a) The species of raptor used or to be used in the commercial display or exhibition is not listed as a protected species by the Migratory Bird Treaty Act, as amended, 16 U.S.C. §§ 703 et seq.; and

(b) The raptor is not used for the sport of falconry.

**Sec. 19.** NAC 503.350 is hereby amended to read as follows:

503.350 1. A holder of a permit to take raptors may authorize another person to take a raptor for ~~the holder of the permit subject to the conditions specified in this section.~~

~~2. If the holder of the permit is at the site of the taking:~~

~~(a) The holder of the permit shall report the taking to the Department on Form 3-186A not later than 5 days after the taking; and~~

~~(b) The taken raptor counts toward the number of raptors the holder of the permit may obtain or possess pursuant to his or her permit, NRS 503.583 and NAC 503.250 and 503.300.~~

~~3. If the holder of the permit has a long term or permanent physical impairment that prevents him or her from being at the site of the taking:~~

~~—(a) The~~ *him or her if the* holder of the permit ~~{shall report}~~ *reports* the taking to the Department on Form 3-186A not later than 5 days after the taking. ~~}; and~~

~~—(b) The~~

2. *Any raptor* taken ~~{raptor}~~ *for the holder of a permit pursuant to subsection 1* counts toward the number of raptors that the holder of the permit may obtain or possess pursuant to his or her permit, NRS 503.583 and NAC 503.250 and 503.300.

**Sec. 20.** NAC 503.375 is hereby amended to read as follows:

503.375 1. Each raptor possessed pursuant to NAC 503.200 to 503.470, inclusive, and sections 2 to 10, inclusive, of LCB File No. 160-22, must be housed in humane and healthful conditions.

2. The owner of a raptor is responsible for the conditions in which the raptor is housed.

3. A facility that houses raptors must:

(a) Protect each raptor housed therein from wild and domesticated predators;

(b) Have available for each raptor housed therein a perch that is suitable for the raptor; *and*

(c) Have at least one opening for sunlight. ~~}; and~~

~~—(d) Provide a healthy environment for each raptor housed therein.~~

4. Raptors that are not tethered while being housed may be housed in the same facility only if they are compatible with each other.

5. A raptor that is not tethered while being housed must be housed in a facility of sufficient size to allow the raptor to fly.

6. A raptor that is tethered while being housed must be tethered in a manner which allows the raptor to extend its wings fully or bate without damaging its wings or making contact with another raptor.

7. Each raptor must have continuous access to a pan of clean water unless weather conditions, the type of perch used or another circumstance makes continuous access to a pan of clean water unsafe for the raptor.

8. Subject to the provisions of this section, the owner of a raptor may house a raptor in a temporary facility for not more than 120 consecutive days.

**Sec. 21.** NAC 503.405 is hereby amended to read as follows:

503.405 1. A falconry licensee who is not the owner of a raptor may provide care for the raptor if the falconry licensee also possesses:

(a) A copy of the Form 3-186A that the owner of the raptor submitted to the Department when the owner obtained the raptor; and

(b) A statement that:

(1) Is signed by the owner of the raptor and the falconry licensee;

(2) Authorizes the falconry licensee to provide care for the raptor; and

(3) Indicates:

(I) The period during which the falconry licensee may provide care for the raptor; and

(II) Whether the falconry licensee may practice falconry with the raptor.

2. A falconry licensee providing care for a raptor pursuant to this section may do so only:

(a) At a facility owned or maintained by the owner of the raptor or the falconry licensee; and

(b) Except as otherwise provided in subsection 3, for not more than 120 days.

3. The Department may extend beyond 120 days the period during which a falconry licensee may provide care for a raptor if the owner of the raptor provides evidence satisfactory to the Department that any illness, military service, family emergency or other extenuating circumstance justifies the extension.

4. A raptor for which care is provided by a falconry licensee pursuant to this section:

(a) Counts toward the number of raptors that the owner of the raptor may possess pursuant to NAC 503.250; and

(b) Does not count toward the number of raptors that the falconry licensee may possess pursuant to NAC 503.250.

~~{5. If indicated by a statement signed pursuant to paragraph (b) of subsection 1, a falconry licensee providing care for a raptor pursuant to this section may practice falconry with the raptor in accordance with this chapter and NRS 503.582 and 503.583.}~~

**Sec. 22.** NAC 503.445 is hereby amended to read as follows:

503.445 1. A general or master falconry licensee may, without obtaining any additional license or permit, use a raptor in his or her lawful possession in a conservation education program which is presented in a public venue.

2. An apprentice falconry licensee may use a raptor in his or her lawful possession in a conservation education program which is presented in a public venue if the presentation is supervised by a general or master falconry licensee.

3. A raptor used in a conservation education program pursuant to this section must otherwise be used primarily for falconry.

4. A conservation education program presented pursuant to this section must include information concerning the biology, ecological roles and conservation requirements of raptors and other migratory birds. Each of those topics is not required to be included in each presentation.

5. ~~In addition to the requirements of subsection 4, a falconry licensee shall not present a conservation education program pursuant to this section that does not include information on falconry and conservation education.~~

~~6.]~~ A falconry licensee presenting a conservation education program pursuant to this section:

(a) May accept a fee for the program which does not exceed the actual costs of presenting the program; and

(b) Is responsible for all liability associated with the program.

**Sec. 23.** NAC 503.455 is hereby amended to read as follows:

503.455 1. A master falconry licensee may conduct abatement activities using a raptor in his or her lawful possession if the falconry licensee possesses:

(a) A Federal Migratory Bird Abatement permit issued by the United States Fish and Wildlife Service *and has provided a copy of the permit to the Department*, or, if the United States Fish and Wildlife Service no longer issues those permits, *possesses* a permit to conduct abatement activities issued by the Department; and

(b) A permit to collect unprotected wildlife issued to the master falconry licensee by the Department pursuant to NRS 503.380 and NAC 503.095.

2. A general falconry licensee may conduct abatement activities using a raptor in his or her lawful possession under the supervision of a master falconry licensee who is authorized to conduct abatement activities pursuant to subsection 1.

3. Except as otherwise provided in subsection 4, a general or master falconry licensee may receive payment for conducting abatement activities against a species listed in 50 C.F.R. § ~~21.43]~~ *21.150* only in accordance with the conditions of his or her Federal Migratory Bird

Abatement permit issued by the United States Fish and Wildlife Service or, if the United States Fish and Wildlife Service no longer issues those permits, his or her permit to conduct abatement activities issued by the Department.

4. A falconry licensee may not receive payment for depredation control activities conducted against a species listed in 50 C.F.R. § ~~21.43.~~

~~5. A falconry licensee who receives a Federal Migratory Bird Abatement permit issued by the United States Fish and Wildlife Service shall provide a copy of the permit to the Department.~~ **21.150.**

**Sec. 24.** NAC 503.593 is hereby amended to read as follows:

503.593 1. Chumming is prohibited in:

(a) Lake Tahoe.

(b) Topaz Lake.

(c) ~~Crittenden Reservoir.~~

~~(d)~~ The collection ditch of the Ruby Lake National Wildlife Refuge.

~~(e)~~ (d) Spooner Lake.

2. Fishing with a spear for unprotected fish is prohibited in:

(a) Lake Tahoe.

(b) Topaz Lake.

**Sec. 25.** NAC 502.015, 502.211 and 504.486 are hereby repealed.

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## TEXT OF REPEALED SECTIONS

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**502.015 “Batch report” defined. (NRS 501.105, 501.181)** “Batch report” means a report of the documents issued by a license agent and submitted to the license office.

**502.211 Removal of personal information from lists sold by Department. (NRS 501.181)** Upon the request of a person who has applied for or obtained a license, permit, tag or other licensing document from the Department pursuant to title 45 of NRS, or any regulations adopted pursuant thereto, the name, address, phone number and other personal information of the person is confidential and the Department shall remove the name, address, phone number and other personal information from any list sold or distributed by the Department or a licensing vendor of the Department.

**504.486 Exhibit of wildlife under authority of federal exhibitor’s license. (NRS 501.105, 501.181, 504.295)** A person who holds an exhibitor’s license issued by the Animal and Plant Health Inspection Service of the United States Department of Agriculture may exhibit in this State wildlife listed in that license, for not more than 45 days, without obtaining any license or permit issued by the Department for the possession, transportation, importation or exportation of that wildlife.



**STATE OF NEVADA  
DEPARTMENT OF WILDLIFE  
Data and Technology Services Division**  
6980 Sierra Center Parkway, Ste. 120 · Reno, Nevada 89511  
(775) 688-1500 Fax (775) 688-1987

**MEMORANDUM:**

**OCTOBER 3, 2023**

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

**From:** Alejandra Medina, Program Officer I, Data and Technology Services

**Title:** **Commission General Regulation 509, License and Vessel Product Refunds**

**Purpose:** The Commission will consider and may take action to approve temporarily amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products.

**Summary**

The Commission will consider and may take action to approve temporarily amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products.

**Brief Explanation of the Proposed Regulation**

Data and Technology Services Division offers clients a variety of license, permit, and vessel related products. As currently written in regulation, tags and hunting licenses are the only refundable products. The Department recommends amending NAC 488 and 502, adding language which would allow for the return of all, or a portion of fees collected on license, permit and vessel related products. The proposed amendment would align business practices with regulation and offer clients a stronger customer service experience.

**Recommendation**

The Department recommends that the Commission review and adopt the proposed temporary regulation as presented.



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

**LCB File No. R037-23**

September 15, 2023

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

AUTHORITY: § 1, NRS 488.045 and 501.181; § 2, NRS 501.105 and 501.181.

A REGULATION relating to fees; authorizing the Department of Wildlife to return all or a portion of certain fees collected by the Department; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law requires the Board of Wildlife Commissioners to establish regulations necessary to carry out various provisions of law governing wildlife and the operation of powerdriven vessels. (NRS 501.181) Existing law also: (1) sets forth certain fees to be charged and collected by the Department of Wildlife for activities related to wildlife and the operation of power-driven vessels; and (2) requires the Commission to adopt regulations prescribing certain fees to be charged and collected by the Department for activities related to wildlife and the operation of power-driven vessels. (Chapters 488 and 502 of NRS) **Section 1** of this regulation authorizes the Department to return all or a portion of any fee, other than a nonrefundable fee, collected in error pursuant to the provisions of chapter 488 of NRS or chapter 488 of NAC. **Section 2** of this regulation similarly authorizes the Department to return all or a portion of any fee, other than a nonrefundable fee, collected in error pursuant to the provisions of chapter 502 of NRS or chapter 502 of NAC.

**Section 1.** Chapter 488 of NAC is hereby amended by adding thereto a new section to read as follows:

1. *The Department may return all or a portion of any fee, other than a nonrefundable fee, collected in error pursuant to the provisions of this chapter or chapter 488 of NRS. ~~Any such refund must be made to the person who paid the fee.~~*

2. *Refunds made pursuant to the provisions of this section may only be made for errors such as mistakes in purchasing or computation, double payments and similar clerical or ministerial errors.*

Sec. 2. Chapter 502 of NAC is hereby amended by adding thereto a new section to read as follows:

1. *The Department may return all or a portion of any fee, other than a nonrefundable fee, collected in error pursuant to the provisions of this chapter or chapter 502 of NRS. ~~Any such refund must be made to the person who paid the fee.~~*

2. *Refunds made pursuant to the provisions of this section may only be made for errors such as mistakes in purchasing or computation, double payments and similar clerical or ministerial errors.*