

SENATE BILL NO. 4—SENATOR SETTELMAYER

PREFILED DECEMBER 19, 2014

Referred to Committee on Natural Resources

SUMMARY—Revises requirements for the taking of wild mammals on private property. (BDR 45-89)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

~

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

AN ACT relating to wildlife; authorizing certain traps, snares or similar devices used in the trapping of wild mammals to be registered with the Department of Wildlife; limiting the requirement to obtain a permit to take or kill fur-bearing mammals injuring property; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law requires that each trap, snare or similar device used in the taking  
2 of wild mammals must be registered with the Department of Wildlife before it is  
3 used. Existing law also requires that each registered trap, snare or similar device  
4 bear a number which is assigned by the Department and is affixed to or marked on  
5 the trap, snare or similar device. (NRS 503.452) **Section 1** of this bill authorizes  
6 rather than requires the registration of a trap, snare or similar device used by a  
7 person in the taking of wild mammals. **Section 1** provides that a trap, snare or  
8 similar device must bear a number assigned by the Department only if the trap,  
9 snare or similar device is registered with the Department. **Section 1** also provides  
10 that the provisions relating to the registration and numbering of a trap, snare or  
11 similar device do not apply to such a device that is used: (1) exclusively on private  
12 property by the owner or occupant of the property or with the permission of the  
13 owner or occupant; (2) for the control of rodents by an institution of the Nevada  
14 System of Higher Education; (3) by a federal, state or local governmental agency;  
15 or (4) for the taking of wild mammals for scientific or educational purposes under a  
16 permit issued by the Department.

17 Existing law provides that fur-bearing mammals injuring property may be taken  
18 or killed at any time in any manner if a permit is obtained from the Department.  
19 (NRS 503.470) **Section 2** of this bill removes the requirement that the owner or  
20 occupant of the property obtain a permit in such circumstances.



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

1       **Section 1.** NRS 503.452 is hereby amended to read as follows:

2       503.452 1. ~~Each~~ *Except as otherwise provided in*  
3 *subsection 2, each* trap, snare or similar device used *by a person* in  
4 the taking of wild mammals ~~must~~ *may* be registered with the  
5 Department before it is used. Each registered trap, snare or similar  
6 device must bear a number which is assigned by the Department and  
7 is affixed to or marked on the trap, snare or similar device in the  
8 manner specified by regulations adopted by the Commission. The  
9 registration of a trap, snare or similar device is valid until the trap,  
10 snare or similar device is sold or ownership of the trap, snare or  
11 similar device is otherwise transferred.

12       2. *The provisions of subsection 1 do not apply to a trap, snare*  
13 *or similar device used:*

14       (a) *Exclusively on private property which is posted or fenced in*  
15 *accordance with the provisions of NRS 207.200 by the owner or*  
16 *occupant of the property or with the permission of the owner or*  
17 *occupant;*

18       (b) *For the control of rodents by an institution of the Nevada*  
19 *System of Higher Education;*

20       (c) *By any federal, state or local governmental agency; or*

21       (d) *For the taking of wild mammals for scientific or*  
22 *educational purposes under a permit issued by the Department*  
23 *pursuant to NRS 503.650.*

24       3. A registration fee of \$10 for each registrant is payable only  
25 once by each person who registers a trap, snare or similar device.  
26 The fee must be paid at the time the first trap, snare or similar  
27 device is registered.

28       ~~3.~~ 4. It is unlawful:

29       (a) For a person to whom a trap, snare or similar device is  
30 registered to allow another person to possess or use the trap, snare or  
31 similar device without providing to that person written authorization  
32 to possess or use the trap, snare or similar device.

33       (b) For a person to possess or use a trap, snare or similar device  
34 registered to another person without obtaining the written  
35 authorization required pursuant to paragraph (a). If a person obtains  
36 written authorization to possess or use a trap, snare or similar device  
37 pursuant to paragraph (a), the person shall ensure that the written  
38 authorization, together with his or her trapping license, is in his or  
39 her possession during any period in which he or she uses the trap,  
40 snare or similar device to take fur-bearing mammals.

41       ~~4.~~ 5. A person to whom a trap, snare or similar device is  
42 registered pursuant to this section shall report any theft of the trap,



1 snare or similar device to the Department as soon as it is practical to  
2 do so after the person discovers the theft.

3 ~~[5.]~~ 6. Any information in the possession of the Department  
4 concerning the registration of a trap, snare or similar device is  
5 confidential and the Department shall not disclose that information  
6 unless required to do so by law or court order.

7 **Sec. 2.** NRS 503.470 is hereby amended to read as follows:

8 503.470 1. Fur-bearing mammals injuring any property may  
9 be taken or killed at any time in any manner ~~[, provided a permit is~~  
10 ~~first obtained from the Department.]~~ *by the owner or occupant of*  
11 *the property or with the permission of the owner or occupant.*

12 2. When the Department has determined from investigations or  
13 upon a petition signed by the owners of 25 percent of the land area  
14 in any irrigation district or the area served by a ditch company  
15 alleging that an excessive population of beaver or otter exists or that  
16 beaver or otter are doing damage to lands, streams, ditches, roads or  
17 water control structures, the Department shall remove such excess  
18 or depredating beaver or otter.

19 **Sec. 3.** This act becomes effective upon passage and approval.

