

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

LCB File No. R168-99

Effective January 19, 2000

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

AUTHORITY: §§1-12, 16, 34 and 39-42, NRS 501.105 and 501.181; §13, NRS 501.105, 501.181 and 502.230; §§14, 18 and 31, NRS 501.105, 501.181, 502.160 and 502.250; §15, NRS 501.105, 501.119, 501.181 and 502.160; §§17, 19-30, NRS 501.105, 501,181 and 502.160; §32, NRS 501.105, 501.181 and 502.145; §33, NRS 501.105, 501.181 and 503.597; §35, NRS 501.105, 501.181 and 503.582; §§36-38, NRS 501.105, 501.181 and 504.295.

Section 1. NAC 501.200 is hereby amended to read as follows:

501.200 1. A person who is convicted of a wildlife violation will be assessed demerit points pursuant to the following schedule:

HUNTING

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
Hunting an endangered species	501.065	503.090	12
Killing, destroying, wounding, trapping or injuring			
American eagles or golden eagles.....	503.610	503.090	12
Unlawfully hunting American eagles or golden			
eagles.....	503.620	503.090	12

HUNTING

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
Hunting a threatened species	501.065	503.090	9
Hunting big game animals <i>mammals</i> during closed season.....	503.090	----	6
Hunting fur-bearing mammals during closed season.....	501.015	----	6
Hunting big game animals <i>mammals</i> in closed areas	501.385	504.340	6
Hunting fur-bearing mammals in closed areas	501.385	504.340	6
Unlawfully hunting in privately owned wildlife management area.....	504.140	----	6
Unlawfully hunting in state-owned wildlife management area.....	504.143	----	6
Hunting big game animals <i>mammals</i> during prohibited hours	503.140	----	6
Unlawfully hunting or harassing game mammals or game birds with aircraft, helicopter, motor- driven vehicle or boat.....	503.010	----	6
Unlawfully hunting birds or animals from an aircraft	503.005	----	6

HUNTING

Classification of Violations	NRS Section	NAC Section	Demerits
Unlawfully hunting game birds or game mammals			
with aid of artificial light.....	503.150	-----	6
Hunting a sensitive species	501.065	503.090	6
Hunting birds of prey or raptors without a permit	503.582	503.090	6
Hunting alternative livestock	503.242	-----	6

UNLAWFUL POSSESSION

Classification of Violations	NRS Section	NAC Section	Demerits
Possessing an endangered species	501.385	-----	12
	503.585		
Possessing live wildlife that may not be possessed			
without a license.....	504.295	503.110	12
Possessing twice the legal limit or more of big game			

UNLAWFUL POSSESSION

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
animals <i>mammals</i> or fur-bearing mammals.....	501.385	----	12
Unlawfully possessing big game animals <i>mammals</i> or fur-bearing mammals during closed season.....	503.030	----	9
Possessing big game animals <i>mammals</i> or fur-bearing mammals in excess of legal limit but less than twice the legal limit	501.385	----	9
Possessing a threatened species	501.385	----	9
Possessing upland game or waterfowl in excess of twice the legal limit	501.385	----	9
Possessing fish in excess of twice the legal limit	501.385	----	9
Possessing upland game or waterfowl during closed season.....	503.030	----	6
Possessing fish during closed season.....	503.030	----	6
Possessing upland game or waterfowl in excess of legal limit but less than twice the legal limit	501.385	----	6
Possessing fish in excess of legal limit but less than twice the legal limit	501.385	----	6
Possessing a sensitive species or other species that may			

UNLAWFUL POSSESSION

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
not legally be possessed	501.385	-----	6
Importing prohibited species of wildlife.....	503.597	503.110	6
Possessing game mammal of a prohibited age or with prohibited physical characteristics	501.385	-----	6

TAGS AND SEALS

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
Furnishing false information to obtain any big game tag	502.060	-----	12
Hunting big game or wild turkey without a tag	502.130	-----	9
Unlawfully transferring a tag, other than a swan tag, to another person	502.140	502.385	9
Possessing or using a tag, other than a swan tag, legally issued to another person	502.140	502.385	9
Obtaining tags, other than swan tags, in excess of legal limit	502.140	502.331	9

TAGS AND SEALS

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
Possessing used tags or tags, other than swan tags,			
in excess of legal limit.....	502.150	-----	9
Nonresident unlawfully using a tag	502.200	-----	9
Hunting swan without a swan tag	501.385	502.380	6
Transferring a swan tag.....	502.140	-----	6
Possessing or using a swan tag legally issued to			
another.....	502.140	-----	6
Obtaining swan tags in excess of legal limit.....	502.140	-----	6
Possessing used swan tags or swan tags in excess			
of legal limit	502.150	-----	6
Using a tag in improper area.....	502.160	502.385	6
Failure to punch a tag properly	502.160	502.390	6
Hunting by an Indian off an Indian reservation			
without a tag.....	502.280	-----	6
Possessing fur-bearing mammals without a seal			
	501.385	502.347	6
Possessing mountain lion without a seal.....	501.385	502.370	6
Possessing bighorn sheep without a seal	501.385	502.345	6

PERMITS

Classification of Violations	NRS Section	NAC Section	Demerits
Importation of wildlife that may not be possessed without a permit	503.597	503.110	12
Taking unprotected wildlife for commercial purposes without a permit	503.380	503.095	12
Taking live bait fish or live aquatic bait for commercial purposes without a permit	503.380	503.513	12
Taking unprotected fish for commercial purposes without a permit	503.380	503.545	12
Furnishing false information to obtain a permit	502.060	-----	12
Capturing an endangered species without a permit	503.585	-----	12
Capturing a threatened species without a permit	501.385	-----	9
Selling live bait without a permit.....	503.310	-----	6
Conducting a field trial without a permit.....	503.200	503.610	6
Conducting a dredging operation without a permit	503.425	-----	6
Possessing a raptor without a permit	503.582	503.205	6
Capturing a sensitive species without a permit.....	501.385	-----	6

FISHING

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
Fishing at a fish hatchery or other closed area	503.360	-----	6

MISCELLANEOUS FISH AND GAME

	NRS	NAC	
Classification of Violations	Section	Section	Demerits
Obstructing, hindering or otherwise interfering with an officer, employee or agent of the division.....	501.385	-----	12
Unlawfully selling big game animals <i>mammals</i>	501.379	-----	12
Unlawfully selling an endangered species.....	501.379	-----	12
Needless waste of big game animals <i>mammals</i>	503.050	-----	12
Refusal to exhibit wildlife.....	502.120	-----	12
Needless waste of waterfowl, upland game or small game.....	503.050	-----	9
Unlawfully selling a threatened species.....	501.379	-----	9

MISCELLANEOUS FISH AND GAME

Classification of Violations	NRS	NAC	Demerits
	Section	Section	
Unlawfully selling game other than big game			
animals mammals.....	501.379	----	6
Unlawfully selling a sensitive species	501.379	----	6
Unlawfully selling game fish.....	501.381	----	6
Needless waste of game fish.....	503.050	----	6
Unlawfully carrying a loaded gun in vehicle.....	503.165	----	6
Unlawfully discharging a gun.....	503.175	----	6
Failing to retain cape, antlers or horns of wildlife	501.385	503.173	6
Destroying or mutilating signs of the division.....	501.383	----	6
Polluting water	503.430	----	6
Removing, altering or tampering with a tag placed			
on wildlife or on seized equipment	501.377	----	6
Commercial taking of crayfish.....	501.385	503.540	6
Interfering with person lawfully hunting or			
trapping	503.015	----	6
Hunting or trapping on private property without			
permission	503.240	----	6

GROSS MISDEMEANORS

Classification of Violations	NRS Section	NAC Section	Demerits
Killing or possessing certain big game {animals} <i>mammals</i> with an otherwise valid tag but when season not open	501.376	----	12
Killing or possessing certain big game {animals} <i>mammals</i> without a valid tag	501.376	----	12
Killing or possessing certain big game {animals} <i>mammals</i> outside of area specified on tag	501.376	----	12
Killing or possessing certain big game {animals} <i>mammals</i> with a tag obtained by fraud	501.376	----	12
Killing or possessing certain big game {animals} <i>mammals</i> with another person's tag	501.376	----	12
Killing or possessing certain big game {animals} <i>mammals</i> outside of hours set for lawful hunting	501.376	----	12
Acting as a guide without a license	504.395	----	12

TRAPPING

Classification of Violations	NRS Section	NAC Section	Demerits
Trapping fur-bearing mammals during closed season.....	503.440	----	6
Trapping birds of prey or raptors without a permit or by unlawful means.....	503.582	503.205	6

LICENSES

Classification of Violations	NRS Section	NAC Section	Demerits
Refusing to exhibit a license.....	502.120	----	12
Hunting without a license.....	502.010	----	6
Fishing without a license.....	502.010	----	6
Furnishing false information to obtain a license.....	502.060	----	6

LICENSES

Classification of Violations	NRS Section	NAC Section	Demerits
Furnishing of false information by person serving in Armed Forces of United States to obtain a license.....	502.290	502.220	6
Unlawfully transferring a license to another person	502.100	-----	6
Unlawfully using a license of another person.....	502.100	-----	6
Obtaining more than one license of each class	502.110	-----	6
Altering a license	502.105	-----	6
Practicing falconry without a license	503.583	503.235	6
Operating as a fur dealer without a license	505.010	-----	6
Trapping without a license.....	502.010	-----	6
Operating a shooting preserve without a license	504.310	-----	6
Performing taxidermal services without a license	502.370	502.435	6
Obtaining a hunting license without obtaining certification as a responsible hunter.....	502.360	-----	6

2. A person who is convicted of committing a wildlife violation that does not appear in the schedule set forth in subsection 1 will be assessed 3 demerit points.

3. A person who is convicted of committing a wildlife violation within 60 months after a conviction for the same violation will be assessed double the amount of demerit points listed in the schedule set forth in subsection 1.

4. A person who is convicted of committing any four wildlife violations within a 60-month period will be assessed an extra 12 demerit points.

Sec. 2. Chapter 502 of NAC is hereby amended by adding thereto the provisions set forth as sections 3 to 7, inclusive, of this regulation.

Sec. 3. *“**Hunt number**” means the number designated by the commission for a particular hunt pursuant to a regulation of the commission.*

Sec. 4. *“**Hunter choice number**” means a number established by the division that designates a choice of hunting area and season for which a quota of tags remains to be issued.*

Sec. 5. *“**Junior hunt**” means a hunt authorized by a regulation of the commission which is limited to an applicant who:*

1. Complies with the requirement set forth in subparagraph (2) of paragraph (a) of subsection 1 of NRS 502.245; and

2. Possesses a hunting license or a combined hunting and fishing license issued pursuant to paragraph (a) of subsection 1 of NRS 502.245 or NRS 502.280.

Sec. 6. *1. Except as otherwise provided in subsection 2, any bonus points awarded by the division pursuant to the bonus point program must be awarded in one of the following categories of species:*

(a) Antlered mule deer;

(b) Antlerless mule deer;

(c) Mule deer, either antlered or antlerless;

- (d) Antlered Rocky Mountain elk;*
- (e) Antlerless Rocky Mountain elk;*
- (f) Rocky Mountain elk, either antlered or antlerless;*
- (g) Pronghorn antelope whose horns are longer than their ears;*
- (h) Pronghorn antelope whose horns are shorter than their ears;*
- (i) Rams, from one of the following subspecies:*
 - (1) Nelson bighorn sheep;*
 - (2) California bighorn sheep; or*
 - (3) Rocky Mountain bighorn sheep; or*
- (j) Mountain goats.*

2. Bonus points awarded by the division pursuant to the bonus point program for wild turkey, swan and depredation hunts must be awarded by hunt number.

Sec. 7. *As used in NRS 502.280, the commission will interpret “resident Indian” to mean an Indian who is an enrolled member or eligible to become an enrolled member of a Nevada Indian reservation or colony and who has been physically present in this state, with the intention of making this state his permanent home, for at least 6 months immediately preceding his application for a free hunting and fishing license.*

Sec. 8. NAC 502.001 is hereby amended to read as follows:

502.001 As used in this chapter, unless the context otherwise requires, the words and terms defined in NAC 502.006 to 502.115, inclusive, *and sections 3, 4 and 5 of this regulation* have the meanings ascribed to them in those sections.

Sec. 9. NAC 502.020 is hereby amended to read as follows:

502.020 “Big game ~~[animal”]~~ *mammal*” means any ~~[species of prong-horned]~~ :

1. *Pronghorn* antelope, *black* bear, *mule* deer, mountain goat, mountain lion, ~~[bighorn sheep or elk.]~~ *Rocky Mountain elk*; or

2. *Of the following subspecies of bighorn sheep:*

(a) *Nelson bighorn sheep*;

(b) *California bighorn sheep*; or

(c) *Rocky Mountain bighorn sheep*.

Sec. 10. NAC 502.035 is hereby amended to read as follows:

502.035 “Controlled hunt” means any period within a special season designated by the ~~[board of wildlife commissioners]~~ *commission* for the taking of a big game ~~[animal]~~ *mammal* where eligibility and the number of hunters are restricted to a management area or units within a management area.

Sec. 11. NAC 502.050 is hereby amended to read as follows:

502.050 “General hunt” means any period within a regular or special season designated by the ~~[board of wildlife commissioners]~~ *commission* for the taking of a big game ~~[animal]~~ *mammal* with any weapon declared legal.

Sec. 12. 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 ~~[in any manner]~~ from another hunt in ~~[its particular combination of restrictions on:]~~ *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 to be hunted as described in subsection 1 of section 6 of this regulation;*

3. The weapons to be used;
- ~~[3.]~~ 4. The residency of applicants; and
- ~~[4.]~~ 5. The method of drawing applications for the award of tags.

Sec. 13. NAC 502.353 is hereby amended to read as follows:

502.353 1. A nonresident landowner deer tag for the regular season may be issued to any nonresident landowner or to the immediate members of the nonresident landowner's family as provided in NRS 502.230.

2. The lands on which the landowner may hunt deer include only those of which he is the owner and do not include those for which he has a lease, option, rental agreement, grazing permit or other special permit.

3. Before obtaining a nonresident landowner deer tag, the nonresident must obtain a nonresident hunting license. The license may be used to hunt other game ~~[animals]~~ *mammals* or game birds during the open season for nonresidents.

Sec. 14. NAC 502.378 is hereby amended to read as follows:

502.378 1. A tag is required to hunt wild turkey. The fee for a resident tag is \$20. The fee for a nonresident tag is \$50. In addition, a nonrefundable fee ~~[of \$5]~~ *in the amount set forth in subsection 3 of NAC 502.331*, will be charged for acting upon each application for a tag. A person may obtain a form to apply for a tag from a license agent or an office of the division. The form must be completed in accordance with the instructions on the form. The ~~[division's]~~ award of these tags *by the division* will be based on a drawing held after the deadline specified on the form.

2. A person, while hunting wild turkey, shall have in his possession:

- (a) A valid hunting license; and

(b) A valid tag to hunt wild turkey issued to him.

3. A hunter who has killed a wild turkey and taken it into his possession shall immediately punch the tag and attach it to the ~~turkey's~~ body *of the turkey* as required by NAC 502.390 and 502.400.

Sec. 15. NAC 502.405 is hereby amended to read as follows:

502.405 1. Unless otherwise provided by an annual regulation of the commission, the questionnaire issued as part of a tag must be properly completed and received by the ~~Reno office~~ *headquarters* of the division ~~no~~ *not* later than 5 p.m. on the last weekday of January following the close of the season to which the tag applies.

2. Any person who fails to return the questionnaire within the period specified or who submits incomplete or false information on the questionnaire will be denied all big game tags for 1 year.

3. Any person who has been denied all big game tags pursuant to the provisions of this section may have those privileges reinstated if he pays to the division an administrative fine of \$50.

Sec. 16. NAC 502.416 is hereby amended to read as follows:

502.416 ~~For the purposes of~~ *As used in* NAC 502.416 to 502.4225, inclusive, *and section 6 of this regulation*, unless the context otherwise requires, "division" includes any independent contractor of the division acting on behalf of and under the direction of the division and the agents and employees of the independent contractor.

Sec. 17. NAC 502.4175 is hereby amended to read as follows:

502.4175 1. A person desiring to obtain a tag must apply to the division on a form provided by the division that includes spaces for the applicant to ~~specify~~ :

(a) *Specify* his name, address and date of birth ~~[, and to sign]~~;

(b) *Select:*

(1) *Not more than five hunter choice numbers if the applicant applies for a tag to hunt deer, elk, antelope, bighorn sheep or wild turkey; or*

(2) *One hunter choice number if the applicant applies for a tag to hunt mountain goat;*
and

(c) *Sign* the application.

2. An application must include the applicant's social security number or a unique number will be assigned by the division. The commission will establish the seasons and quotas for a hunt, and the method for submission and deadline for receipt of applications. ~~[An]~~

3. *Except as otherwise provided in this subsection, an* application may be withdrawn after it is received by the division only if the applicant submits to the division before the draw and with sufficient time for processing a written request that includes, without limitation, his client number. *An application may not be withdrawn after the division has rejected the application.*

The division shall not consider a withdrawn application in the procedure for awarding tags.

~~[2.]~~ 4. An applicant must obtain a valid hunting license before submitting his application, except that an applicant who is a nonresident may apply for a hunting license when he submits his application. The application must be accompanied by:

(a) The appropriate fee for the tag, as provided in NRS 502.250 and NAC 502.334;

(b) The fee for a hunting license, as provided in NRS 502.240, if the applicant is a nonresident who has not already obtained a hunting license; and

(c) The fee required pursuant to NAC 502.331 for the division to act upon the application.

FLUSH The division shall apply the proceeds of this fee to the cost of processing applications, conducting drawings for tags and performing such related activities as the commission may direct.

~~[3.]~~ 5. An application to obtain a tag that is issued by random selection may be submitted by a person under 12 years of age if he will attain the age of 12 years before the commencement of every season to which the application pertains. An application to obtain a tag that is issued on a first-come, first-served basis may not be submitted by a person who has not yet attained the age of 12 years.

~~[4.]~~ 6. The division and its agents and employees shall not:

- (a) Amend or otherwise alter an application to obtain a tag.
- (b) Issue a tag to an applicant who fails to submit the fees required pursuant to this section.

Sec. 18. NAC 502.418 is hereby amended to read as follows:

502.418 1. The division shall reject an application to obtain a tag if any of the following occurs:

(a) The applicant fails to specify his name, date of birth, city or state, unless that information exists in the computer file of the division, in which case the ~~[applicant]~~ *application* must not be rejected if ~~[he]~~ *the applicant* has specified his name and client number.

(b) The applicant fails to specify or incorrectly specifies the number of his hunting license and the year the license was issued ~~[]~~ *unless that information exists in the computer file of the division, in which case the application must not be rejected for that reason.*

(c) A nonresident applicant who is at least 12 years of age but not more than 17 years of age fails to obtain the signature of his parent or legal guardian on the application for a hunting license for the applicant.

(d) The applicant fails to specify ~~[a hunt]~~ *the species or the category of the species for which the application was submitted* and a valid hunter choice number for that *type of* hunt. If the applicant specifies valid and invalid numbers, the division shall accept the application for the valid numbers only. ~~[As used in this paragraph, “valid hunter choice number” means a number established by the division to denote a choice of hunting area and season for which a quota of tags remains to be issued.]~~

(e) The applicant fails to complete the application in a legible manner.

(f) The applicant fails to sign the application.

(g) The applicant fails to submit the fees required pursuant to NAC 502.4175 or his bank fails to honor his check for those fees.

(h) The applicant fails to complete and return the questionnaire required for the previous year pursuant to NAC 502.405, unless he pays the applicable administrative fine not later than the third Friday in March of the year in which the application is submitted.

(i) The applicant submits more than one application to hunt for the same species of wildlife during the same year, unless such an application is specifically authorized by the commission. If such an application is not specifically authorized by the commission, all applications submitted by the applicant to hunt for the same species must be rejected.

(j) The application is received after the deadline set by the commission.

(k) The applicant fails to comply with the provisions of NRS 502.330.

(l) The applicant provides false information on the application.

(m) The applicant is otherwise ineligible to apply for the tag.

2. Except as otherwise provided in NAC 502.419, 502.4195 and 502.4197, if an application is rejected by the division pursuant to this section:

(a) The application must not be included in the procedure for awarding tags;

(b) The applicant must not be awarded a bonus point for the bonus point program for ~~fa special season;~~ *the species or the category of the species for which the application was submitted;* and

(c) The nonrefundable application fee for acting upon each application for a tag must be retained by the division.

Sec. 19. NAC 502.4185 is hereby amended to read as follows:

502.4185 1. If the division is required, pursuant to NAC 502.418, to reject an application submitted by one member of a party, the division is not required to reject the applications of the remaining members unless the ground for rejecting the one application also applies to the other applications.

2. ~~##~~ *Except as otherwise provided in this subsection, if* any member of a party specifies on his application a type of hunt different from that specified by any other member of that party, the applications of ~~every~~ *each* member of that party will be considered solely with respect to the type of hunt for which the division will issue the most tags in the drawing for which the application is submitted. *If any member of a party specifies a junior hunt on his application, the applications of each member of that party will be considered solely with respect to the type of hunt, other than a junior hunt, for which the division will issue the most tags in the drawing for which the application is submitted.*

3. As used in this section, “party” means two or more persons applying together as a group to obtain tags for a special season to hunt deer.

Sec. 20. 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 special season who is unsuccessful ~~[shall]~~ **must** be awarded a bonus point for ~~[that special season.]~~ :

(a) The hunt number of the species for which he applied if he applied for a tag to hunt swan or wild turkey or for a depredation hunt tag; or

(b) The category of the species for which he applied if he applied for a tag to hunt deer, elk, antelope or bighorn sheep.

FLUSH Regardless of the number of applications to obtain a tag for a special season submitted by a person, the division shall not award him more than one bonus point per special season ~~+~~ ~~—2. A person's]~~ *for each species or category of a species for which the person applied.*

2. *Except as otherwise provided in subsection 3, the* bonus points *awarded to a person* accumulate until he is successful in drawing a tag for a special season *for that species or category of a species* or he fails to apply for a special season for 2 consecutive calendar years during which ~~[the]~~ *that type of hunt for a* special season is open. If an applicant is successful in drawing a tag for a special season *for a species or category of a species* or fails to apply for a special season for 2 consecutive calendar years during which ~~[the]~~ *that type of hunt for a* special season is open, he loses all of his bonus points for that ~~[special season.]~~ *species or category of a species*. Except under the circumstances described in NAC 502.419 or 502.4195, the rejection of an application pursuant to NAC 502.418 is the equivalent of a failure to apply.

3. *A person may not use any bonus points awarded to him 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.*

4. If an applicant requests and receives a refund for the value of his hunting license, the division shall not award him a bonus point for any special season applied for during that calendar year.

Sec. 21. NAC 502.4189 is hereby amended to read as follows:

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

$$n=b^2$$

FLUSH 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 ~~[that special season.]~~ *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. Bonus points accumulated by a person for a special season cannot be transferred to any other person or any other special season unless:

- (a) The applicant changes his state of residence;
- (b) The applicant requests that the commission transfer those bonus points; and
- (c) The commission approves the request for the transfer.

FLUSH Bonus points transferred pursuant to this subsection apply to the same type of hunt to which they applied before the transfer.

3. An application to obtain a tag for a special season for more than one person may be submitted only for a deer hunt. The number of bonus points applicable to such an application 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.

Sec. 22. NAC 502.419 is hereby amended to read as follows:

502.419 1. The division is not responsible for third-party errors, including those of a bank or postal service. If an applicant to obtain a tag proves to the satisfaction of the division that the rejection of his application was due solely to a third-party error, and there is sufficient time to complete the processing of the application before the drawing for which the application was submitted, the division shall include the application in the procedure for awarding tags.

2. If the application of an applicant who is entitled to participate in a bonus point program is not entered into that drawing solely because of a third-party error, and the applicant fails to obtain a tag to participate in a hunt during the year the application was submitted, the applicant is entitled to a bonus point for the ~~[same hunt.]~~ *species or the category of the species for which the application was submitted.*

3. As used in this section, “third-party error” means the failure to act or commission of an act, by a person or entity other than the division or an applicant to obtain a tag, which provides a ground for rejecting an application pursuant to NAC 502.418.

Sec. 23. NAC 502.4195 is hereby amended to read as follows:

502.4195 1. If the division commits an error which results in the rejection or incorrect processing of an application to obtain a tag that has been submitted in compliance with the regulations of the commission, the division shall, until the close of the season, issue the remaining tags applied for and then, if there are no further tags available, the division may exceed its quota for the type of hunt to which the application pertains.

2. The division shall issue a tag for a special season to an applicant who, because he was assigned a low draw number, would have been awarded a tag in the drawing to which his application pertains if not for the error of the division specified in subsection 1.

3. If the division confirms an error on a rejected or incorrectly processed application after the close of all of the special seasons, the division shall award that applicant a bonus point for the ~~[special season]~~ *species or the category of the species* for which the application was submitted. The bonus point is not effective until the next drawing for that hunt, and expires upon the expiration of the period for submission of applications for the same hunt in the next open season.

4. If the application was one of two or more applications submitted by a group of persons applying as a party for deer tags, the division shall treat the applicant the same as the remaining members of his party.

Sec. 24. NAC 502.4197 is hereby amended to read as follows:

502.4197 1. The division shall allow an applicant to correct a correctable error in an application for a tag for the main draw if:

(a) The division receives the application and enters the information on the application into the computer on or before the deadline established by the commission for the receipt of applications;

(b) The application contains an error that causes the computer to send to the applicant a letter of rejection and blank correction document; and

(c) The division receives the completed correction document on or before the deadline established by the commission for the receipt of applications.

2. If the division receives the completed correction document on or before the deadline established by the commission for the receipt of applications, the division shall:

(a) Use the information contained in the correction document to update the applicant's file on the computer; and

(b) Consider the applicant in the procedure for awarding a tag.

3. The division shall not consider an applicant in the procedure for awarding a tag if:

(a) The applicant submits a correction document that does not contain information sufficient to correct every error in the application; or

(b) The correction document is not received by the division on or before the deadline established by the commission for the receipt of applications.

4. As used in this section:

(a) "Correctable error" means:

(1) An incorrect or missing date of birth;

(2) An incorrect, invalid or missing number of a hunting license;

(3) An incorrect, invalid or missing hunter choice number;

(4) Failure to specify ~~[a hunt;]~~ *the species or the category of the species for which the application was submitted;*

(5) Failure to include the proper fee;

(6) Failure of the applicant to sign the application;

(7) If the applicant is less than 18 years of age, failure of his parent or legal guardian to sign the application; or

(8) Failure to complete a course in the responsibilities of hunters as required pursuant to NRS 502.330.

(b) "Main draw" means the draw pursuant to which the greatest number of big game tags are issued to residents and nonresidents.

Sec. 25. NAC 502.4205 is hereby amended to read as follows:

502.4205 1. Except for tags to hunt mountain lions, tags to hunt wild turkey on private lands, damage compensation tags issued pursuant to NAC 502.424 to 502.4268, inclusive, *special incentive elk tags issued pursuant to NAC 502.42253 to 502.42283, inclusive*, and emergency depredation hunt tags, the division shall award a tag for a special season through a random order of selection conducted pursuant to a computerized system of drawing. The selection must begin with a number established by the hours, minutes, seconds and hundredths of a second set forth on the ~~[computer's]~~ clock *of the computer* immediately before commencing the drawing.

2. Each drawing to award tags for a special season is subject to the bonus point program for eligible applicants. The applicant has the burden of proving his eligibility to participate in the bonus point program if the records of the division fail to confirm that eligibility.

Sec. 26. NAC 502.4225 is hereby amended to read as follows:

502.4225 1. An applicant who fails to obtain a tag may obtain a refund of the fee for his hunting license if the license is not a combined hunting and fishing license and he:

(a) Purchased the license solely to apply for a tag;

(b) Does no hunting under the authority of the license; and

(c) Submits the license to the ~~[office]~~ *headquarters* of the division ~~[in Reno]~~ on or before ~~[September 1]~~ *the last weekday of August* of the year in which the license was valid. The division shall accept the license only if it is received on or before that date.

2. If an applicant obtains a refund pursuant to the provisions of subsection 1, the applicant will not be awarded any bonus points as provided in NAC 502.4187.

Sec. 27. NAC 502.4231 is hereby amended to read as follows:

502.4231 1. A person who wishes to obtain a restricted nonresident deer tag must apply to the division on a form provided by the division which includes spaces or lines for the applicant to ~~specify~~ :

(a) *Specify* his name, address and date of birth ~~and to sign~~ ;

(b) *Select not more than five hunter choice numbers; and*

(c) *Sign* the application.

2. The commission will establish the seasons and quotas for a restricted nonresident deer hunt, and the method for submission and deadline for receipt of applications. ~~An~~

3. *Except as otherwise provided in this subsection, an* application for a restricted nonresident deer tag may be withdrawn after it is received by the division only if the applicant submits to the division before the draw and with sufficient time for processing a written request that includes, without limitation, his client number. *An application may not be withdrawn after the division has rejected the application.* The division shall not consider a withdrawn application in the procedure for awarding tags.

~~2.~~ 4. A valid hunting license issued by the division must be obtained by the applicant before submitting his application, except that an applicant may apply for a hunting license at the time he submits his application. The application must be accompanied by:

(a) The appropriate fee for the tag, as provided in NRS 502.148;

(b) If the applicant has not already obtained a valid hunting license issued by the division, the fee for the hunting license, as provided in NRS 502.240; and

(c) A fee of \$10, which must be applied by the division to the cost of processing applications, conducting drawings for tags and for performing other related activities as directed by the commission.

~~[3.]~~ 5. All fees submitted with an application must be paid by cashier's check, certified check or money order.

~~[4.]~~ 6. The division and its agents or employees shall not:

(a) Amend or otherwise alter an application to obtain a restricted nonresident deer tag.

(b) Issue a restricted nonresident deer tag to an applicant who fails to submit the fees required pursuant to this section.

Sec. 28. NAC 502.4235 is hereby amended to read as follows:

502.4235 1. The division shall reject an application for a restricted nonresident deer tag if:

(a) The applicant fails to specify his name, date of birth, city or state on the application, unless ~~[such]~~ *that* information exists in the computer file of the division, in which case the application must not be rejected if the applicant has specified his name and client number.

(b) The applicant fails to specify or he incorrectly specifies on the application the number of his hunting license and the year the license was issued.

(c) An applicant who is at least 12 years of age but not more than 17 years of age fails to obtain the signature of his parent or legal guardian on the application for a hunting license for the applicant.

(d) The applicant fails to specify a valid hunter choice number on the application. If the applicant specifies valid and invalid numbers, the division shall accept the application for the valid numbers only. ~~[As used in this paragraph, "hunter choice number" means a number established by the division to denote a choice of hunting area.]~~

(e) The applicant fails to complete the application in a legible manner.

(f) The applicant or the master guide fails to sign the application.

(g) The applicant fails to submit the fees required pursuant to NAC 502.4231.

(h) The applicant fails to complete and return any questionnaires required for the previous year pursuant to NAC 502.4239, unless he pays the applicable administrative fine ~~no~~ *not* later than the third Friday in March of the year in which the application is submitted.

(i) The applicant submits more than one application to hunt for the same species of wildlife during the same year, unless such an application is specifically authorized by the commission. If such an application to hunt is not authorized, all applications to hunt for the same species that are submitted by the applicant will be rejected.

(j) The applicant fails to comply with the provisions of NRS 502.330.

(k) The master guide named in the application:

(1) Is not licensed for each management area or unit named in the application; or

(2) Fails to specify or incorrectly specifies on his application the number of his current master guide license.

(l) The applicant or master guide provides any false information on the application.

(m) The applicant and the master guide named in the application are the same person.

(n) The applicant holds a license as a subguide issued by the division which authorizes the applicant to guide for deer in the management area or unit for which he is applying for a restricted nonresident deer tag.

(o) The applicant is otherwise ineligible to apply for the tag.

2. Except as otherwise provided in NAC 502.42375 and 502.42377, if an application is rejected by the division pursuant to this section, the application must not be included in the procedure for awarding tags.

Sec. 29. NAC 502.42372 is hereby amended to read as follows:

502.42372 1. Except as otherwise provided in NAC 502.423 to 502.4239, inclusive, an applicant for a tag for a restricted nonresident deer hunt who is unsuccessful must be awarded a bonus point for ~~[that hunt.]~~ *the category of the species for which the application was submitted.*

2. The bonus points awarded to a person for a restricted nonresident deer hunt accumulate until he draws a restricted nonresident deer tag *or any other nonresident deer tag for the same category of a species* or fails to apply for such a tag for 2 consecutive calendar years during which ~~[the restricted]~~ a nonresident deer hunt *for that category of the species* is open. If an applicant is successful in drawing a tag for a restricted nonresident deer hunt *or any other nonresident deer tag for that category of the species* or fails to apply for such a tag for 2 consecutive calendar years during which a ~~[restricted]~~ nonresident deer hunt *for that category of the species* is open, he loses all of the bonus points he accumulated for that ~~[hunt.]~~ *category of the species.* Except under the circumstances described in NAC 502.42375 and 502.42377, the rejection of an application pursuant to NAC 502.4235 shall be deemed a failure to apply.

Sec. 30. NAC 502.42377 is hereby amended to read as follows:

502.42377 1. If the division commits an error which results in the rejection or incorrect processing of an application for a restricted nonresident deer tag that has been submitted in compliance with the regulations of the commission, the division shall, if there are tags available for that hunt, issue a tag to the applicant. If no tags are available for that hunt, the division shall award the applicant a bonus point for ~~[that hunt.]~~ *the category of the species for which the application was submitted.* The bonus point is not effective until the next drawing for a ~~[restricted]~~ nonresident deer hunt ~~[.]~~ *for that category of the species* and expires upon the expiration of the period for submission of applications for that *type of* hunt in the next open season.

2. If the application was one of two or more applications submitted by a group of persons applying as a party for restricted nonresident deer tags, the division shall treat the applicant in the same manner as the remaining members of his party.

Sec. 31. NAC 502.4238 is hereby amended to read as follows:

502.4238 1. The division may cancel a restricted nonresident deer tag and provide a refund if the division issues the tag in error.

2. The division shall provide a refund if the holder of a restricted nonresident deer tag:

(a) Dies, as verified by a certificate of death;

(b) Incurs a disability, as verified in writing by a physician, which prevents him from hunting during the season for which the tag was issued; or

(c) Is serving in the Armed Forces of the United States and is transferred, as verified by a copy of his orders or other proof satisfactory to the division, to a location which makes it impracticable for him to hunt in the area for which the tag was issued,

FLUSH and his tag is returned to the division before the opening day of the season for which the tag was issued. If the holder obtained his hunting license with his tag, the hunting license must be returned with the tag. The division shall mail the refund within 90 days after the division receives the tag and the hunting license, if any.

3. If the master guide of a holder of a restricted nonresident deer tag dies or is no longer able to provide guide services because he has failed to renew his master guide license or his license has been revoked, the holder of the tag for whom guide service was to be performed by the master guide may apply to the division for a refund or may retain another master guide who is licensed for the area or unit specified on the tag. Before another master guide may render services as a master guide for the holder of the tag, and before the holder may participate in the

restricted nonresident deer hunt for which the tag was issued, the holder of the tag ~~shall~~ **must** provide written notification to the division that he has retained another master guide. The written notification must include:

- (a) The reasons for retaining the services of another master guide;
- (b) The signatures of the holder of the tag and the new master guide and the date on which the written notification was signed; and
- (c) The number of the master guide license of the newly retained master guide.

4. Except as otherwise provided in NAC 502.421, the division is not required to refill a quota for the issuance of restricted nonresident deer tags if the application of this section reduces the number of tags issued to less than that quota.

5. If the division provides a refund pursuant to this section, the division shall return all the fees submitted with the application for the tag except the fee required pursuant to paragraph (c) of subsection ~~2~~ 4 of NAC 502.4231.

6. If the division provides a refund to a holder of a restricted nonresident deer tag pursuant to paragraph (b) or (c) of subsection 2 or subsection 3, the division shall award a bonus point to the holder for the *category of the species to which the* restricted nonresident deer ~~hunt~~ tag **applied.**

Sec. 32. NAC 502.426 is hereby amended to read as follows:

502.426 1. If the division approves the application for a damage compensation tag, and the owner applicant enters into a cooperative agreement with the division, the owner applicant is eligible for the issuance of one or more damage compensation tags pursuant to subsection 2.

2. An owner applicant is eligible for the issuance of:

(a) One damage compensation tag for deer for each 50 deer that caused damage to his property; and

(b) One damage compensation tag for antelope for each 50 antelope that caused damage to his property.

3. Before the division issues a damage compensation tag, the owner applicant must select a type of hunt for which the tag is to be used.

4. Damage compensation tags will only be issued to owner applicants and sold to hunters through the *headquarters of the* division . ~~[headquarters office in Reno.]~~

5. The fee charged for a damage compensation tag will include:

(a) A fee of \$50 for each such tag;

(b) A license fee based on the status of the hunter as a resident or nonresident; and

(c) The fee specified in NAC 502.331 for acting upon each application for a tag.

6. If the division provides a refund for a canceled tag under the conditions set forth in NAC 502.422, the division may reissue an application for a damage compensation tag to the owner applicant.

Sec. 33. 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 :

Common Name

Scientific Classification

- (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 *Carcharhinus*
- (4) Bowfin *Amia calva*
- (5) Gars..... All species in the family Lepisosteidae
- (6) Herring and shad, except threadfin
shad *Dorosoma petenense*
- (7) European Whitefish All species in the genus *Leuciscus*
- (8) Mexican banded tetra..... *Astyanax mexicanus*
- (9) Piranhas All species in the genera *Serrasalmus*,
Serrasalmo, *Pygocentrus*, *Teddyella*,
Rooseveltiella and *Pygopristis*
- (10) South American Parasitic Catfish..... All species in the [family] families
Cetoposidae and Trichomycteridae
- (11) White perch..... *Morone americana*
- (12) Freshwater drum *Aplodinotus grunniens*
- (13) Grass carp, except certified triploids as
authorized by a special permit *Ctenopharyngodon idella*
- (14) Pike top minnow *Belonesox belizanus*
- (15) Snakehead..... All species in the genera *Ophicephalus* and
Channa
- (16) Walking catfish..... All species in the genera *Clarias*,

Common Name

Scientific Classification

- Heteropneustes* and *Dinotopterus*
- (17) Tiger fish..... *Hoplias malabaricus*
- (18) Sticklebacks All species in the genera *Apeltes*, *Eucalia*,
Gasterosteus and *Pungitius*
- (19) Tilapia..... All species in the genera *Tilapia* and
Sarotherodon
- (20) Nile perch All species in the genera *Lates* and *Luciolates*
- (21) Goldeye..... All species in the genus *Hiodon*
- (22) Carp:
- (I) Bighead..... *Hypophthalmichthys nobilis*
- (II) Black (snail) *Mylopharyngodon piceus*
- (III) Crucian..... *Carassius carassius*
- (IV) Indian..... *Catla catla*, *Cirrhina mrigala* and *Labeo
rohita*
- (V) Silver..... *Hypophthalmichthys molitrix*
- (23) Rudd..... *Scardinius erythrophthalmus*

(b) Reptiles:

Common Name

Scientific Classification

Common Name

Scientific Classification

- (1) Alligators and caimans All species in the family Alligatoridae
- (2) Crocodiles All species in the family Crocodylidae
- (3) Gharial (gavial)..... All species in the family Gavialidae
- (4) Bird snake All species in the genus *Thelotornis*
- (5) Boomslang *Dispholidus typus*
- (6) Keelbacks..... All species in the genus *Rhabdophis*
- (7) Burrowing Asps All species in the family Atractaspidae
- (8) Coral snakes, cobras, kraits, mambas and
Australian elapids..... All species in the family Elapidae, except
species in the subfamily Hydrophiinae
- (9) Pit vipers and true vipers, except species
indigenous to ~~Nevada~~ *this state* All species in the family Viperidae, except
species indigenous to ~~Nevada~~ *this state*
- (10) Snapping Turtles..... All species in the family Chelydridae

(c) Amphibians:

Common Name

Scientific Classification

- (1) Clawed frogs..... All species in the genus *Xenopus*
- (2) Giant or marine toads *Bufo horribilis, Bufo marinus* and *Bufo*

Common Name

Scientific Classification

paracnemis

(d) Mammals:

Common Name

Scientific Classification

- (1) Wild Dogs or Dhole..... *Cuon alpinus*
- (2) Raccoon Dog *Nyctereutes procyonoides*
- (3) Mongooses and Meerkats All species in the genera *Atilax, Cynictis, Helogale, Mungos, Suricate, Ichneumia* and *Herpestes*
- (4) Wild European Rabbit *Oryctolagus cuniculus*
- (5) Multimammate Rat or Mouse..... All species in the genus *Mastomys* (= *Praomys*)
- (6) Bats All species in the order Chiroptera
- (7) Nutria *Myocastor coypus*
- (8) Coyote..... *Canis latrans*
- (9) Foxes..... All species in the genera *Vulpes, Fennecus, Urocyon, Alopex, Lycalopex* and *Pseudalopex*
- (10) Raccoon *Procyon lotor*

Common Name**Scientific Classification**

- (11) Skunk All species in the genera *Spilogale*, *Mephitis* and *Conepatus*
- (12) Wild pigs and hogs All species in the family Suidae, except domestic breeds of *Sus scrofa*
- (13) Axis deer *Cervus* (=Axis) *axis*, *C. porcinus*, *C. kuhli* and *C. calamianesis*
- (14) Red deer, elk and wapiti All subspecies of *Cervus elaphus*, except those members of *C. elaphus nelsoni* which are alternative livestock, as that term is defined in NRS 501.003
- (15) Rusa deer *Cervus timorensis*
- (16) Sambar deer *Cervus unicolor*
- (17) Sika deer *Cervus nippon*
- (18) Roe deer *Capreolus capreolus* and *C. pygargus*
- (19) White-tailed deer *Odocoilus virginianus*
- (20) Moose *Alces alces*
- (21) Reedbucks All species in the genus *Redunca*
- (22) Oryx and Gemsbok All species in the genus *Oryx*
- (23) Addax *Addax nasomaculatus*
- (24) Blesbok, Topi and Bontebok All species in the genus *Damaliscus*
- (25) Hartebeests All species in the genera *Alcelaphus* and

Common Name

Scientific Classification

Sigmoceros

- (26) Wildebeest and Gnus All species in the genus *Connochaetes*
- (27) Chamois *Rubicapra rubicapra* and *R. pyrenaica*
- (28) Tahr..... All species in the genus *Hemitragus*
- (29) Ibex, Wild Goats, Tur and Markhor All species in the genus *Capra*, except domestic goats, *Capra hircus*
- (30) Barbary (Aoudad) Sheep *Ammotragus lervia*
- (31) Mouflon sheep, Urial, Bighorn and Argali..... All species in the genus *Ovis*, except domestic sheep, *Ovis aries*

(e) Birds:

Common Name

Scientific Classification

- (1) Pink Starling or Rosy Pastor..... *Sturnus roseus*
- (2) Red-billed Dioch..... *Quelea quelea*
- (3) Red-whiskered Bul-bul..... *Pycnonotus jososus*

(f) Crustaceans:

Common Name

Scientific Classification

- (1) Asiatic mitten crab..... *Eriocheir sinensis*
- (2) Crayfish All species in the families Parastacidae, Ambaridae and Astacidae, except *Procambarus clarkii*, *Orconectes causii* and indigenous species of the genus *Pacifastacus*

(g) Mollusks:

Common Name	Scientific Classification
--------------------	----------------------------------

- | | |
|-------------------------------|-----------------------------|
| (1) African giant snail | <i>Achatina fulica</i> |
| (2) Zebra mussel..... | <i>Dreissena polymorpha</i> |

2. The ~~office in Reno~~ *headquarters of the division* and each regional office of the division will maintain a physical description and picture of each species listed in this section when reasonably available.

3. The division may issue a permit or license 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 American Association of Zoological Parks and Aquariums.

(b) A person who displays, exhibits or uses the species for entertainment or commercial photography, ~~[such as]~~ *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.

FLUSH If the person is displaying, exhibiting or using mammals for commercial purposes other than for food or fiber, he must possess the appropriate license issued by the United States Department of Agriculture.

(c) A college, university or governmental agency, for scientific or public health research.

(d) Any other scientific institution, as determined by the division, for research or medical necessity.

(e) Any person engaged in commercial aquaculture, upon application and proof to the division 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 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 licenses applies that may escape or be released from captivity for any reason. The amount of the bond will be determined by the division after considering the degree of potential hazard to wildlife.

(f) 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 division, 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 division when it is conducting authorized introductions or transplantations of a native species of big game ~~animal~~ *mammal* listed in this section.

Sec. 34. NAC 503.144 is hereby amended to read as follows:

503.144 1. A longbow used in hunting must, in the hands of the user, be capable of throwing a 400 grain arrow 150 yards over level terrain. Arrows used in hunting big game ~~animals~~ *mammals* must have hunting tips at least 3/4-inch wide.

2. It is unlawful for any person to carry any firearm in the field while hunting under archery regulations.

3. As used in this section, “longbow” includes any recurved bow or compound bow.

Sec. 35. NAC 503.205 is hereby amended to read as follows:

503.205 1. It is unlawful for any person to hunt, trap, possess or sell any species of owl, hawk or other bird of prey, including any raptor or its parts, without first obtaining a license or

permit from the ~~[Division of Wildlife, 1100 Valley Road, Reno, Nevada 89512.]~~ *headquarters of the division.*

2. Raptor eggs may not be taken or possessed, except that raptor eggs laid by a bird in the possession of a person who holds a permit to propagate raptors may be possessed if the holder of the permit notifies the ~~[Reno]~~ headquarters of the division in writing within 5 calendar days after the first egg has been laid. Eggs laid by a raptor held under the authority of a falconry license must be reported by the licensee to the division within 5 calendar days after the first egg has been laid. The licensee will dispose of the egg as directed by the division.

3. Raptor feathers that are molted or are from raptors held in captivity that die, may be retained and exchanged by licensees for imping purposes only.

Sec. 36. NAC 504.451 is hereby amended to read as follows:

504.451 1. An application for a commercial license may be obtained from ~~[the]~~ :

(a) The headquarters of the division ~~[in Reno and from the]~~ ; *or*

(b) The regional offices of the division in Fallon, Elko or Las Vegas.

2. The applicant must include on the application for a commercial license:

(a) The name of the applicant;

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

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

(d) The driver's license number of the applicant, if he has been issued a driver's license;

(e) The date of birth of the applicant;

(f) The name, address and telephone number of the company or institution which the applicant is representing, if any;

(g) A description of the purpose for which the wildlife is to be held;

(h) The common and scientific name and the number of each species of wildlife:

(1) To be obtained; and

(2) If the application is for the renewal of a license, each species presently being held by the applicant,
FLUSH for which the applicant is requesting the commercial license;

(i) If the applicant is applying for the license for the first time, the name, address and telephone number of the person from whom the wildlife will be obtained;

(j) If the applicant resides in this state, the location at which the wildlife will be permanently maintained;

(k) If the applicant is not a resident of this state and he will be importing and displaying or exhibiting the wildlife in this state, a description of each location at which the wildlife will be displayed or exhibited and the approximate length of time that the wildlife will be displayed or exhibited at each ~~[such]~~ location;

(l) A complete description, including a diagram, of the holding facilities, cages or aquaria, as appropriate, that will be used to hold or confine the wildlife;

(m) 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

(n) The applicant's signature and the date on which the application is signed.

3. In addition to the requirements of subsection 2, an application for a commercial license for a species of wildlife which is listed in NAC 503.110 must contain a description of:

- (a) The measures that will be used to prevent the wildlife from escaping; and
- (b) The methods and equipment that will be used to recapture or destroy the wildlife if it does escape.

Sec. 37. NAC 504.452 is hereby amended to read as follows:

504.452 1. An application for a noncommercial license may be obtained from ~~the~~ :

(a) *The* headquarters of the division ~~[in Reno or from the]~~ ; *or*

(b) *The* regional offices of the division in Fallon, Elko or Las Vegas.

2. An applicant for a noncommercial license must include on the application:

- (a) The name of the applicant;
 - (b) The physical and mailing addresses of the applicant's place of employment and residence;
 - (c) The telephone numbers of the applicant's place of employment and residence;
 - (d) The driver's license number of the applicant, if he has been issued a driver's license;
 - (e) The date of birth of the applicant;
 - (f) A description of the purpose for which the wildlife is to be held;
 - (g) The common and scientific name and number of:
 - (1) Each species of wildlife to be obtained; and
 - (2) If the application is for the renewal of a license, each species presently in captivity,
- FLUSH for which the applicant is requesting a license;
- (h) If the application is an initial application, the name, address and telephone number of the source where the wildlife will be obtained;
 - (i) The locations at which the wildlife will be permanently maintained;
 - (j) A complete description, including a diagram, of the holding facilities, cages or aquaria that will be used to confine the wildlife;

(k) 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 possession of live 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

(l) The signature of the applicant and the date of the application.

Sec. 38. NAC 504.454 is hereby amended to read as follows:

504.454 A completed application for a commercial or noncommercial license must be submitted to the headquarters of the division ~~[in Reno,]~~ or to the regional offices of the division in Fallon, Elko or Las Vegas, together with:

1. A fee:

(a) Of \$5 for a noncommercial license; or

(b) Of \$100 for a commercial license;

2. A copy of any federal permits required for the species to which the application pertains;

and

3. If the application is for a species listed in NAC 503.110, a copy of any:

(a) Permit or license issued by a wildlife agency or regulatory agency in the state or country where the species originated that allows the possession of species specified therein, including viable embryos or gametes; or

(b) Other documentation establishing lawful possession of the species, including, but not limited to, a document issued by a wildlife agency or regulatory agency of the state or country where the species originated that indicates a permit or license is not required for the possession of the species specified therein.

Sec. 39. NAC 504.492 is hereby amended to read as follows:

504.492 1. An application for a permit to rehabilitate wildlife may be obtained from ~~the~~ :

(a) *The* headquarters of the division ~~[in Reno or from the]~~ ; *or*

(b) *The* regional office of the division in Fallon, Elko or Las Vegas.

2. The applicant must include on the application for a permit to rehabilitate wildlife:

(a) The name of the applicant;

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

(c) The telephone number of the applicant's residence;

(d) The driver's license number of the applicant, if he has been issued a driver's license;

(e) The date of birth of the applicant;

(f) The street address or legal description of the premises or locations where the facilities to be used in rehabilitating the wildlife are or will be located;

(g) The name, business address and telephone number, and the signature of the practicing veterinarian licensed in this state who will examine, diagnose and perform veterinary services on and, if required, euthanize the injured, ill, orphaned or otherwise debilitated wildlife;

(h) The name, address and telephone number of each person who will routinely:

(1) Transport the wildlife to be rehabilitated; or

(2) Assist the applicant at the facility where the wildlife will be rehabilitated;

(i) The specific species or taxa of wildlife to be rehabilitated, including:

(1) Amphibians;

(2) Reptiles;

(3) Passerine and nonpasserine birds, other than those birds in the order Falconiformes or Strigiformes;

(4) Raptors and birds in the order Falconiformes or Strigiformes; and

(5) Mammals;

(j) A detailed description of the experience which the applicant has in working with the species or taxa identified in the application, including, but not limited to:

(1) Previous work, which can be verified, in rehabilitating wildlife;

(2) Assistance to a person who holds a current license or permit to rehabilitate wildlife;

and

(3) Assistance to a licensed veterinarian who has routinely worked on wildlife;

(k) A complete description, including a diagram, of the holding facilities, cages or aquaria, as appropriate, that will be used to confine the wildlife during its rehabilitation;

(l) If the applicant currently holds or has previously held a similar license or permit in another state, the name of each ~~[such state;]~~ *state in which such a license or permit is held or has been held;*

(m) If the applicant has been convicted of violating the laws or regulations relating to wildlife of any state or the United States Fish and Wildlife Service within the 5 years immediately preceding the date of the application, a description of each violation and the name of the state in which the conviction occurred;

(n) Whether, at the time of the application, the privileges granted to the applicant by another state or the United States Fish and Wildlife Service relating to the rehabilitation of wildlife are suspended or revoked; and

(o) The signature of the applicant and the date on which he signed the application.

3. The applicant must submit his application to the headquarters of the division . ~~[in Reno.]~~
If the applicant intends to rehabilitate wildlife for which he is required to obtain a special federal

permit from the United States Fish and Wildlife Service, the applicant must include with his application a copy of the permit or evidence satisfactory to the division that approval for such a permit is pending. A permit to rehabilitate wildlife issued by the division is not valid for the purposes of the rehabilitation of wildlife for which a federal permit is required until the division receives a copy of the federal permit.

4. Before the division will issue an initial permit to rehabilitate wildlife pursuant to this section, the applicant must provide to the division:

(a) Documentation which substantiates that the applicant has at least 2 years of practical experience working with a licensed rehabilitator of wildlife; or

(b) A letter which is written by a licensed veterinarian who is experienced in the care of wildlife and which substantiates the qualifications of the applicant to rehabilitate wildlife.

5. If the applicant applies to rehabilitate bobcats, mountain lions or black bears, the applicant must comply with the standards for facilities established for those species in NAC 504.476.

Sec. 40. NAC 504.730 is hereby amended to read as follows:

504.730 1. An application for a permit to stock certified triploid grass carp must be made on a form provided by and available from ~~the~~:

(a) *The* headquarters of the division ~~[in Reno or the]~~; or

(b) *The* regional offices of the division located in Fallon, Elko or Las Vegas.

2. An applicant for a permit to stock certified triploid grass carp must include on the application:

(a) The name of the applicant;

- (b) If the property where the certified triploid grass carp are to be stocked is owned by ~~someone~~ *a person* other than the applicant, the name of the person who owns that property;
- (c) The physical and 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 has been issued a driver's license;
- (f) The address and legal description of the closed aquatic system to be stocked;
- (g) A description of the present use of the closed aquatic system;
- (h) Whether the outflow of water from the closed aquatic system will enter any other body of water or aquatic system;
- (i) The species of fish currently present in the closed aquatic system; and
- (j) The applicant's signature and the date on which the applicant signed the application.

3. The division will deny an application for a permit if the division determines that stocking the closed aquatic system with certified triploid grass carp may have a negative impact on the wildlife in ~~Nevada~~ *this state*.

4. Based on its evaluation of the application, the division may make such stipulations and conditions on the use and scope of a permit as the division determines appropriate. A violation of a stipulation or condition is cause for the revocation of the permit and the destruction or removal, or both, of all certified triploid grass carp from the aquatic system. The owner or lessee of the property where the aquatic system is located is liable for the cost of the removal or destruction, or both, of certified triploid grass carp pursuant to this section.

5. A permit to stock certified triploid grass carp will be approved only if the aquatic vegetation of the closed aquatic system in which the carp will be stocked:

(a) Interferes with the recreational, domestic, municipal, agricultural or industrial use of the water in that system; or

(b) Impairs the quality of the water in that system.

6. A person who possesses certified triploid grass carp in accordance with a permit issued pursuant to this section and NAC 504.720 and 504.725 may not move those fish from the closed aquatic system in which the person was permitted to stock the fish or transferred the fish to any other water system without prior written authorization from the division.

7. The issuance of a permit to stock certified triploid grass carp authorizes a representative of the division to enter the property at any reasonable hour to evaluate the status of the carp and containment structures possessed and maintained under the authority of that permit.

Sec. 41. NAC 502.100 and 502.103 are hereby repealed.

Sec. 42. 1. Except as otherwise provided in this section and subsection 2, the division of wildlife shall convert any bonus points that a person has accumulated pursuant to the bonus point program before the effective date of this regulation into bonus points for a category of a species set forth in section 6 of this regulation by separating the bonus points accumulated into bonus points for a particular category of a species except that the maximum number of bonus points converted into a particular category of a species must not exceed the number of years that the bonus point program has been in existence.

2. The division of wildlife shall not convert any bonus points that a person has accumulated before the effective date of this regulation for wild turkey, swan and depredation hunts for special seasons.

TEXT OF REPEALED SECTIONS

502.100 “Resident Indian” defined. As used in NAC 502.250, “resident Indian” means an Indian who is an enrolled member or eligible to become an enrolled member of a Nevada Indian reservation or colony and who has been physically present in the State of Nevada, with the intention of making Nevada his permanent home, for at least 6 months immediately preceding his application for a free hunting and fishing license.

502.103 “Trophy hunt” defined. “Trophy hunt” means a general hunt, archery hunt or other designated hunt for antelope, bighorn sheep, elk, mountain goats or mountain lions.