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MINUTES OF THE
MEETING OF THE SENATE COMMITTEE
ON NATURAL RESOURCES

SIXTY-FIRST SESSION
NEVADA STATE LEGISLATURE
February 2, 1981

The Senate Committee on Natural Resources was called to order by Chairman Norman Glaser at 1:35 p.m., Monday, February 2, 1981, in Room 323 of the Legislative Building, Carson City, Nevada. Exhibit A is the Meeting Agenda. Exhibit B is the Attendance Roster.

COMMITTEE MEMBERS PRESENT:

Senator Norman Glaser, Chairman
Senator Wilbur Faiss, Vice Chairman
Senator James H. Bilbray
Senator Lawrence E. Jacobsen
Senator Joe Neal

COMMITTEE MEMBER ABSENT:

Senator Floyd R. Lamb

GUEST LEGISLATORS:

Senator William J. Raggio
Senator Virgil M. Getto

STAFF MEMBERS PRESENT:

Robert E. Erickson, Senior Research Analyst
Laurel Jackson, Legislative Intern
Carolyn L. Freeland, Committee Secretary

SENATE BILL NO. 5--CREATES SPECIAL HUNTING AND FISHING
PRIVILEGES FOR SEVERELY HANDICAPPED PERSONS.

Senator Raggio, the sponsor of S. B. No. 5, opened remarks by saying this bill is easy to understand and the need for it is evident. He pointed out persons 65 years of age or older are given a preferential reduced license fee of \$2.00, and he feels the same privilege should be extended to severely handicapped persons.

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Senator Raggio went on to say he had discussed the bill with Mr. Joe Greenley, Director of the Nevada Department of Wildlife, and the department endorses the concept of the bill, but wishes to amend it in some form. Senator Raggio does not feel that the committee nor the Legislature should try to write medical specifications into the bill and that the language of the bill drafter is adequate. He feels the Legislature should be cognizant of those persons who would benefit by the passage of S. B. No. 5.

Senator Bilbray noted that it appears this privilege is limited to residents and asked if there would be a reason why non-residents would be excluded if they paid the normal fee. Senator Raggio replied that it was not the intention of the bill to exclude non-residents but his primary concern is with those severely handicapped persons who are residents of the state.

Senator Bilbray then asked who would determine the condition of the person for eligibility under this bill. Senator Raggio answered the way the bill is drafted, it would be up to the Department of Wildlife to make that determination, and the amendment suggested by the department allows the department to promulgate regulations for this purpose.

Mr. Robert Martin spoke of the benefits of the bill to people, such as himself, who are severely handicapped.

Senator Bilbray had a question concerning the issuance of hunting and fishing licenses. Mr. Greenley replied that such licenses would normally be issued through a department office according to criteria, once that criteria is established.

Senator Glaser noted that the bill states there must be a handicap which impairs a person's mobility. He said one of the concerns the committee would have is once this type of hunting license is opened up to severely handicapped persons whose mobility is impaired, as there are other forms of being physically handicapped, should not those persons be included in this legislation.

Senator Raggio replied that Section 1 of the bill could cover, with appropriate regulation, other people as it does not have to do with impaired mobility.

Mrs. Marlene Martin, a proponent of the bill, spoke briefly of its advantages for the severely handicapped person.

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Senator Jacobsen expressed concerns regarding the bill, saying it would present enforcement problems and also that he was apprehensive for the safety of the handicapped hunters.

Chairman Glaser called for any other witnesses for the bill. There being none, he called on Mr. Joe Greenley, Director of the Nevada Department of Wildlife, and any of his staff who wished to do so, to testify.

Mr. Greenley said his department supports the concept of the bill. The United States government has a measure of this kind which applies to migratory water fowl, and other states have similar legislation. There are certain situations where such legislation is of definite benefit to the handicapped, without any harm to the public safety or resources.

He stated that his department has concerns with the part of the bill referring to the severely physically handicapped, as his department does not want to be in the position of determining who has a severe physical handicap. He feels the language should be more clearly defined. He would like to see something worked out that is practical and not too unmanageable as far as administration is concerned. His recommendation is to amend Section 2 so the "commission may promulgate regulations whereby the department is authorized to issue to a person who cannot walk because of a severe physical handicap, a permit authorizing the shooting of wildlife from a stationary motor-driven vehicle, provided that such vehicle is not standing on or along any public highway or county road or any other way open to the public." Mr. Greenley said the phrase "any other way open to the public" could be reworded. He feels if shooting from a vehicle is going to be permitted, those people who have difficulty getting in and out of that vehicle should be considered. He also feels the need for an accommodation to the loaded-gun-in-a-vehicle law.

There was general discussion regarding the wording of the federal language applying to the hunting of migratory water fowl. It was asked if that language could not be used in the bill under consideration. Mr. Greenley read the federal language: "From or by means, aid, or use of any motor vehicle, motor-driven land conveyance, or aircraft of any kind, except that paraplegics and single or double amputees of the legs may take from any stationary motor vehicle or motor-driven land conveyance."

Senator Glaser called for any further questions, or other witnesses wishing to speak. There being none, he concluded the hearing on S. B. No. 5

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Senator Glaser stated the committee would consider the amendments at the next meeting and possibly adopt them with the bill.

Senator Glaser then asked the committee to consider possible bill introductions until Senator Getto appeared to testify on Senate Bill No. 14. The Bill Drafter's Requests are:

* BDR 48-154--REQUIRES PERMITS FOR DOMESTIC WELLS WITHIN DESIGNATED BASINS.

Senator Glaser explained that this matter came about as a result of a problem in Clark County where there is a designated basin, there is a critical water shortage, and there are a great number of wells still in the city which people are continuing to use, thereby drawing down the water table. This BDR would give the state engineer control over these wells by determining where they are and requiring the payment of a \$10.00 permit fee.

Senator Faiss moved for committee introduction of ^{*}BDR 48-154.

Senator Jacobsen seconded the motion.

The motion carried unanimously. (Senator Lamb was absent for the vote).

△ BDR 43-66--REMOVES DUPLICATIVE STATUTORY PROVISION CONCERNING IDENTIFICATION NUMBERING FOR MOTORBOATS.

Senator Glaser stated that Mr. Frank Daykin, Legislative Counsel, presented this bill, explaining it is a "clean-up" bill, and Mr. Daykin will appear before the committee to discuss it.

Senator Bilbray moved for committee introduction of [△]BDR 43-66.

Senator Faiss seconded the motion.

The motion carried unanimously. (Senator Lamb was absent for the vote).

The following Bill Drafter's Requests were presented as a group to the committee:

BDR C-84--PROPOSES CONSTITUTIONAL AMENDMENT TO REGULATE MANAGEMENT AND DISPOSAL OF STATE LANDS.

BDR 591--URGES CONGRESS TO ENACT LEGISLATION TRANSFERRING PUBLIC LANDS TO STATE.

*(S.B. 178)

4.

[△](S.B. 177)

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- °° BDR 86--CONTINUES EXISTENCE OF SELECT COMMITTEE ON PUBLIC LANDS.
- + BDR 26-83--PROVIDES FOR PAYMENTS TO LOCAL GOVERNMENTS IN LIEU OF TAXES IF STATE OBTAINS TITLE TO OR MANAGEMENT OF PUBLIC LANDS.
- ° BDR 26-85--PROVIDES FOR LEGISLATIVE OR GUBERNATORIAL APPROVAL OF ACQUISITIONS OR USES OF CERTAIN LANDS BY FEDERAL GOVERNMENT.

Senator Glaser stated that these Bill Drafter's Requests came from Senator Blakemore and briefly explained each one.

△△ Senator Bilbray moved for committee introduction of BDR C-84, +BDR 591, °BDR 86, +BDR 26-83 and °BDR 26-85 as committee bills.

Senator Jacobsen seconded the motion.

The motion carried unanimously. (Senator Lamb was absent for the vote).

SENATE BILL NO. 14--REVISES CERTAIN PROVISIONS RELATING TO IRRIGATION DISTRICTS.

Senator Glaser presented a brief summary of what this bill covers. Senator Bilbray felt more information should be presented on this matter.

Senator Faiss moved Senate Bill No. 14 be continued over to the Wednesday, February 4, 1981, committee meeting.

Senator Bilbray seconded the motion.

The motion carried unanimously. (Senator Lamb was absent for the vote).

Senator Getto entered the meeting and asked that S. B. No. 14 be put on hold as the bill is more complicated than he had anticipated. He was advised the bill is scheduled for hearing on Wednesday, February 4, 1981

Senator Glaser called for any further business.

Senator Jacobsen asked Chairman Glaser if Research could obtain information as to how many people are really involved as recipients of Senate Bill No. 5 and if other states have similar provisions.

°(S.B. 176) °°(S.C.R. 17) ++(S.J.R. 19)

5.

+(S.B. 238) △△(S.J.R. 17)

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There was a brief discussion on some of the questions previously covered in relation to Senate Bill No. 5.

There being no further business, the meeting adjourned at 2:20 p.m.

Respectfully submitted by:


Carolyn L. Freeland, Secretary

APPROVED BY:


Senator Norman Glaser, Chairman

DATE: Feb. 9, 1981

SENATE AGENDA

COMMITTEE MEETINGS

Committee on Natural Resources, Room 323.
Day Monday, Date February 2, Time 1:30 P. M.

S. B. No. 5--Creates special hunting and fishing privileges for severely handicapped persons.

S. B. No. 14--Revises certain provisions relating to irrigation districts.

For Committee on Natural Resources consideration--Introduction of bills:

BDR 48-154--Requires permits for domestic wells within designated basins. Senator Gibson.

BDR 43-66--Removes duplicative statutory provision concerning identification numbering for motorboats. Mr. Frank Daykin.

BDR C-84--Proposes constitutional amendment to regulate management and disposal of state lands. Senator Blakemore.

BDR 591--Urges Congress to enact legislation transferring public lands to states. Senator Blakemore.

BDR 86--Continues existence of select committee on public lands. Senator Blakemore.

BDR 26-83--Provides for payments to local governments in lieu of taxes if state obtains title to or management of public lands. Senator Blakemore.

BDR 26-85--Provides for legislative or gubernatorial approval of acquisitions or uses of certain lands by Federal Government. Senator Blakemore.

ATTENDANCE ROSTER FORM

COMMITTEE MEETINGS

SENATE COMMITTEE ON NATURAL RESOURCES

EXHIBIT B

DATE: February 2, 1981

PLEASE PRINT	PLEASE PRINT	PLEASE PRINT	PLEASE PRINT
NAME	ORGANIZATION & ADDRESS	TELEPHONE	
Marlene Martin	wife of Robert W. Martin, Springfield	271-8877	
Robert Martin	Handicap Sports Club	321-8877	
Paul Adams	Handicap Sports Club	673-6437	
Joe Greenley	540 Pringley Ave. apt. 131 Springfield	271-8877	
	New Dept of Wildlife	730-3425	