

MINUTES OF THE  
MEETING OF THE SENATE COMMITTEE  
ON NATURAL RESOURCES

SIXTY-FIRST SESSION  
NEVADA STATE LEGISLATURE  
May 8, 1981

The Senate Committee on Natural Resources was called to order by Chairman Norman Glaser at 12:20 P. M., Friday, May 8, 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

STAFF MEMBERS PRESENT:

Robert E. Erickson, Senior Research Analyst  
Carolyn L. Freeland, Committee Secretary

SENATE BILL NO. 637--REQUIRES APPROVAL OF CERTAIN BOARDS OF COUNTY COMMISSIONERS OF APPLICATIONS FOR WATER TO BE USED IN COUNTIES OTHER THAN THE COUNTY IN WHICH APPROPRIATED OR USED.

Mr. Robert Hadfield, Douglas County Manager, testified in favor of the bill. He said it provides for additional input to local governments when there is an application to transport water from one county to another. He stated Douglas County is looked to as a possible water resource for other local entities and for this reason, it desires to have advance notice of considered water withdrawal so it may contact the state water engineer in the event problems might arise. Mr. Hadfield continued this bill does not diminish the state engineer's authority in any way but does allow for a better administrative record.

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Senator Bilbray asked if the bill required any sort of consent from the county from which the water is to be diverted. Mr. Hadfield replied the county so involved may make a recommendation but it is not binding upon the state water engineer. The bill is merely an additional input process.

Mr. Herb Witt, Douglas County Commissioner, reiterated Mr. Hadfield's sentiments, and said all Douglas County is asking is that it understands and knows what is being taken from its water sources so it may in turn make arrangements for its own planning in agricultural and subdevelopment matters.

Chairman Glaser said input on this bill from Mr. William Newman, state water engineer, should be received before action could be taken on it by the committee. Senator Jacobsen, sponsor of the bill, said there is a need for Douglas County to be aware of what water is to be taken from its water resources. In addition, the MX system could create additional water problems in counties involved. Senator Jacobsen said he feels counties should work together on this water matter; there should be public meetings and input in this regard.

The Chair asked for the committee's consensus on Senate Bill No. 637.

Senator Jacobsen moved Do Pass on  
Senate Bill No. 637.

Senator Faiss seconded the motion.

The Chair called for discussion.

Senator Neal commented the bill would allow one county to control the water that is within its boundaries, which is contrary to the public policy of the state. He feels language is being added to the law that in actuality the committee might not want to add into the law. The state water engineer should make decisions regarding any water diversion.

Senator Bilbray asked if the matter could be deferred until the next committee meeting as he wished to confer with his constituents to obtain their opinions. Senator Jacobsen withdrew his motion and Senator Faiss withdrew his second of that motion.

The motion to Do Pass Senate Bill No. 637  
was withdrawn by Senator Jacobsen.

The second was withdrawn by Senator Faiss.

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The Chair requested the Committee Secretary to request the state water engineer, Mr. William Newman, to appear at the committee meeting on Monday, May 8, 1981, and to place this item on the agenda for that meeting, at which time there would be a further hearing.

Senator Jacobsen noted that at the last session, action was taken to allow any county to maintain a water works outside of its jurisdiction, allowing for bonding action.

The Chair announced the committee would go into work session and called for action on bills pending.

Senator Bilbray moved Do Pass  
Assembly Bill No. 130.

Senator Jacobsen seconded the motion.

The Chair called for discussion.

Senator Glaser explained his reservations regarding this bill and the financial impact which it would have on ranchers. He said he had conferred with Mr. Tom Ballow, Director of the Department of Agriculture, Assemblyman John Marvel, who is handling the bill on the Assembly side, and Mr. Erickson. The final conclusion was to cap the special tax at 50¢; at the same time, the refund provision is retained

Senator Bilbray withdrew his Do Pass motion  
for Assembly Bill No. 130.

Senator Jacobsen withdrew his second of that motion.

Senator Neal moved Amend and Do Pass  
Assembly Bill No. 130 (Exhibit C).

Senator Bilbray seconded the motion.

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

SENATE BILL NO. 504

Action on this bill was deferred to May 11, 1981, at which time Senator Getto is to present an amendment to it.

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Senator Neal moved Indefinite Postponement  
of Senate Bill No. 490 (Exhibit D).

Senator Faiss seconded the motion.

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

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Senator Jacobsen moved Do Pass  
Assembly Joint Resolution No. 7.

The Chair called for a second.

The motion failed for lack of a second.

Assembly Joint Resolution No. 7 is to be heard at the next  
meeting of the committee, Monday, May 11, 1981.

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Assembly Bill No. 16 is to be held until the action of the  
Assembly is determined regarding Senate Bill No. 178.

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ASSEMBLY JOINT RESOLUTION NO. 28

Senator Bilbray and Mr. Erickson explained the amendments which  
were suggested by the subcommittee on this resolution. There was  
a brief discussion on including a section asking the eminent marine  
explorer, Dr. Jacques Cousteau, to explore Devil's Hole; the com-  
mittee concurred on keeping this amendment in the resolution.

Senator Bilbray moved Amend and Do Pass  
Assembly Joint Resolution No. 28 (Exhibit E).

Senator Neal seconded the motion.

The motion carried. (Senator Jacobsen voted "No."  
Senator Lamb was absent for the vote).

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SENATE JOINT RESOLUTION NO. 36--URGES UNITED STATES GOVERNMENT  
TO SUPPLY IMPORTED WATER TO NEVADA TO COMPENSATE FOR TAKING  
LAND FOR "MX"MISSILE SYSTEM.

The Chairman noted this bill is one originated by Senator Faiss and introduced by the committee. He asked the wishes of the committee.

Senator Faiss moved Do Pass Senate Joint Resolution No. 36 (Exhibit F).

Senator Bilbray seconded the motion.

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

BILL DRAFTER'S REQUEST NO. 2080

Chairman Glaser presented a bill drafter's request for consideration for committee introduction. It covers the subject of land transfer in Elko County. Mr. Erickson explained the bill refers to land which the state is attempting to obtain in order to have a contiguous section. Chairman Glaser added the draft was requested by Mr. Jac Shaw, Director of State Lands. Senator Neal asked who would have the comparative advantage and was advised the state would have such an advantage.

Senator Neal moved for committee introduction of BDR 2080.

Senator Bilbray seconded the motion.

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

SENATE BILL NO. 347

Mr. Erickson referred to Senate Bill No. 347, the Tahoe Compact Bill. He explained the bill had been amended on the floor of the Assembly by Assemblyman Dini, and there was a request before the committee for concurrence. Mr. Erickson said the State of California and all except the League to Save Lake Tahoe are in agreement with the amendment. The Chair asked that Senator Wilson and Mr. Fred Weldon, Research Analyst, be called to explain the amendment; Assemblyman Dini is also asked to be present. The Chair directed the Committee Secretary to send notices to Senator Wilson, Messrs. Dini and Weldon, with copies of the amendment, asking them to be present at the committee meeting on Monday, May 11, 1981.

\* ( S.B. 664 )

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The Chair called for any further business. The meeting was recessed at 12:55 P. M., to be reconvened at 1:30 P. M.

The Senate Committee on Natural Resources meeting was continued, starting at 1:30 P. M. Present were Chairman Norman Glaser, Senator Lawrence E. Jacobsen and Senator Joe Neal. Absent were Senator James H. Bilbray, Senator Wilbur Faiss and Senator Floyd R. Lamb.

The Chair explained the committee rules of procedure, which allow a group of three committee members to hear testimony, although no action may be taken.

ASSEMBLY BILL NO. 222--MAKES VARIOUS CHANGES IN WILDLIFE LAWS RELATING TO ADMINISTRATION AND MANAGEMENT.

Mr. Don Quillici, Vice President, Nevada Wildlife Federation, Inc., had submitted a letter which he wished incorporated into the minutes of the meeting (Exhibit G).

Mr. Joseph Greenley, Director, Department of Wildlife, said this bill and Assembly Bill No. 219 are bills submitted by the wildlife commission, and they have both been amended to some degree on the Assembly side. Assembly Bill No. 222 makes changes in wildlife laws relating to enforcement and penalties. The various amendments were explained by Mr. Greenley in detail. Summarized, the amendments would add to the ability of the Department of Wildlife to enforce department regulations, deter violations of those regulations, deny hunting and fishing licenses under certain circumstances, perform certain administrative acts, clarify criminal penalties, and repeal certain wildlife classifications and provisions. Mr. Greenley supports this bill.

Mr. Fred Wright, Nevada Wildlife Federation, supports this bill, especially the penalties section. He said the bill would act as a deterrent to would-be violators of wildlife provisions.

Mr. Dick Serdoz, Clear Creek Bowmen, is in favor of this bill as amended. He said there is a need for a deterrent in hunting violations and this legislation would be a step in that direction.

Mr. Tom Cates, Washoe County Game Management Board, supports this bill and Assembly Bill No. 219, and is very much in favor of a criminal penalty and rewards program as set forth in this legislation.

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Mr. Fred Radtke, Nevada Bowhunters' Association, supports this bill. He would like to see the Department of Wildlife's position strengthened in the areas covered in the bill.

Mr. Ted Hunsberger, Nevada Organization for Wildlife, supports this bill, and said there is a need to control the violation of game laws in the state.

Mr. John Sweetland, Board of Wildlife Commissioners, said the Board has reviewed Assembly Bill No. 222 and in agreement this type of legislation is needed. He pointed out there are more people in Nevada than ever before and the game is not increasing proportionately; the hunters and the fishermen are bearing the financial burdens of wildlife programs, and those who violate the regulations should also be penalized accordingly.

Senator Jacobsen queried Mr. Sweetland on the figures for fines and rewards, and if the Board of Wildlife Commissioners feel the figures are negotiable. Mr. Sweetland replied the fines are negotiable and some feel they are too low. However, legislation is needed to initiate any type of program and it is felt the figures can be increased in the future if such is indicated. Chairman Glaser commented the fees are adequate for the present, and could be changed after reaction to them is evaluated.

There being no further testimony, the hearing on Assembly Bill No. 222 was concluded.

ASSEMBLY BILL NO. 219--MAKES VARIOUS CHANGES IN WILDLIFE LAWS RELATING TO ADMINISTRATION AND MANAGEMENT.

Mr. Don Quilici, Vice President, Nevada Wildlife Federation, Inc., had submitted a letter which he wished incorporated into the minutes of the meeting (Exhibit H).

Mr. Joseph Greenley, previously identified, explained the amendments to this bill. They would allow vendors to the wildlife department to receive payment more expeditiously; provide more flexibility for meeting dates; expedite cooperative reciprocal agreements (contracts); establish rules for reward payments; and generally tighten up department administration. Mr. Greenley also stated the amendments would allow for hunting tags to be used in more than one management area; stipulates for classification of bucks; requires trap visitation every 84 hours instead of every seven days; and cover such items as zoos for educational and private uses, falconry licenses, wildlife banding, and private animal preserves.

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There was considerable discussion regarding the trapping provision. Mr. Greenley explained there is a trapper on the wildlife commission and he was in agreement with the 84-hour designation. He feels it would be appropriate to reduce the seven-day period to 84 hours; several Western states now require increased visitation to traps. He noted there is an exclusion, i. e., the law does not apply to employees of the state Department of Agriculture or the United States Fish and Wildlife Service when they are acting in their official capacities.

Senator Jacobsen had reservations regarding the 84-hour requirement. Senator Neal asked for a letter from the Nevada Trapping Association saying it endorses this bill. Mr. Sweetland said the wildlife commissioners support the bill with the 84-hour trap visitation stipulation, and that the Nevada Trappers Association also does so. He added there is a responsibility to the wildlife of the state.

Senator Jacobsen reiterated his doubts about this matter and stated he liked the week visitation instead of the 84 hours. Chairman Glaser noted this matter had been brought before the committee in context with another bill which the committee had considered, and there was considerable opposition to reducing trap visitation time to 72 hours.

Mr. Hewitt Wells, Board of Wildlife Commissioners, said it is necessary to realize game is a resource, and as such, needs protection. He said the matter is also an economic one; the preponderance of testimony which was heard by the commission on visitation time was conditioned by personal methods of trapping. He noted a great deal of the commission's consideration was influenced by comments from a member of the commission who had been a trapper.

Mr. Fred Wright, Nevada Wildlife Federation, said his group supports this bill; in reference to trapping visitation, the federation had gone on record as supporting 72-hours but the 84-hour figure is acceptable.

Senator Jacobsen had a question regarding the change in the yearly number of meetings and felt there should be at least 12 meetings a year in order to satisfy public demand. Mr. Wright replied the amendment would permit flexibility as there might not be a need for a monthly meeting but perhaps there would be one for more frequent meetings at certain times. Mr. Greenley added tying meetings into a specific time of month is difficult in view of the nature of the material to be covered. However, he feels there would undoubtedly be 12 meetings during a year.



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Mr. Sweetland added the meeting dates must be flexible in order to permit the commission to go into the field where problems exist and so be responsive to those problems.

Chairman Glaser wished assurance from Mr. Greenley that he had conferred with John Crossley, state auditor and that Mr. Crossley is satisfied with the language in the bill. Mr. Greenley replied he had worked with Mr. Crossley on the matter of the imprest account, that it is consistent with what other governmental agencies do, and that Mr. Crossley feels the bill is legally and financially sound.

Chairman Glaser raised the matter of the conflict notice which legislative counsel, Mr. Frank Daykin, had sent him. Mr. Erickson explained the conflict, saying it was a matter of wording and presented no problem.

There being no further business to come before the committee, the meeting was adjourned at 2:45 P. M.

Respectfully submitted by:

  
Carolyn L. Freeland, Secretary

APPROVED:

  
Senator Norman Glaser, Chairman

DATE: May 12, 1981

SENATE AGENDA

COMMITTEE MEETINGS

EXHIBIT A

Committee on Natural Resources, Room 323.

Day Friday, Date May 8, 1981, Time Immediately upon adjournment

A. B. No. 222--Makes various changes in wildlife laws relating to administration and management.

A. B. No. 219--Makes various changes in wildlife laws relating to administration and management.

S. J. R. No. 36--Urges United States Government to supply imported water to Nevada to compensate for taking land for "MX" missile system.

S. B. No. 637--Requires approval of certain boards of county commissioners of applications for water to be used in counties other than the county in which appropriated or used.

WORK SESSION

A. J. R. 28--Urges Congress to refrain from establishing Desert Pupfish National Wildlife Refuge in Nevada.

A. B. 130--Creates Nevada beef council.

A. B. 16--Provides for extensions of time for use of appropriated water and for registration of certain wells.

S. B. 504--Creates state fair board. (Report of sub committee due today).

S. B. 490--Provides state's consent to certain acquisitions of land in Tahoe basin by Federal Government.

A. J. R. 7--Opposes designation of rivers in Nevada pursuant to Wild and Scenic Rivers Act.

SENATE COMMITTEE ON NATURAL RESOURCES

DATE: May 8, 1981

EXHIBIT B

PLEASE PRINT NAME	PLEASE PRINT ORGANIZATION & ADDRESS	PLEASE PRINT TELEPHONE
Robert Hagler	Douglas County	
Barbara J. Cook	Douglas Co. County Commissioner	782-4626
Herb Witt	" " " "	782-2155
John Sweethead	Board of Wildlife Commissioners	883-5353
Hewitt C WELLS	" " " "	882 6933
DICK SERDOZ	CLEAR CREEK Bowmen	849-1310
TOM CATES	WASHOP Co. Game Mgt. BOARD	329-4024
Fred Wright	New Wildlife Federation	258-2226
LEE-JENSEN, JR.	New Commission for Wildlife	329-5215
FRED RAYTKE	NEU. BOWHUNTERS	882 6096
Rill Parsons	Dept of Wildlife, Bend	
Joe Greenkey	Dept of Wildlife, Bend	

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 130

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ASSEMBLY BILL NO. 130—ASSEMBLYMEN BERGEVIN,  
MARVEL AND RHOADS

FEBRUARY 10, 1981

Referred to Committee on Agriculture

SUMMARY—Creates Nevada beef council. (BDR 50-648)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: Yes.



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

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AN ACT relating to cattle; creating the Nevada beef council and providing its organization, powers and duties; increasing the beef promotion fee and redistributing the proceeds; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*

- 1 SECTION 1. Chapter 563 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 to 9, inclusive, of this act.  
3 SEC. 2. *As used in sections 2 to 9, inclusive, of this act, unless the*  
4 *context otherwise requires:*  
5 1. "Beef" includes beef products and veal products.  
6 2. "Council" means the Nevada beef council.  
7 SEC. 3. *The Nevada beef council, consisting of five members*  
8 *appointed by the governor, is hereby created.*  
9 SEC. 4. 1. *One member of the council must be a dairyman.*  
10 2. *One member of the council must be engaged in the business of*  
11 *feeding cattle to fatten them for market.*  
12 3. *Three members of the council must be engaged in the business of*  
13 *raising and breeding cattle for the production of beef.*  
14 4. *Each member of the council must be a citizen of the United States*  
15 *and a resident of the State of Nevada.*  
16 5. *Each member of the council must:*  
17 (a) *Derive at least one-half of his annual income from the business he*  
18 *represents on the council; and*  
19 (b) *Remain in that business during his term of office.*  
20 *If a member ceases to comply with the requirements of this subsection, he*  
21 *becomes ineligible for the office and the governor shall fill the vacancy.*  
22 6. *The governor, while appointing the members of the council, shall*  
23 *consider the recommendations of organizations concerned with the cattle*  
24 *business.*

1     SEC. 5. 1. *The council shall meet at least four times per year and at*  
2 *the request of the chairman or a majority of the members.*

3     2. *A member of the council is entitled to receive the travel expenses*  
4 *and subsistence allowances provided by law for state officers and*  
5 *employees while traveling on the business of the council.*

6     3. *The council shall operate on the basis of a fiscal year beginning*  
7 *July 1 and ending June 30.*

8     SEC. 6. 1. *The council shall elect a chairman from among its mem-*  
9 *bers. A chairman may only succeed himself as chairman twice.*

10    2. *The council shall elect a secretary-treasurer who may be from*  
11 *among its members. The secretary-treasurer shall keep the minutes of*  
12 *the proceedings of the council and prepare an annual report of the coun-*  
13 *cil's activities, receipts and expenditures.*

14    SEC. 7. *The council may:*

15    1. *Conduct or contract for scientific research.*

16    2. *Enter into contracts to further the promotion of the cattle busi-*  
17 *ness in Nevada.*

18    3. *Make grants and donations for the promotion of the cattle busi-*  
19 *ness in Nevada.*

20    4. *Accept grants and donations from any source for expenditures*  
21 *consistent with the provisions of sections 2 to 9, inclusive, of this act.*

22    5. *Adopt regulations necessary to carry out the provisions of sections*  
23 *2 to 9, inclusive, of this act.*

24    6. *Conduct programs to improve the public relations of the cattle*  
25 *business.*

26    7. *Employ attorneys, investigators and other professional consult-*  
27 *ants and clerical personnel necessary to discharge its duties.*

28    SEC. 8. *The council may sue and be sued in any court. The members*  
29 *of the council are not personally liable for actions which are within the*  
30 *scope of the powers and duties of the council.*

31    SEC. 9. 1. *The executive director of the state department of agricul-*  
32 *ture shall deposit the money of the council with the state treasurer for*  
33 *credit to the account of the council in the beef promotion fund.*

34    2. *The state treasurer shall disburse the money of the council on the*  
35 *order of the council.*

36    3. *Claims against the account of the council must be paid as other*  
37 *claims against the state are paid.*

38    SEC. 10. NRS 561.407 is hereby amended to read as follows:

39    561.407 1. *The Nevada beef promotion fund is hereby created as a*  
40 *special revenue fund. The proceeds of the special [tax] fee on cattle*  
41 *levied pursuant to NRS 575.070 must be deposited in this fund and all*  
42 *refunds made pursuant to NRS 575.070 must be paid from the fund.*

43    2. *[On or before June 30 of each year, the state controller shall draw*  
44 *his warrant in favor of the National Livestock and Meat Board for the*  
45 *amount in the Nevada beef promotion fund and shall transmit the war-*  
46 *rant to the payee through the executive director, to be used to promote*  
47 *the consumption of domestic beef and beef products and for the general*  
48 *benefit of beef producers.] After all refunds are made, the state controller*  
49 *shall draw warrants to distribute the amount remaining in the fund as fol-*  
50 *lows:*

- 1 (a) Eighty percent to the Beef Industry Council, transmitted through
- 2 the executive director; and
- 3 (b) Twenty percent to the account of the Nevada beef council in the
- 4 Nevada beef promotion fund.

5 SEC. 11. NRS 575.070 is hereby amended to read as follows:

6 575.070 1. The [state department of agriculture] Nevada beef  
7 council shall fix [an annual special tax,] a special fee, to be known as the  
8 beef promotion [tax,] fee, on all cattle appearing on the tax rolls, the  
9 rate of which must not exceed [10 cents] \$1 per head. The [depart-  
10 ment] council shall send notice of the rate of this [special tax] fee to the  
11 department of taxation and to each board of county commissioners before  
12 the annual levy of taxes, and the board shall include this [tax] fee at the  
13 rate fixed [in the annual levy. The special tax,] by the Nevada beef coun-  
14 cil. The fee must be collected [as other taxes,] in the same manner as  
15 taxes are collected, and deposited with the state treasury for credit to the  
16 Nevada beef promotion fund.

17 2. During the month of April, any person who has paid the special  
18 [tax levied] fee collected pursuant to this section may file a claim for  
19 refund with the [department,] department of taxation, accompanied by a  
20 receipt showing the payment. Upon verification of the claim, the depart-  
21 ment shall transmit it to the state controller for payment from the Nevada  
22 beef promotion fund.

23 SEC. 12. NRS 356.087 is hereby amended to read as follows:

24 356.087 1. Except as provided in subsections 2 and 3, all interest  
25 paid on money belonging to the State of Nevada must be deposited in the  
26 state general fund.

27 2. At the end of each quarter of each fiscal year, the state treasurer  
28 shall:

29 (a) Compute the proportion of total deposits of state money pursu-  
30 ant to the provisions of this chapter which were attributable during the  
31 quarter to the state highway fund, the motor vehicle fund and the taxi-  
32 cab authority fund created by NRS 408.235, NRS 482.180 and NRS  
33 706.8825, respectively;

34 (b) Apply such proportion to the total amount of interest paid during  
35 that quarter to the state treasurer on deposits of state money; and

36 (c) Credit to the state highway fund and the taxicab authority fund an  
37 amount equal to the amount arrived at by the computation in paragraph  
38 (b).

39 3. The proportionate shares of the interest earned and received by:

40 (a) The dairy commission fund;

41 (b) The legislators' retirement fund;

42 (c) The public employees' retirement fund;

43 (d) The state permanent school fund;

44 (e) The silicosis and disabled pension fund;

45 (f) The wildlife account;

46 (g) The trust fund for the care of sites for the disposal of radioactive  
47 waste;

48 (h) The Colorado River resources fund, the Colorado River research  
49 and development fund, the Eldorado Valley development fund, the Fort  
50 Mohave Valley development fund and any other special revenue fund,

1 capital projects construction fund, trust fund, enterprise fund or agency  
2 fund for which the division of Colorado River resources of the depart-  
3 ment of energy is responsible; [and]

4 (i) *The beef promotion fund; and*

5 (j) *The fund for industrial development in counties having a population*  
6 *of 25,000 or less, created by chapter 621, Statutes of Nevada 1979,*  
7 *must be accounted for as separate income and assets of those respective*  
8 *funds and account.*

9 SEC. 13. NRS 561.109 is hereby repealed.

10 SEC. 14. The governor shall appoint the members of the Nevada beef  
11 council to terms as follows:

- 12 1. One member to a term ending June 30, 1982.
- 13 2. Two members to a term ending June 30, 1983.
- 14 3. Two members to a term ending June 30, 1984.

**S. B. 490**

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SENATE BILL NO. 490—COMMITTEE ON  
GOVERNMENT AFFAIRS

APRIL 2, 1981

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Referred to Committee on Natural Resources

**SUMMARY**—Provides state's consent to certain acquisitions of land in  
Tahoe basin by Federal Government. (BDR 26-1378)

**FISCAL NOTE:** Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: No.



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

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AN ACT relating to the acquisition of land by the Federal Government; providing the state's consent to acquisitions in the Tahoe basin on behalf of the United States Department of Agriculture; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,  
do enact as follows:*

- 1 SECTION 1. NRS 328.020 is hereby amended to read as follows:  
2 328.020 1. Consent of the State of Nevada is hereby given for the  
3 acquisition by the United States by purchase or otherwise of such lands  
4 within the :  
5 (a) Nevada and Toiyabe National Forests in the State of Nevada as in  
6 the opinion of the Secretary of Agriculture of the United States may be  
7 needed for the prevention or control of soil erosion or flood damage or  
8 to promote efficiency and economy of administration of such national  
9 forests.  
10 (b) *Tahoe basin as in the opinion of the Secretary of Agriculture may*  
11 *be needed for the protection of that basin.*  
12 2. The State of Nevada hereby reserves the right to tax persons and  
13 corporations and their property situate on the described lands pursuant  
14 to its tax and revenue laws. The state hereby retains its civil and criminal  
15 jurisdiction over all persons within or who may come within any of the  
16 lands, except as to offenses against the United States, and all such persons  
17 [shall] retain all their rights and privileges and shall perform their  
18 duties as citizens and inhabitants of the state according to its law.  
19 SEC. 2. Notwithstanding the provisions of NRS 328.140, any acqui-  
20 sition by the United States of any interest in real property within the  
21 Tahoe basin made on behalf of the United States Department of Agri-  
22 culture before the effective day of this act is hereby ratified and declared  
23 to have the consent of this state.  
24 SEC. 3. This act shall become effective upon passage and approval.



**A. J. R. 28**

ASSEMBLY JOINT RESOLUTION NO. 28—ASSEMBLYMEN REDELSPERGER, SCHOFIELD, BARENGO, BREMNER, POLISH, NICHOLAS, HORN, MELLO, BENNETT, HAYES, CHANEY, CAFFERATA, PRENGAMAN, KOVACS, DuBOIS, BRADY, BEYER, BERGEVIN, MARVEL, RUSK, PRICE, MAY, ROBINSON, BANNER, HAM, RHOADS, SADER, FOLEY, COULTER, GLOVER, THOMPSON, STEWART, JEFFREY, CRADDOCK, RACKLEY, DINI, WESTALL, MALONE AND HICKEY

MARCH 26, 1981

Referred to Committee on Economic Development and Natural Resources

SUMMARY—Urges Congress to refrain from establishing Desert Pupfish National Wildlife Refuge in Nevada. (BDR 1898)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: No.

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

ASSEMBLY JOINT RESOLUTION—Urging the Congress of the United States not to establish the Desert Pupfish National Wildlife Refuge in the State of Nevada.

- 1 WHEREAS, Senate Bill 41 of the 97th Congress was introduced in the
- 2 Senate of the United States on January 5, 1981, by Senator Cranston
- 3 of California; and
- 4 WHEREAS, Senate Bill 41 proposes the establishment of a national
- 5 wildlife refuge in Ash Meadows, Nevada, to protect the desert pupfish;
- 6 and
- 7 WHEREAS, The Federal Government already possesses 61.6 million
- 8 acres, or 87 percent, of the land in the State of Nevada; and
- 9 WHEREAS, Of the 40,000 acres proposed to be included in the Desert
- 10 Pupfish National Wildlife Refuge, approximately 15,000 acres are pri-
- 11 vately owned; and
- 12 WHEREAS, Senate Bill 41 proposes that the Federal Government
- 13 acquire the privately owned land within the boundaries of this proposed
- 14 refuge, and by doing so the relatively small amount of private lands in
- 15 Nevada would be further reduced; and
- 16 WHEREAS, The Federal Government already possesses approximately

1 97 percent of the land in Nye County, the proposed site for the refuge;  
2 and

3 WHEREAS, The Amargosa Desert, including Ash Meadows, is an area  
4 having great potentialities for agriculture, mining and industries which  
5 will contribute to the future economic health and self-sufficiency of south-  
6 ern Nevada; and

7 WHEREAS, The proposed 40,000-acre extent of the refuge is far in  
8 excess of the very limited area actually occupied by the desert pupfish;  
9 and

10 WHEREAS, The desert pupfish are adequately protected in the Devil's  
11 Hole portion of Death Valley National Monument; now, therefore, be it

12 *Resolved by the Assembly and Senate of the State of Nevada, jointly,*  
13 That this legislature urges the Congress of the United States not to  
14 establish the Desert Pupfish National Wildlife Refuge in the State of  
15 Nevada; and be it further

16 *Resolved,* That a copy of this resolution be immediately transmitted  
17 by the legislative counsel to each member of the Nevada congressional  
18 delegation, to each member of the Committee on Energy and Natural  
19 Resources of the United States Senate and to the United States Secretary  
20 of the Interior; and be it further

21 *Resolved,* That this resolution shall become effective upon passage and  
22 approval.

**S. J. R. 36**

**SENATE JOINT RESOLUTION NO. 36—COMMITTEE  
ON NATURAL RESOURCES**

**MAY 5, 1981**

**Referred to Committee on Natural Resources**

**SUMMARY—Urges United States Government to supply imported water to Nevada to compensate for taking land for "MX" missile system. (BDR 1870)**

**FISCAL NOTE: Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: No.**

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

**SENATE JOINT RESOLUTION—Urging the United States Government to supply water from the Pacific Northwest to Nevada in return for taking land and water for the "MX" missile system.**

- 1 WHEREAS, Relatively few sources of water are available to the people
- 2 of Nevada and many of these sources are now largely depleted or fully
- 3 appropriated for existing uses; and
- 4 WHEREAS, The northern part of Nevada is already experiencing serious
- 5 shortages of water, caused in part by policies of the Federal Government
- 6 in allocating water to various uses; and
- 7 WHEREAS, Whether or not the largest public works project in the his-
- 8 tory of the world, the "MX" missile system, is constructed in Nevada, the
- 9 southern part of the state will experience shortages of water during the
- 10 early part of the 21st century; and
- 11 WHEREAS, The behemoth "MX" project will use massive quantities of
- 12 water, and deplete any supplies which remain for allocation and use in
- 13 Nevada; and
- 14 WHEREAS, The Pacific Northwest is a wet region of the nation, having
- 15 one of North America's mightiest rivers, the Columbia, which carries
- 16 immense quantities of water into the Pacific Ocean each day, where it is
- 17 wasted; and
- 18 WHEREAS, If a small portion of the water of the Pacific Northwest were
- 19 diverted from the Columbia river basin, or another area of that region,
- 20 into Nevada to replace water taken from the state by the "MX" project,
- 21 the diverted water would provide some compensation to the people of
- 22 the state for the vast areas of land which will be made useless for recrea-
- 23 tion, agriculture, mining and other productive purposes; and
- 24 WHEREAS, The cost of a system to bring water from the Pacific North-
- 25 west to Nevada would be only a small fraction of the cost of the "MX"
- 26 system; now, therefore, be it

- 1 *Resolved by the Senate and Assembly of the State of Nevada, jointly,*
- 2 **That we call upon the Government of the United States to begin a project**
- 3 **to bring part of the excess water in the Pacific Northwest to meet the**
- 4 **needs of the people of Nevada and of the "MX" missile project; and be it**
- 5 **further**
- 6 *Resolved, That the legislative counsel is directed to transmit copies of*
- 7 *this resolution to the President of the United States, the Secretary of*
- 8 *Defense, the Secretary of the Interior, the head of the Bureau of Reclama-*
- 9 *tion in the Department of the Interior, and to each member of the Nevada*
- 10 *congressional delegation; and be it further*
- 11 *Resolved, That this resolution shall become effective upon passage and*
- 12 **approval.**

MEMORANDUM FOR THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA  
SUBJECT: EXCESS WATER IN THE PACIFIC NORTHWEST  
DATE: [illegible]

1. The following is a summary of the joint resolution of the Senate and Assembly of the State of Nevada, jointly, passed on [illegible] 1954, and approved by the Governor on [illegible] 1954.

2. The resolution calls upon the Government of the United States to begin a project to bring part of the excess water in the Pacific Northwest to meet the needs of the people of Nevada and of the "MX" missile project; and be it further

3. *Resolved, That the legislative counsel is directed to transmit copies of this resolution to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation; and be it further*

4. *Resolved, That this resolution shall become effective upon passage and approval.*

5. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

6. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

7. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

8. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

9. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

10. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

11. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.

12. The resolution is being transmitted to the President of the United States, the Secretary of Defense, the Secretary of the Interior, the head of the Bureau of Reclamation in the Department of the Interior, and to each member of the Nevada congressional delegation.



# NEVADA WILDLIFE FEDERATION, INC.

*An Affiliate of the National Wildlife Federation*

P. O. BOX 8022 / UNIVERSITY STATION / RENO, NEVADA 89507

## EXHIBIT G

May 4, 1981

Reference AB 222

The Honorable Norman D. Glaser, Chairman  
Natural Resources Committee  
Nevada State Legislature  
Legislative Building  
Carson City, Nv. 89710

Dear Senator Glaser,

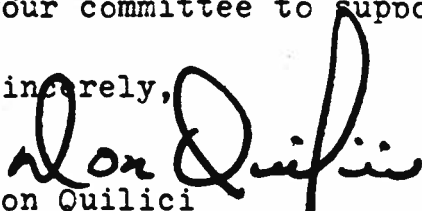
Proposed wildlife legislation that is now contained in AB 222 was reviewed by the Nevada Wildlife Federation membership and approved by our board of directors in annual meeting February 22, 1981.

Sportsmen groups including the Federation testified infavor of AB 222 before the Assembly Committee on Economic Development and Natural Resources, and offered several amendments. The bill as it now comes to your committee reflects that testimony.

Of primary interest to our members is supporting the civil penalty provisions of Section 2, and the reward program of Section 3. We do not see the wildlife program growing commensurate with the demands on the resources, therefore we feel enactment of AB 222 will be a deterrent to would-be violators of wildlife statutes.

We respectfully urge your committee to support passage of AB 222.

Sincerely,

  
Don Quilici  
Vice President



# NEVADA WILDLIFE FEDERATION, INC.

An Affiliate of the National Wildlife Federation

P. O. BOX 8022 / UNIVERSITY STATION / RENO, NEVADA 89507

## EXHIBIT H

May 4, 1981

Reference AB 219

The Honorable Norman D. Glaser, Chairman  
Natural Resources Committee  
Nevada State Legislature  
Legislative Building  
Carson City, Nv. 89710

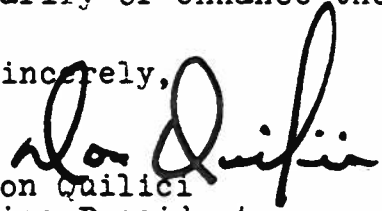
Dear Senator Glaser,

The Nevada Wildlife Federation membership was advised of the legislation proposed by the Board of Wildlife Commissioners, and the Federation's board of directors in annual meeting February 22, 1981 established a position on those proposals.

Our organization subsequently testified before the Assembly Committee On Economic Development and Natural Resources concerning AB 219 which covered part of the boards proposal. That testimony was basically in support of the bill, but offered two amendments. One proposed amendment was adopted by the Assembly, and the other which suggested changing Section 7, page 3, line 15 to read "visit or cause to be visited at least once each 72 hours" instead of the proposed 84 hour cycle was not adopted.

In light of the Assembly committee hearing and action, we would now respectfully recommend your committee's favorable action on AB 219, as this bill contains good proposals to clarify or enhance the wildlife statutes.

Sincerely,

  
Don Quilici  
Vice President