
SENATE BILL NO. 420—COMMITTEE ON FINANCE

(ON BEHALF OF THE DEPARTMENT OF ADMINISTRATION)

MARCH 24, 2003

Referred to Committee on Natural Resources

SUMMARY—Makes various changes relating to Division of Wildlife of State Department of Conservation and Natural Resources. (BDR 45-1254)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State: Yes.

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

AN ACT relating to wildlife; requiring the Division of Wildlife of the State Department of Conservation and Natural Resources and the Board of Wildlife Commissioners to periodically adjust fees to reflect increases or decreases in the Consumer Price Index; authorizing the Division under certain circumstances to suspend, revoke, or refuse to issue or renew any license, tag, permit, certificate or other document of a person who fails to pay a civil penalty timely; prohibiting certain persons from hunting certain upland game birds under certain circumstances; imposing and revising certain fees; creating the Wildlife Obligated Reserve Account in the State General Fund; requiring the Commission to adopt certain regulations; providing a penalty; and providing other matters properly relating thereto.

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



* S B 4 2 0 *

1 **Section 1.** Chapter 501 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2.** *As used in this title, "Consumer Price Index" means*
4 *the Consumer Price Index (All Items) published by the United*
5 *States Department of Labor.*

6 **Sec. 3. 1.** *For each fee imposed by the Commission the*
7 *amount of which is required by law to be adjusted to reflect*
8 *changes in the Consumer Price Index:*

9 (a) *The Division shall, not more often than once each year:*

10 (1) *Calculate to the nearest dollar, the change in the*
11 *amount of the fee necessary to reflect the aggregate increase or*
12 *decrease in the Consumer Price Index since the fee was last*
13 *adjusted; and*

14 (2) *Submit to the Commission a list of the changes.*

15 (b) *The Commission, upon the receipt of the list, shall consider*
16 *each fee on the list and:*

17 (1) *If the fee has been adjusted in the 24 months*
18 *immediately preceding receipt of the list, may adjust the fee by the*
19 *amount calculated by the Division; and*

20 (2) *If the fee has not been increased in the 24 months*
21 *immediately preceding the meeting, shall adjust the fee by the*
22 *amount calculated by the Division.*

23 2. *The Commission may adopt regulations necessary to carry*
24 *out its duties pursuant to this section.*

25 3. *The Division shall, not later than the fifth calendar day of*
26 *each regular session of the Legislature, submit to it a report of the*
27 *amounts of all fees imposed by the Commission, as adjusted*
28 *pursuant to this section.*

29 **Sec. 4.** NRS 501.181 is hereby amended to read as follows:

30 501.181 The Commission shall:

31 1. Establish broad policies for:

32 (a) The protection, propagation, restoration, transplanting,
33 introduction and management of wildlife in this state.

34 (b) The promotion of the safety of persons using or property
35 used in the operation of vessels on the waters of this state.

36 (c) The promotion of uniformity of laws relating to policy
37 matters.

38 2. Guide the Division in its administration and enforcement of
39 the provisions of this title and of chapter 488 of NRS by the
40 establishment of such policies.

41 3. Establish policies for areas of interest including:

42 (a) The management of big and small game mammals, upland
43 and migratory game birds, fur-bearing mammals, game fish, and
44 protected and unprotected mammals, birds, fish, reptiles and
45 amphibians.



- 1 (b) The control of wildlife depredations.
- 2 (c) The acquisition of lands, water rights and easements and
- 3 other property for the management, propagation, protection and
- 4 restoration of wildlife.
- 5 (d) The entry, access to, and occupancy and use of such
- 6 property, including leases of grazing rights, sales of agricultural
- 7 products and requests by the Administrator to the State Land
- 8 Registrar for the sale of timber if the sale does not interfere with the
- 9 use of the property on which the timber is located for wildlife
- 10 management or for hunting or fishing thereon.
- 11 (e) The control of nonresident hunters.
- 12 (f) The introduction, transplanting or exporting of wildlife.
- 13 (g) Cooperation with federal, state and local agencies on wildlife
- 14 and boating programs.
- 15 (h) The revocation of licenses issued pursuant to this title to any
- 16 person who is convicted of a violation of any provision of this title
- 17 or any regulation adopted pursuant thereto.
- 18 4. Establish regulations necessary to carry out the provisions of
- 19 this title and of chapter 488 of NRS, including:
- 20 (a) ~~[Regular and special seasons]~~ *Seasons* for hunting game
- 21 mammals and game birds, for hunting or trapping fur-bearing
- 22 mammals and for fishing, the daily and possession limits, the
- 23 manner and means of taking wildlife, including, but not limited to,
- 24 the sex, size or other physical differentiation for each species, and,
- 25 when necessary for management purposes, the emergency closing or
- 26 extending of a season, reducing or increasing of the bag or
- 27 possession limits on a species, or the closing of any area to hunting,
- 28 fishing or trapping. The regulations must be established after first
- 29 considering the recommendations of the Division, the county
- 30 advisory boards to manage wildlife and others who wish to present
- 31 their views at an open meeting. Any regulations relating to the
- 32 closure of a season must be based upon scientific data concerning
- 33 the management of wildlife. The data upon which the regulations
- 34 are based must be collected or developed by the Division.
- 35 (b) The manner of using, attaching, filling out, punching,
- 36 inspecting, validating or reporting tags.
- 37 (c) The delineation of game management units embracing
- 38 contiguous territory located in more than one county, irrespective of
- 39 county boundary lines.
- 40 (d) The number of licenses issued ~~[to nonresidents]~~ for big game
- 41 and, if necessary, other game species . ~~[for the regular and special~~
- 42 ~~seasons.]~~
- 43 5. Adopt regulations requiring the Division to make public,
- 44 before official delivery, its proposed responses to any requests by
- 45 federal agencies for its comment on drafts of statements concerning



1 the environmental effect of proposed actions or regulations affecting
2 public lands.

3 6. Adopt regulations:

4 (a) Governing the provisions of the permit required by NRS
5 502.390 and for the issuance, renewal and revocation of such a
6 permit.

7 (b) Establishing the method for determining the amount of an
8 assessment, and the time and manner of payment, necessary for the
9 collection of the assessment required by NRS 502.390.

10 7. Designate those portions of wildlife management areas for
11 big game mammals that are of special concern for the regulation of
12 the importation, possession and propagation of alternative livestock
13 pursuant to NRS 576.129.

14 **Sec. 5.** NRS 501.3855 is hereby amended to read as follows:

15 501.3855 1. In addition to the penalties provided for the
16 violation of any of the provisions of this title, every person who
17 unlawfully kills or possesses a big game mammal, bobcat, swan or
18 eagle is liable for a civil penalty of not less than \$250 nor more than
19 \$5,000.

20 2. For unlawful killing or possession of fish or wildlife not
21 included in subsection 1, the court may order the defendant to pay a
22 civil penalty of not less than \$25 nor more than \$1,000.

23 3. For hunting, fishing or trapping without a valid license, tag
24 or permit, the court may order the defendant to pay a civil penalty of
25 not less than \$50 nor more than \$250.

26 4. Every court, before whom a defendant is convicted of
27 unlawfully killing or possessing any wildlife, shall order the
28 defendant to pay the civil penalty in the amount stated in this section
29 for each mammal, bird or fish unlawfully killed or possessed. The
30 court shall fix the manner and time of payment.

31 5. The Division may attempt to collect all penalties and
32 installments that are in default in any manner provided by law for
33 the enforcement of a judgment.

34 6. *If a person who is ordered to pay a civil penalty pursuant*
35 *to this section fails to do so within 90 days after the date set forth*
36 *in the order, the Division may suspend, revoke, or refuse to issue*
37 *or renew any license, tag, permit, certificate or other document or*
38 *privilege otherwise available to the person pursuant to this title or*
39 *chapter 488 of NRS.*

40 7. Each court that receives money pursuant to the provisions of
41 this section shall forthwith remit the money to the Division which
42 shall deposit the money with the State Treasurer for credit to the
43 Wildlife Account in the State General Fund.



1 **Sec. 6.** Chapter 502 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 7 to 11, inclusive, of this
3 act.

4 **Sec. 7. 1.** *Except as otherwise provided in this section, it is*
5 *unlawful for any person to hunt any upland game bird, except*
6 *turkey and crow, unless at the time he is hunting he carries on his*
7 *person such documentation as the Division provides as proof that*
8 *he has paid to the Division, for the licensing period that includes*
9 *the time he is hunting, the fee required pursuant to this section.*

10 **2.** *The provisions of this section do not apply to a person who*
11 *is under the age of 12 years.*

12 **3.** *The documentation required pursuant to this section must*
13 *be sold by the Division, and persons authorized by the Division to*
14 *sell hunting licenses, for a fee, the base amount of which is \$10.*
15 *The actual amount of the fee must be adjusted at least every other*
16 *year, pursuant to section 3 of this act, to reflect changes in the*
17 *Consumer Price Index.*

18 **4.** *The Division shall determine the form of the*
19 *documentation.*

20 **Sec. 8.** *All money received pursuant to section 7 of this act*
21 *must be deposited with the State Treasurer for credit to the*
22 *Wildlife Account in the State General Fund. The Division shall*
23 *maintain separate accounting records for the receipt and*
24 *expenditure of that money. An amount not to exceed 10 percent of*
25 *that money may be used to reimburse the Division for the cost of*
26 *administering the program of documentation. This amount is in*
27 *addition to compensation allowed persons authorized to issue and*
28 *sell licenses.*

29 **Sec. 9. 1.** *Before the Division may undertake any project*
30 *using money received pursuant to section 7 of this act, it must*
31 *analyze the project and provide the Commission with*
32 *recommendations as to the need for the project and its feasibility.*

33 **2.** *Money received pursuant to section 7 of this act must be*
34 *used for projects approved by the Commission for the protection*
35 *and propagation of upland game birds and for the acquisition,*
36 *development and preservation of wetlands in this state.*

37 **Sec. 10.** *The Division shall, not later than the fifth calendar*
38 *day of each regular session of the Legislature, submit to it a report*
39 *summarizing any projects undertaken and the receipt and*
40 *expenditure of money and public benefits achieved by the program*
41 *for the sale of documentation to hunt any upland game bird,*
42 *except turkey and crow.*

43 **Sec. 11. 1.** *In addition to any fee charged and collected for*
44 *an annual hunting, trapping, fishing or combined hunting and*



1 *fishing license pursuant to NRS 502.240, a habitat conservation*
2 *fee must be paid.*

3 2. *The base amount of the habitat conservation fee is \$3, and*
4 *the actual amount of the fee must be adjusted at least every other*
5 *year, pursuant to section 3 of this act, to reflect changes in the*
6 *Consumer Price Index.*

7 3. *The Wildlife Obligated Reserve Account is hereby created*
8 *in the State General Fund. Revenue from the habitat conservation*
9 *fee must be accounted for separately, deposited with the State*
10 *Treasurer for credit to the Wildlife Obligated Reserve Account and*
11 *used by the Division for the purposes of wildlife habitat*
12 *rehabilitation and restoration. The interest and income earned on*
13 *the money in the Wildlife Obligated Reserve Account, after*
14 *deducting any applicable charges, must be credited to the Account.*

15 4. *The money in the Wildlife Obligated Reserve Account*
16 *remains in the Account and does not revert to the State General*
17 *Fund at the end of any fiscal year.*

18 **Sec. 12.** NRS 502.040 is hereby amended to read as follows:

19 502.040 1. The Commission shall adopt regulations
20 ~~regarding~~ *establishing:*

21 (a) *The procedures for applying to become a license agent.*

22 (b) The standards to be met by license agents in the performance
23 of their duties. ~~;~~

24 ~~(b)~~ (c) The requirements for the furnishing of surety bonds by
25 license agents. ~~;~~

26 ~~(e)~~ (d) The manner of remitting money to the Division. ~~;~~ ~~and~~

27 ~~(d)~~ (e) The manner of accounting for licenses, tags, stamps ,
28 ~~and~~ permits *and other documents* received, issued, sold or
29 returned.

30 A license agent's authority may be revoked by the Division for his
31 failure to abide by the regulations of the Commission. The agent
32 may appeal to the Commission for reinstatement.

33 2. *An application to become a license agent must be*
34 *accompanied by a fee for processing the application. The base*
35 *amount of the fee is \$100, and the actual amount of the fee must*
36 *be adjusted at least every other year, pursuant to section 3 of this*
37 *act, to reflect changes in the Consumer Price Index.*

38 3. A license agent designated by the Division is responsible for
39 the correct issuance of all licenses, tags, stamps , ~~and~~ permits *and*
40 *other documents* entrusted to him ~~;~~ and, so far as he is able, for
41 ensuring that no licenses are issued upon the false statement of an
42 applicant. Before issuing any license, the license agent shall satisfy
43 himself of the identity of the applicant and the place of his
44 residence, and may require any applicant to present proof of his
45 identity and residence.



1 ~~[3.]~~ 4. A license agent is responsible to the Division for the
2 collection of the correct and required fee, for the safeguarding of
3 the money collected by him ~~[.]~~ and for the prompt remission to the
4 Division for deposit in accordance with NRS 501.356 of all money
5 collected. The Division shall furnish to the license agent receipts for
6 all money which he remits to it. A license agent shall furnish a
7 receipt to the Division of all licenses, tags, stamps, ~~[or]~~ permits *and*
8 *other documents* which he receives from it.

9 ~~[4.]~~ 5. For each license, tag, stamp, ~~[or]~~ permit *or other*
10 *document* he sells, a license agent is entitled to receive a service fee
11 of:

12 (a) One dollar for each license, tag ~~[or permit,]~~ *permit or other*
13 *document*, in addition to the fee for the license, tag ~~[or permit,]~~ ,
14 *permit or other document*; and

15 (b) Ten cents for each stamp.

16 ~~[5.]~~ 6. Any person authorized to enforce this chapter may
17 inspect, during the license agent's normal business hours, any record
18 or document of the agent relating to the issuance of any such
19 license, *stamp*, tag ~~[or permit,]~~ *permit or other document*.

20 ~~[6.]~~ 7. All money collected by a license agent, except service
21 fees collected pursuant to subsection ~~[4.]~~ 5, is public money of the
22 State of Nevada, and the State has a prior claim for the amount of
23 money due it upon all assets of the agent over all creditors,
24 assignees or other claimants. The use of this money for private or
25 business transactions is a misuse of public ~~[funds]~~ *money* and
26 punishable under the laws provided.

27 **Sec. 13.** NRS 502.072 is hereby amended to read as follows:
28 502.072 The Division shall issue ~~[without charge]~~ any license
29 authorized under the provisions of this chapter, upon satisfactory
30 proof of the requisite facts *and payment of the appropriate fee set*
31 *forth in NRS 502.245*, to any bona fide resident of the State of
32 Nevada who has incurred a service-connected disability which is
33 considered to be 50 percent or more by the Department of Veterans
34 Affairs and has received upon severance from service an honorable
35 discharge or certificate of satisfactory service from the Armed
36 Forces of the United States.

37 **Sec. 14.** NRS 502.077 is hereby amended to read as follows:
38 502.077 1. The Division shall issue special fishing permits to
39 ~~[the administrative head of:~~

- 40 ~~—(a) Northern Nevada Adult Mental Health Services;~~
- 41 ~~—(b) Southern Nevada Adult Mental Health Services;~~
- 42 ~~—(c) The Northern Nevada Children's Home;~~
- 43 ~~—(d) The Southern Nevada Children's Home;~~
- 44 ~~—(e) The Nevada Youth Training Center;~~
- 45 ~~—(f) The Caliente Youth Center;~~



- 1 ~~—(g) The Spring Mountain Youth Camp;~~
2 ~~—(h) The China Spring Youth Camp;~~
3 ~~—(i) Any facility] each:~~
4 (a) *Public or private mental health facility or hospital that*
5 *provides mental health services;*
6 (b) *Public or private facility for the detention or correctional*
7 *care of juveniles;*
8 (c) *Rehabilitation center within a hospital;*
9 (d) *Facility or establishment that provides care for older*
10 *persons;*
11 (e) *Facility* which provides temporary foster care for children
12 who are not delinquent; and
13 ~~[(j) Such other public or charitable institutions or organizations~~
14 ~~as are designated by regulations adopted by the Commission, for use~~
15 ~~only by the members, patients or children of such institutions or~~
16 ~~organizations.]~~
17 (f) *Club or other social group operated for the benefit of*
18 *disadvantaged or at-risk children.*
19 2. The permits:
20 (a) Must be in the possession of the officer or employee *of the*
21 *organization* who is supervising a member, patient or child while he
22 is fishing.
23 (b) Authorize a member, patient or child to fish in a legal
24 manner if in the company of an officer or employee of one of the
25 ~~[institutions]~~ *organizations* listed in this section ~~[, or of an~~
26 ~~organization provided for by regulation,]~~ if the officer or employee
27 has a valid Nevada fishing license.
28 (c) Must be issued pursuant and subject to regulations
29 prescribed by the Commission.
30 (d) Must contain the words “Nevada Special Fishing Permit”
31 and the number of the permit printed on the face of the permit.
32 (e) May authorize no more than 15 members, patients or
33 children, respectively, to fish.
34 3. Each ~~[institution or]~~ organization shall pay to the Division
35 an annual fee ~~[of \$15],~~ *the base amount of which is \$25,* for each
36 permit issued to the ~~[institution or]~~ organization pursuant to this
37 section. *The actual amount of the fee must be adjusted at least*
38 *every other year, pursuant to section 3 of this act, to reflect*
39 *changes in the Consumer Price Index.* The Division shall not issue
40 more than two permits per year to each ~~[institution or]~~ organization.
41 4. It is unlawful for any person other than a member, patient or
42 child in one of these organizations ~~[or institutions]~~ to fish with a
43 permit issued by the Division pursuant to this section.



1 **Sec. 15.** NRS 502.130 is hereby amended to read as follows:

2 502.130 1. In addition to the regular hunting licenses and
3 trapping licenses provided for in this chapter, additional licenses, to
4 be known as tags, are required to hunt any deer, elk, antelope,
5 mountain sheep or bear.

6 2. Whenever it is determined by the Commission that it is
7 necessary for correct management:

8 (a) Tags also may be required to hunt, trap or fish for any other
9 species of wildlife. The ~~[tags may be used in any area in the State~~
10 ~~during the regular season and may not be limited in number or to~~
11 ~~any area, unless a special season has been designated in a~~
12 ~~management area, in which case the]~~ Commission may limit the
13 number of tags to be used in ~~[that]~~ a management area.

14 (b) Permits and seals may be required to hunt, trap, fish or to
15 possess any species of wildlife.

16 3. The Commission shall set the fee for all permits and seals
17 issued pursuant to paragraph (b) of subsection 2.

18 **Sec. 16.** NRS 502.145 is hereby amended to read as follows:

19 502.145 1. An owner, lessee or manager of private land in
20 this state may apply to the Division for the issuance to him of one or
21 more deer or antelope tags as provided in this section. The tags must
22 be issued as compensation for damage caused by deer or antelope to
23 the private land or to any improvements thereon.

24 2. An application made pursuant to this section must:

25 (a) Be made in the form prescribed by the Division;

26 (b) Establish to the satisfaction of the Division that the applicant
27 has sustained damage of the kind described in subsection 1; and

28 (c) Be accompanied by the fee charged for the tags pursuant to
29 NRS 502.250 and any fee charged for administrative costs.

30 3. The Division shall review the application, may conduct any
31 investigation it deems appropriate and, if it approves the application,
32 shall issue to the applicant not more than one tag for each 50
33 animals present on the private land owned, leased or managed by
34 the applicant. Both deer and antelope tags may be issued to an
35 applicant.

36 4. A tag issued as compensation for damage pursuant to this
37 section:

38 (a) May be used by the owner, lessee or manager of the private
39 land if he holds a valid Nevada hunting license, or may be sold by
40 that person to any holder of a valid Nevada hunting license at any
41 price mutually agreed upon;

42 (b) Except as otherwise provided in subparagraph (2) of
43 paragraph (c), ~~[of this subsection,]~~ must be used on the private land
44 or in the unit or units within the management area or areas in which
45 the private land is located; and



1 (c) May only be used during:
2 (1) The open season for the species for which the tag is
3 issued; or

4 (2) A ~~special~~ season prescribed by regulation of the
5 Commission for the use of such tags only on the private land.

6 5. As a condition of receiving a tag from the Division pursuant
7 to this section, an owner, lessee or manager who is lawfully in
8 control of private land that blocks access to adjacent public land
9 must provide access to the public land during the hunting season to
10 a person or hunting party with a tag for the purpose of hunting on
11 the public land.

12 6. Insofar as they are consistent with this section, the
13 provisions of this title and of the regulations adopted by the
14 Commission apply to the issuance and use of tags pursuant to this
15 section. The Commission:

16 (a) Shall by regulation establish the maximum number of tags
17 which may be issued annually by the Division pursuant to this
18 section, which must not exceed 1.5 percent of the total number of
19 deer and antelope tags which are authorized for issuance annually
20 throughout the State; and

21 (b) May adopt any other regulations it deems necessary to carry
22 out the provisions of this section.

23 7. The Administrator shall, not later than the fifth calendar day
24 of each regular session of the Legislature, submit to the Director of
25 the Legislative Counsel Bureau for distribution to the Legislature a
26 report summarizing the activities of the Division taken pursuant to
27 the provisions of this section during the preceding biennium,
28 including any problems associated with the issuance and use of tags
29 authorized by this section and any recommendations for correcting
30 those problems.

31 **Sec. 17.** NRS 502.148 is hereby amended to read as follows:

32 502.148 1. Except as otherwise provided in this subsection,
33 any person who wishes to apply for a restricted nonresident deer tag
34 pursuant to NRS 502.147 must complete an application on a form
35 prescribed and furnished by the Division. A licensed master guide
36 may complete the application for an applicant. The application must
37 be signed by the applicant and the master guide who will be
38 responsible for conducting the restricted nonresident deer hunt.

39 2. The application must be accompanied by a fee for the tag
40 ~~of~~, *the base amount of which is* \$300, plus any other fees which
41 the Division may require. The Commission shall establish the time
42 limits and acceptable methods for submitting such applications to
43 the Division. *The actual amount of the fee set forth in this*
44 *subsection must be adjusted at least every other year, pursuant to*



1 *section 3 of this act, to reflect changes in the Consumer Price*
2 *Index.*

3 3. Any application for a restricted nonresident deer tag which
4 contains an error or omission must be rejected and the fee for the tag
5 returned to the applicant.

6 4. A person who is issued a restricted nonresident deer tag is
7 not eligible to apply for any other deer tag issued in this state for the
8 same hunting season as that restricted nonresident deer hunt.

9 5. All fees collected pursuant to this section must be deposited
10 with the State Treasurer for credit to the Wildlife Account in the
11 State General Fund.

12 **Sec. 18.** NRS 502.175 is hereby amended to read as follows:

13 502.175 1. The Division shall contract with a private entity to
14 conduct a drawing and to award and issue the tags ~~{for a special~~
15 ~~season.}~~ *or permits as established by the Commission.* The drawing
16 must be conducted using a computer program that awards tags *or*
17 *permits* based on a random order of selection. The contract must
18 provide for the acquisition by the Division of the ownership of the
19 computer program at the end of the term of the contract. The
20 Division shall solicit bids for the contract pursuant to the provisions
21 of chapter 333 of NRS.

22 2. The Division shall:

23 (a) Provide to the private entity to whom a contract is awarded
24 pursuant to the provisions of subsection 1 any applications for tags,
25 *permits*, documents or other information required by the private
26 entity to conduct the drawing; and

27 (b) Otherwise cooperate with the private entity in conducting the
28 drawing.

29 3. As soon as practicable after the drawing is completed, the
30 private entity shall submit the results of the drawing to the Division.

31 4. If no private entity qualifies for the awarding of the contract
32 specified in subsection 1, the Division shall conduct a drawing to
33 award tags ~~{for a special season}~~ *or permits* in the manner set forth
34 in the regulations adopted by the Commission pursuant to the
35 provisions of subsection 5.

36 5. The Commission shall adopt regulations necessary to carry
37 out the provisions of this section, including regulations that
38 prescribe the manner in which the Division ~~{must}~~ *shall* conduct a
39 drawing specified in subsection 1 if no private entity qualifies for
40 the awarding of the contract.

41 **Sec. 19.** NRS 502.190 is hereby amended to read as follows:

42 502.190 1. Tags for hunting wildlife ~~{in regular season by~~
43 ~~nonresident hunters}~~ may be limited to a certain number in any
44 management area, which management area may include all of any



1 county, any portion of any county ~~[]~~ or any continuous area in
2 adjacent counties.

3 2. Whenever a limit is placed upon the number of tags
4 available to ~~[nonresident]~~ hunters in any management area , the
5 Commission shall determine the manner in which the tags are
6 issued, whether by lot or by sale to first applicants, the manner of
7 application, the manner of delivering the tags and other necessary
8 matters.

9 3. Whenever applications, money or tags and licenses are
10 entrusted to the mails , the Commission is not responsible for loss or
11 delay in the mails.

12 **Sec. 20.** NRS 502.200 is hereby amended to read as follows:

13 502.200 ~~[]~~ *Except as otherwise authorized pursuant to*
14 *regulations adopted by the Commission, it is unlawful for any*
15 ~~[nonresident]~~ hunter:

16 1. To obtain tags *or permits* for more than one management
17 area . ~~[in regular season.]~~

18 2. To use tags in any management area or at any time other
19 than at the time and place intended.

20 **Sec. 21.** NRS 502.210 is hereby amended to read as follows:

21 502.210 A duplicate tag may not be issued except as follows:

22 1. Upon receiving an affidavit of an applicant that a tag
23 previously issued has been lost , *stolen* or destroyed and upon
24 payment of a fee ~~[of \$5.]~~ , *the base amount of which is \$10*, the
25 Division shall issue a duplicate tag to the applicant.

26 2. Upon receiving an affidavit of an applicant that he has not
27 received the tag for which he applied and paid the required fee, the
28 Division may ~~[, not earlier than 7 days after the date on which the~~
29 ~~tag was mailed.]~~ issue a duplicate tag to the applicant upon payment
30 of a fee ~~[of \$5.]~~ , *the base amount of which is \$10*.

31 3. The provisions of this section do not affect the issuance of a
32 replacement tag pursuant to NRS 502.215.

33 4. *The actual amount of the fees established pursuant to this*
34 *section must be adjusted at least every other year, pursuant to*
35 *section 3 of this act, to reflect changes in the Consumer Price*
36 *Index.*

37 **Sec. 22.** NRS 502.240 is hereby amended to read as follows:

38 502.240 1. The Division shall issue annual licenses and
39 limited permits:

40 ~~[]~~ (a) To any person who has not attained his 16th birthday
41 and who has been a bona fide resident of the State of Nevada for 6
42 months immediately preceding his application for a license, upon
43 payment of ~~[\$5]~~ *a fee, the base amount of which is \$10*, for an
44 annual trapping license.



1 ~~[2.]~~ (b) Except as otherwise provided in NRS 502.245 and
2 504.390, to any person who has attained his 16th birthday and who
3 has been a bona fide resident of the State of Nevada for 6 months
4 immediately preceding his application for a license, upon the
5 payment of ~~[.]~~ a fee, the base amount of which is:

6	
7	For a fishing license [\$20] \$25
8	For a 1-day permit to fish..... [6] 8
9	For each consecutive day added to a 1-day permit
10	to fish [2] 3
11	For a hunting license [23] 29
12	For a combined hunting and fishing license [38] 48
13	For a trapping license [30] 38
14	For a fur dealer’s license [50] 63
15	For an annual master guide’s license [250] 300
16	For an annual subguide’s license [75] 95

17
18 ~~[3. To any person who has attained his 12th birthday but who~~
19 ~~has not attained his 16th birthday, and who is not a bona fide~~
20 ~~resident of the State of Nevada, upon the payment of \$8 for an~~
21 ~~annual fishing license, except for a fishing license to fish in the~~
22 ~~reciprocal waters of the Colorado River, Lake Mead and Lake~~
23 ~~Mohave, which annual license must cost a sum agreed upon by the~~
24 ~~Commission and the Arizona Game and Fish Commission, but not~~
25 ~~to exceed \$30.~~

26 ~~—4. Except as otherwise provided in subsection 3, to]~~

27 (c) To any person who is not a bona fide resident of the State of
28 Nevada, upon the payment of ~~[.]~~

29	
30	For a fishing license, except for a fishing license
31	to fish in the reciprocal waters of the Colorado
32	River, Lake Mead and Lake Mohave, which
33	license must cost a sum agreed upon by the
34	Commission and the Arizona Game and Fish
35	Commission, but not to exceed \$30 \$50]

36 a fee, the base amount of which is:

37	
38	<i>For an annual fishing license..... \$63</i>
39	For a 1-day permit to fish..... [11] 14
40	For each consecutive day added to a 1-day permit
41	to fish [4] 6
42	For a hunting license [110] 138
43	<i>For a combined hunting and fishing license 195</i>
44	For an annual trapper’s license [150] 188
45	For a fur dealer’s license [100] 125



1	For an annual master guide's license	500 \$625
2	For an annual subguide's license	150 188
3	For a 1-day permit to hunt upland game and	
4	waterfowl	15 19
5	For each consecutive day added to a 1-day permit	
6	to hunt upland game and waterfowl.....	5 7

7

8 ~~5~~ (d) To any person, without regard to residence, upon the

9 payment of ~~5~~ a fee, the base amount of which is:

10		
11	For a noncommercial license for the possession	
12	of live wildlife.....	5 \$15
13	For a commercial or private shooting preserve.....	100 125
14	For a commercial license for the possession of	
15	live wildlife	100 500
16	For a live bait dealer's permit	35 44
17	For a competitive field trials permit.....	25 31
18	For a permit to train dogs or falcons	5 15
19	For a 1-year falconry license.....	30 38
20	For a 3-year falconry license.....	75 94
21	For an importation permit	5 15
22	For an import eligibility permit.....	25 31
23	For an exportation permit.....	5 15
24	For any other special permit issued by the Division, a fee not	
25	to exceed 100 the highest fee established for any other	
26	special permit set by the Commission.	

27

28 **2. The actual amount of any fee set forth in this section must**

29 **be adjusted at least every other year, pursuant to section 3 of this**

30 **act, to reflect changes in the Consumer Price Index.**

31 **Sec. 23.** NRS 502.245 is hereby amended to read as follows:

32 502.245 1. The Division shall issue any hunting or fishing

33 license or combined hunting and fishing license authorized under

34 the provisions of this chapter, upon proof satisfactory of the

35 requisite facts and payment of the applicable fee, to any person who

36 has resided in this state:

37 (a) For the 6-month period immediately preceding the date of

38 his application for a license and:

- 39 (1) Has a severe physical disability; ~~or~~
- 40 (2) Has attained his 12th birthday but has not attained his
- 41 16th birthday;
- 42 (3) *Is a disabled veteran as set forth in NRS 502.072;*
- 43 (4) *Is a resident Native American as set forth in NRS*
- 44 *502.280; or*



1 (5) *Is a bona fide resident of the State of Nevada on active*
2 *duty in the Armed Forces of the United States, but not stationed in*
3 *this state, as set forth in NRS 502.290;* or

4 (b) Continuously for 5 years immediately preceding the date of
5 this application for a license and is 65 years of age or older.

6 2. The Division shall charge and collect ~~for such a:~~

7	
8	Hunting license..... \$4
9	Fishing license..... 4
10	Combined hunting and fishing license..... 7

11 *a fee, the base amount of which is:*

12	<i>For a hunting license</i> \$9
13	<i>For a fishing license.....</i> 9
14	<i>For a combined hunting and fishing license</i> 17

15
16 3. *The actual amount of any fee set forth in this section must*
17 *be adjusted at least every other year, pursuant to section 3 of this*
18 *act, to reflect changes in the Consumer Price Index.*

19 4. For the purposes of this section, "severe physical disability"
20 means a physical disability which materially limits the person's
21 ability to engage in gainful employment.

22 **Sec. 24.** NRS 502.250 is hereby amended to read as follows:

23 502.250 1. ~~Except as otherwise provided in this section, the~~
24 ~~following fees must be charged for tags:~~ *The base amount of the*
25 *fee that must be charged for the following tags is:*

26	
27	Resident deer tag for regular season..... \$15
28	Nonresident and alien deer tag for regular season 60] \$30
29	Resident antelope tag
30	Resident elk tag
31	Resident bighorn tag
32	Resident mountain goat tag.....
33	Resident mountain lion tag..... 25
34	<i>Nonresident deer tag</i> 240
35	<i>Nonresident antelope tag</i> 300
36	<i>Nonresident elk tag.....</i> 1,200
37	<i>Nonresident bighorn tag</i> 1,200
38	<i>Nonresident mountain goat tag</i> 1,200
39	<i>Nonresident mountain lion tag.....</i> 100

40
41 2. ~~Other~~ *The amount of the fee for other resident or*
42 *nonresident big game tags for special seasons must not exceed*
43 ~~\$50. Other nonresident big game tags for special seasons] must not~~
44 exceed ~~[\$1,000.~~



1 ~~3. Tags~~ *the highest fee for a resident or nonresident big*
2 *game tag established pursuant to this section.*
3 3. *The amount of the fee for a tag* determined to be necessary
4 by the Commission for other species pursuant to NRS 502.130 must
5 not exceed ~~[\$100.] the highest fee for a resident or nonresident tag~~
6 *established pursuant to this section.*
7 4. A fee ~~[not to exceed]~~ , *the base amount of which is* \$10 ,
8 may be charged for processing an application for a ~~[tag]~~ *game*
9 *species or permit* other than *an application for* an elk . ~~[tag.]~~ A fee
10 ~~[of not less than \$5 but not more than]~~ , *the base amount of which*
11 *is* \$15 , must be charged for processing an application for an elk .
12 ~~[tag. \$5 of which]~~ *Five dollars of the revenue from the fee for*
13 *processing an application for an elk* must be deposited with the
14 State Treasurer for credit to the Wildlife Account in the State
15 General Fund and used for the prevention and mitigation of damage
16 caused by elk or game mammals not native to this state.
17 5. *The actual amount of any fee set forth in this section must*
18 *be adjusted at least every other year, pursuant to section 3 of this*
19 *act, to reflect changes in the Consumer Price Index.*
20 6. The Commission may accept sealed bids for or auction not
21 more than 15 big game tags and not more than 5 wild turkey tags
22 each year. To reimburse the Division for the cost of managing
23 wildlife and administering and conducting the bid or auction, not
24 more than 18 percent of the total amount of money received from
25 the bid or auction may be deposited with the State Treasurer for
26 credit to the Wildlife Account in the State General Fund. Any
27 amount of money received from the bid or auction that is not so
28 deposited must be deposited with the State Treasurer for credit to
29 the Wildlife Heritage Trust Account in the State General Fund in
30 accordance with the provisions of NRS 501.3575.
31 ~~[6.]~~ 7. The Commission may by regulation establish an
32 additional drawing for big game tags, which may be entitled the
33 Partnership in Wildlife Drawing. To reimburse the Division for
34 the cost of managing wildlife and administering and conducting the
35 drawing, not more than 18 percent of the total amount of money
36 received from the drawing may be deposited with the State
37 Treasurer for credit to the Wildlife Account in the State General
38 Fund. Except as otherwise provided by regulations adopted by the
39 Commission pursuant to subsection ~~[7.]~~ 8, the money received by
40 the Division from applicants in the drawing who are not awarded
41 big game tags must be deposited with the State Treasurer for credit
42 to the Wildlife Heritage Trust Account in accordance with the
43 provisions of NRS 501.3575.



1 ~~[7-]~~ 8. The Commission may adopt regulations which authorize
2 the return of all or a portion of any fee collected from a person
3 pursuant to the provisions of this section.

4 **Sec. 25.** NRS 502.253 is hereby amended to read as follows:

5 502.253 1. In addition to any fee charged and collected
6 pursuant to NRS 502.250, a fee ~~[of]~~, *the base amount of which is*
7 \$3, must be charged for processing each application for a game tag .
8 ~~[, -the]~~ *The* revenue from ~~[which]~~ *this fee* must be accounted for
9 separately, deposited with the State Treasurer for credit to the
10 Wildlife Account in the State General Fund and used by the
11 Division for costs related to:

12 (a) Programs for the management and control of injurious
13 predatory wildlife;

14 (b) Wildlife management activities relating to the protection of
15 nonpredatory game animals, sensitive wildlife species and related
16 wildlife habitat;

17 (c) Conducting research, as needed, to determine successful
18 techniques for managing and controlling predatory wildlife,
19 including studies necessary to ensure effective programs for the
20 management and control of injurious predatory wildlife; and

21 (d) Programs for the education of the general public concerning
22 the management and control of predatory wildlife.

23 2. *The actual amount of the fee set forth in this section must*
24 *be adjusted at least every other year, pursuant to section 3 of this*
25 *act, to reflect changes in the Consumer Price Index.*

26 3. The Division ~~[of Wildlife]~~ is hereby authorized to expend a
27 portion of the money collected pursuant to ~~[subsection 1]~~ *this*
28 *section* to enable the State Department of Agriculture to develop
29 and carry out the programs described in subsection 1.

30 ~~[3-]~~ 4. The money in the Wildlife Account remains in the
31 Account and does not revert to the State General Fund at the end of
32 any fiscal year.

33 **Sec. 26.** NRS 502.280 is hereby amended to read as follows:

34 502.280 1. All resident ~~[Indians]~~ *Native Americans* of the
35 State of Nevada are ~~[exempt from the payment of fees]~~ *eligible* for
36 fishing and hunting licenses ~~[]~~ *upon payment of the appropriate*
37 *fees as set forth in NRS 502.245.*

38 2. When applying for ~~[free fishing and hunting licenses,~~
39 ~~resident Indians]~~ *a hunting or fishing license, a resident Native*
40 *American* of the State of Nevada shall exhibit ~~[to the county clerk~~
41 ~~or license agent written identification signed by an officer of the~~
42 ~~Bureau of Indian Affairs of the United States Department of the~~
43 ~~Interior, or]~~ *a document issued in this state by* the chairman of a
44 tribal council or chief of ~~[an Indian]~~ *a Native American* tribe, or an
45 officer of a reservation, colony or educational institution, stating that



1 the bearer is a resident ~~[Indian]~~ *Native American* of the State of
2 Nevada.

3 3. Before hunting for deer or big game off an Indian
4 reservation in this state, all resident ~~[Indians, otherwise exempt~~
5 ~~under subsection 1, shall]~~ *Native Americans must* secure resident
6 deer tags or other resident big game tags and pay the fee provided
7 therefor in NRS 502.250.

8 **Sec. 27.** NRS 502.290 is hereby amended to read as follows:

9 502.290 1. The Commission ~~[is authorized to]~~ *may* issue to
10 those persons serving in the Armed Forces of the United States who
11 are bona fide residents of the State of Nevada fishing or hunting
12 licenses, upon the payment of ~~[\$5]~~ *the appropriate fee set forth in*
13 *NRS 502.245* for each license, provided those persons requesting
14 the licenses are at the time on active duty in the Armed Forces of the
15 United States and are not stationed in the State of Nevada.

16 2. The Commission may require whatever proof it deems
17 necessary to determine whether such persons come within the
18 provisions of this section.

19 3. Any person who is guilty of giving false information to
20 obtain a license as provided in this section is guilty of a
21 misdemeanor.

22 **Sec. 28.** NRS 502.300 is hereby amended to read as follows:

23 502.300 1. Except as otherwise provided in subsection 2, it is
24 unlawful for any person to hunt any migratory game bird, except
25 jacksnipe, coot, gallinule, western mourning dove, white-winged
26 dove and band-tailed pigeon ~~[;]~~ unless at the time he is hunting he
27 carries on his person:

28 (a) An unexpired state duck stamp validated by his signature in
29 ink across the face of the stamp; or

30 (b) Such documentation as the Division provides ~~[via the~~
31 ~~Internet]~~ as proof that he has paid to the Division, for the licensing
32 period that includes the time he is hunting, the same fee as that
33 required pursuant to subsection 3 for the purchase of an unexpired
34 state duck stamp for that period.

35 2. The provisions of subsection 1 do not apply to a person who:

36 (a) Is under the age of 12 years; or

37 (b) Is 65 years of age or older.

38 3. Unexpired duck stamps must be sold for a fee ~~[of not more~~
39 ~~than \$5 each]~~, *the base amount of which is \$10*, by the Division
40 and by persons authorized by the Division to sell hunting licenses.
41 The Commission shall establish the price to be charged by the
42 Division or agents of the Division for expired duck stamps. ~~[, and~~
43 ~~the fee for unexpired duck stamps within the limit provided.]~~ *The*
44 *actual amount of the fee set forth in this subsection must be*



1 *adjusted at least every other year, pursuant to section 3 of this act,*
2 *to reflect changes in the Consumer Price Index.*

3 4. The Division shall determine the form of the stamps.

4 **Sec. 29.** NRS 502.326 is hereby amended to read as follows:

5 502.326 1. Except as otherwise provided in subsection 2, it is
6 unlawful for any person to take or possess trout unless at the time he
7 is fishing he carries on his person:

8 (a) An unexpired state trout stamp affixed to his fishing license
9 and validated by his signature in ink across the face of the stamp; or

10 (b) Such documentation as the Division provides ~~[via the~~
11 ~~Internet]~~ as proof that he has paid to the Division, for the licensing
12 period that includes the time he is fishing, the same fee as that
13 required pursuant to subsection 3 for the purchase of a state trout
14 stamp for that period.

15 2. The provisions of subsection 1 do not apply to a person who:

16 (a) Is under the age of 12; or

17 (b) Is fishing:

18 (1) Under the authority of a valid 1-day permit to fish or
19 during a consecutive day validly added to that permit; or

20 (2) In accordance with regulations adopted by the
21 Commission pursuant to subparagraph (2) of paragraph (e) of
22 subsection 1 of NRS 502.010.

23 3. State trout stamps must be sold for a fee ~~[of \$10 each]~~, *the*
24 *base amount of which is \$10*, by the Division and by persons
25 authorized by the Division to sell hunting, fishing and trapping
26 licenses. *The actual amount of this fee must be adjusted at least*
27 *every other year, pursuant to section 3 of this act, to reflect*
28 *changes in the Consumer Price Index.*

29 4. The Division shall determine the form of the stamps.

30 **Sec. 30.** NRS 502.350 is hereby amended to read as follows:

31 502.350 1. The Commission may authorize an instructor to
32 collect a fee ~~[of not more than]~~, *the base amount of which is \$5*,
33 from each person obtaining instruction in the responsibilities of
34 hunters.

35 2. The Commission may authorize the imposition of an
36 administrative fee ~~[of not more than]~~, *the base amount of which is*
37 *\$5*, for the issuance of a duplicate certificate of successful
38 completion of the course.

39 3. *The actual amount of any fee set forth in this section must*
40 *be adjusted at least every other year, pursuant to section 3 of this*
41 *act, to reflect changes in the Consumer Price Index.*

42 **Sec. 31.** NRS 502.370 is hereby amended to read as follows:

43 502.370 1. A license to practice taxidermy is required before
44 any person may perform taxidermal services for others on any
45 wildlife or their parts, nests or eggs.



1 2. Annual licenses ~~for the term of 1 year from July 1 to June~~
2 ~~30~~ must be issued by the Division ~~for the following fees:~~ *to*
3 *applicants who satisfy the requirements established by the Division*
4 *and pay a fee, the base amount of which is:*

- 5
- 6 Fee to practice commercial taxidermy ~~[\$35]~~ \$44
- 7 Fee to practice noncommercial taxidermy ~~[\$]~~ 20
- 8

9 *The actual amount of any fee set forth in this section must be*
10 *adjusted at least every other year, pursuant to section 3 of this act,*
11 *to reflect changes in the Consumer Price Index.*

12 3. Any person who wishes to obtain a license to practice
13 taxidermy must apply for the license on an application form
14 provided by the Division. The applicant must provide such
15 information on the form as the Commission may require by
16 regulation.

17 4. The Commission may adopt regulations governing the
18 licensing of taxidermists and the practice of taxidermy, including:

- 19 (a) The receipt, possession, transportation, identification,
20 purchase and sale of wildlife or parts thereof to be or which have
21 been processed by a taxidermist;
- 22 (b) The maintenance and submission of written records; and
- 23 (c) Any other matter concerning the practice, conduct and
24 operating procedures of taxidermists as the Commission may deem
25 necessary.

26 5. A person who is authorized to enforce the provisions of this
27 title may enter the facilities of a licensee at any reasonable hour and
28 inspect his operations and records.

29 6. If a licensee is convicted of a violation of any provision of
30 this title or the regulations adopted by the Commission, the
31 Commission may revoke his license and may refuse to issue another
32 license to him for a period not to exceed 5 years.

33 7. The provisions of this section do not apply to institutions of
34 learning of this state or of the United States, or to research activities
35 conducted exclusively for scientific purposes, or for the
36 advancement of agriculture, biology or any of the sciences.

37 **Sec. 32.** NRS 502.390 is hereby amended to read as follows:
38 502.390 1. Any:

- 39 (a) Person who develops or maintains an artificial or man-made
40 body of water, other than a body of water maintained for
41 agricultural or recreational purposes, containing chemicals or
42 substances in quantities which, with the normal use of the body of
43 water, causes or will cause the death of any wildlife; or



1 (b) Operator of a mining operation which develops or maintains
2 an artificial body of water containing chemicals directly associated
3 with the processing of ore,
4 must first obtain a permit from the Division authorizing the
5 development or maintenance of the body of water.

6 2. Within 30 working days after receiving an application for a
7 permit, the Division shall issue the permit or deny the application
8 and list the reasons for denial. An applicant may appeal the denial of
9 a permit to the Commission. A permit may be valid for up to 5
10 years. The ~~[Commission may establish]~~ *applicant must pay* a fee for
11 a permit ~~[of not more than \$100]~~, *the base amount of which is*
12 *\$125 per year [;], except that the base amount of a fee for a permit*
13 *issued for period of less than 6 months in duration is \$68. The*
14 *actual amount of any fee set forth in this section must be adjusted*
15 *at least every other year, pursuant to section 3 of this act, to reflect*
16 *changes in the Consumer Price Index.*

17 3. Upon the transfer of ownership of any artificial or man-made
18 body of water as to which a permit issued pursuant to this section is
19 in force at the time of the transfer, the permit remains in effect for
20 30 days after the transfer of ownership.

21 4. A person holding a permit issued pursuant to this section
22 shall, in addition to the fee for the permit, pay to the Division an
23 assessment. The amount of the assessment must be determined
24 pursuant to regulations adopted by the Commission. The assessment
25 must be no more than \$10,000 per year for each permit.

26 5. Any person who fails to obtain a permit or pay an
27 assessment as required by this section and the regulations adopted
28 pursuant thereto or who fails to comply with the provisions of a
29 permit is guilty of a misdemeanor for the first offense and a gross
30 misdemeanor for any subsequent offense.

31 6. As used in this section:

32 (a) "Mining operation" means any activity conducted in this
33 state by a person on or beneath the surface of land for the purpose
34 of, or in connection with, the development or extraction of any
35 mineral.

36 (b) "Operator" means any person who owns, controls or
37 manages a mining operation.

38 **Sec. 33.** NRS 503.290 is hereby amended to read as follows:

39 503.290 1. Except as otherwise provided in subsection 2, it is
40 unlawful for any person to fish in or from any of the waters of the
41 State of Nevada for any fish of any species in any manner other than
42 with hook and line attached to a rod or reel closely attended in the
43 manner known as angling. Only one combination of hook, line and
44 rod must be used by one person at any time, except that a second



1 combination of hook, line and rod may be used by a person if the
2 person:

3 (a) Purchases from the Division or a license agent of the
4 Division a stamp , ~~for~~ permit *or such documentation as may be*
5 *provided by the Division* for a second rod;

6 (b) Uses the rod in the manner prescribed in this section; and

7 (c) Has in his possession a valid fishing license, combined
8 hunting and fishing license or permit to fish issued to him by the
9 Division ~~for~~ , *or such documentation as the Division provides as*
10 *proof that he has paid to the Division, for the licensing period that*
11 *includes the time he is fishing, the fee required pursuant to this*
12 *section.*

13 The *base amount of the* fee for the stamp , ~~for~~ permit *or*
14 *documentation* is \$10, and *the stamp, permit or documentation* is
15 valid only for the period for which it is issued. *The actual amount*
16 *of the fee must be adjusted at least every other year, pursuant to*
17 *section 3 of this act, to reflect changes in the Consumer Price*
18 *Index.*

19 2. The Commission may by regulation authorize other methods
20 for taking fish. Frogs may be taken by spear, bow and arrow, hook
21 and line or by other methods authorized by the Commission's
22 regulation.

23 3. For the purposes of this section, "hook" includes not more
24 than three baited hooks, not more than three fly hooks or not more
25 than two plugs or similar lures. No more than two such plugs or
26 lures, irrespective of the number of hooks or attractor blades
27 attached thereto, may be attached to the line.

28 **Sec. 34.** NRS 503.425 is hereby amended to read as follows:

29 503.425 1. Before a person may use any vacuum or suction
30 dredge equipment in any river, stream or lake of this state, he must
31 submit an application to the Division. The application must be
32 accompanied by a fee ~~of \$5~~ , *the base amount of which is \$15,*
33 and must specify the type and size of equipment to be used and its
34 location. If the Division determines that the operations will not be
35 deleterious to fish , it shall issue a permit to the applicant. *The*
36 *actual amount of the fee set forth in this section must be adjusted*
37 *at least every other year, pursuant to section 3 of this act, to reflect*
38 *changes in the Consumer Price Index.*

39 2. A permit issued pursuant to subsection 1 does not authorize
40 the recipient to use any equipment in any navigable body of water
41 unless the recipient has obtained the appropriate permit for such a
42 use from the State Land Registrar.

43 3. It is unlawful for any person to:

44 (a) Conduct dredging operations without securing a permit
45 pursuant to subsection 1;



1 (b) Operate any equipment other than that specified in the
2 permit; or

3 (c) Conduct a dredging operation outside the area designated on
4 the permit.

5 **Sec. 35.** NRS 503.452 is hereby amended to read as follows:

6 503.452 Each trap, snare or similar device used in the taking of
7 wild mammals may bear a number registered with the Division or be
8 permanently marked with the name and address of the owner or
9 trapper using it. If a trap is registered, the registration is permanent.
10 ~~[A] The base amount of the registration fee [of \$5] is \$10. The~~
11 ~~actual amount of the fee must be adjusted at least every other year,~~
12 ~~pursuant to section 3 of this act, to reflect changes in the~~
13 ~~Consumer Price Index. The registration fee~~ for each registrant is
14 payable only once, at the time the first trap, snare or similar device
15 is registered.

16 **Sec. 36.** NRS 503.650 is hereby amended to read as follows:

17 503.650 Nothing in this title:

18 1. Prohibits any person, upon the written permit of the
19 Division, from taking, killing, possessing or banding any species of
20 wildlife, or collecting the nest or eggs thereof, for strictly scientific
21 or educational purposes, the number and species of wildlife to be
22 limited by the Division.

23 2. Prevents shipping into any other county or state, under a
24 written permit issued by the Division, any wildlife for scientific or
25 educational purposes.

26 The *base amount of the* fee for a permit to collect wildlife for
27 scientific or educational purposes is ~~[\$5.]~~ \$50. *The actual amount*
28 *of the fee must be adjusted at least every other year, pursuant to*
29 *section 3 of this act, to reflect changes in the Consumer Price*
30 *Index.*

31 **Sec. 37.** NRS 504.320 is hereby amended to read as follows:

32 504.320 ~~[1. Before any shooting may be done on such~~
33 ~~commercial or private shooting preserve, the licensee must advise~~
34 ~~the Division, in writing, of the number of each species of upland~~
35 ~~game bird reared, purchased or acquired for liberation, and request,~~
36 ~~and receive in writing, a shooting authorization which states the~~
37 ~~number of each species which may be taken by shooting.~~

38 ~~—2. Birds must be at least 8 weeks of age, full winged, and in a~~
39 ~~condition to go wild before liberation. Before release, all birds must~~
40 ~~be banded with legbands, the specifications of which must be~~
41 ~~determined by commission regulation. Legbands must remain with~~
42 ~~the birds and not be removed until the birds are utilized by the~~
43 ~~hunter.~~



1 ~~3. The licensee, or with his written permit the holder thereof,~~
2 ~~may take such upland game bird from such licensed preserve by~~
3 ~~shooting only, from August 1 to April 30, inclusive.~~

4 ~~4. Permits to hunt on such licensed preserve may be used only~~
5 ~~on the date of issuance, and the hunter must carry the permit on his~~
6 ~~person at all times while on the area and while in possession of birds~~
7 ~~taken on such area.]~~ *The Commission may establish rules and*
8 *regulations governing the species of upland game birds that may*
9 *be taken on a commercial or private shooting preserve.*

10 **Sec. 38.** NRS 504.390 is hereby amended to read as follows:

11 504.390 1. As used in this section, unless the context requires
12 otherwise, "guide" means to assist another person in hunting wild
13 mammals or wild birds and fishing and includes the transporting of
14 another person or his equipment to hunting and fishing locations
15 within a general hunting and fishing area whether or not the guide
16 determines the destination or course of travel.

17 2. Every person who provides guide service for compensation
18 or provides guide service as an incidental service to customers of
19 any commercial enterprise, whether a direct fee is charged for the
20 guide service or not, ~~shall~~ *must* obtain a master guide license from
21 the Division. Such a license must not be issued to any person who
22 has not reached 21 years of age.

23 3. Each person who assists a person who is required to have a
24 master guide license and acts as a guide in the course of that activity
25 ~~shall~~ *must* obtain a subguide license from the Division. Such a
26 license must not be issued to any person who has not reached 18
27 years of age.

28 4. Fees for master guide and subguide licenses must be as
29 provided in NRS 502.240.

30 5. Any person who desires a master guide license must apply
31 for the license on a form prescribed and furnished by the Division.
32 The application must contain the social security number of the
33 applicant and such other information as the Commission may
34 require by regulation. If that person was not licensed as a master
35 guide during the previous licensing year, his application must be
36 accompanied by a ~~fee of \$500, which is not refundable.]~~
37 *nonrefundable fee, the base amount of which is \$500. The actual*
38 *amount of the fee must be adjusted at least every other year,*
39 *pursuant to section 3 of this act, to reflect changes in the*
40 *Consumer Price Index.*

41 6. Any person who desires a subguide license must apply for
42 the license on a form prescribed and furnished by the Division.

43 7. If the holder of a master guide license operates with pack or
44 riding animals, he shall also have a grazing or special use permit if
45 he operates in any area where such a permit is required.



* S B 4 2 0 *

1 8. The holder of a master guide license shall maintain records
2 of the number of hunters and fishermen served, and any other
3 information which the Division may require concerning fish and
4 game taken by such persons. Such information must be furnished to
5 the Division on request.

6 9. If any licensee under this section, or person served by a
7 licensee, is convicted of a violation of any provision of this title or
8 chapter 488 of NRS, the Commission may revoke the license of the
9 licensee and may refuse issuance of another license to the licensee
10 for a period not to exceed 5 years.

11 10. The Commission may adopt regulations covering the
12 conduct and operation of a guide service.

13 11. The Division may issue master guide and subguide licenses
14 to be valid only in certain districts in such a manner as may be
15 determined by the regulations of the Commission.

16 **Sec. 39.** NRS 488.035 is hereby amended to read as follows:

17 488.035 As used in this chapter, unless the context otherwise
18 requires:

19 1. "Commission" means the Board of Wildlife Commissioners.

20 2. *"Consumer Price Index" has the meaning ascribed to it in*
21 *section 2 of this act.*

22 3. "Flat wake" means the condition of the water close astern a
23 moving vessel that results in a flat wave disturbance.

24 ~~3.~~ 4. "Legal owner" means a secured party under a security
25 agreement relating to a vessel or a renter or lessor of a vessel to the
26 State or any political subdivision of the State under a lease or an
27 agreement to lease and sell or to rent and purchase which grants
28 possession of the vessel to the lessee for a period of 30 consecutive
29 days or more.

30 ~~4.~~ 5. "Motorboat" means any vessel propelled by machinery,
31 whether or not the machinery is the principal source of propulsion.

32 ~~5.~~ 6. "Operate" means to navigate or otherwise use a
33 motorboat or a vessel.

34 ~~6.~~ 7. "Owner" means:

35 (a) A person having all the incidents of ownership, including the
36 legal title of a vessel, whether or not he lends, rents or pledges the
37 vessel; and

38 (b) A debtor under a security agreement relating to a
39 vessel.

40 "Owner" does not include a person defined as a "legal owner" under
41 subsection ~~3.~~ 4.

42 ~~7.~~ 8. "Prohibited substance" has the meaning ascribed to it in
43 NRS 484.1245.

44 ~~8.~~ 9. "Registered owner" means the person registered by the
45 Commission as the owner of a vessel.



1 ~~[9.]~~ 10. A vessel is "under way" if it is adrift, making way ~~[.]~~
2 or being propelled, and is not aground, made fast to the shore, or
3 tied or made fast to a dock or mooring.

4 ~~[10.]~~ 11. "Vessel" means every description of watercraft, other
5 than a seaplane on the water, used or capable of being used as a
6 means of transportation on water.

7 ~~[11.]~~ 12. "Waters of this state" means any waters within the
8 territorial limits of this state.

9 **Sec. 40.** NRS 488.075 is hereby amended to read as follows:

10 488.075 1. The owner of each motorboat requiring
11 numbering by this state shall file an application for a number and for
12 a certificate of ownership with the Division of Wildlife of the State
13 Department of Conservation and Natural Resources on forms
14 approved by it accompanied by:

15 (a) Proof of payment of Nevada sales or use tax as evidenced by
16 proof of sale by a Nevada dealer or by a certificate of use tax paid
17 issued by the Department of Taxation, or by proof of exemption
18 from those taxes as provided in NRS 372.320.

19 (b) Such evidence of ownership as the Division of Wildlife may
20 require.

21 The Division of Wildlife shall not issue a number, a certificate of
22 number or a certificate of ownership until this evidence is presented
23 to it.

24 2. The application must be signed by the owner of the
25 motorboat and must be accompanied by a fee ~~[of \$15]~~, *the base*
26 *amount of which is \$20*, for the certificate of ownership and a fee
27 according to the following schedule as determined by the straight
28 line length which is measured from the tip of the bow to the back of
29 the transom of the motorboat:

30	
31	Less than 13 feet..... [\$10] \$20
32	13 feet or more but less than 18 feet [\$5] 25
33	18 feet or more but less than 22 feet [\$30] 40
34	22 feet or more but less than 26 feet [\$45] 55
35	26 feet or more but less than 31 feet [\$60] 75
36	31 feet or more [\$75] 100
37	

38 Except as otherwise provided in this subsection, all fees received by
39 the Division of Wildlife under the provisions of this chapter must be
40 deposited in the Wildlife Account in the State General Fund and
41 may be expended only for the administration and enforcement of the
42 provisions of this chapter. On or before December 31 of each year,
43 the Division of Wildlife shall deposit with the respective county
44 school districts 50 percent of each fee collected according to the
45 motorboat's length for every motorboat registered from their



1 respective counties. Upon receipt of the application in approved
2 form, the Division of Wildlife shall enter the application upon the
3 records of its office and issue to the applicant a certificate of number
4 stating the number awarded to the motorboat, a certificate of
5 ownership stating the same information and the name and address of
6 the registered owner and the legal owner.

7 3. A certificate of number may be renewed each year by the
8 purchase of a validation decal. The fee for a validation decal is
9 determined by the straight line length of the motorboat and is
10 equivalent to the fee set forth in the schedule provided in subsection
11 2. The *base amount of the* fee for issuing a duplicate validation
12 decal is ~~[\$10.]~~ \$20.

13 4. The owner shall paint on or attach to each side of the bow of
14 the motorboat the identification number in such manner as may be
15 prescribed by regulations of the Commission in order that the
16 number may be clearly visible. The number must be maintained in
17 legible condition.

18 5. The certificate of number must be ~~[pocket size and must be]~~
19 available at all times for inspection on the motorboat for which
20 issued, whenever the motorboat is in operation.

21 6. The Commission shall provide by regulation for the issuance
22 of numbers to manufacturers and dealers which may be used
23 interchangeably upon motorboats operated by the manufacturers and
24 dealers in connection with the demonstration, sale or exchange of
25 those motorboats. The *base amount of the* fee for each such *a*
26 number is ~~[\$15.]~~ \$20.

27 7. *The actual amount of any fee set forth in this section must*
28 *be adjusted at least every other year, pursuant to section 3 of this*
29 *act, to reflect changes in the Consumer Price Index.*

30 **Sec. 41.** NRS 488.115 is hereby amended to read as follows:

31 488.115 ~~[1.]~~ The Division of Wildlife of the State
32 Department of Conservation and Natural Resources may award any
33 certificate of number directly or may authorize any person to act as
34 agent for the awarding thereof. If a person accepts the authorization,
35 he may be assigned a block of numbers and certificates therefor
36 which upon award, in conformity with the provisions of this chapter
37 and with any regulations of the Commission, is valid as if awarded
38 directly by the Division of Wildlife. At the time an agent forwards
39 the money collected to the Division of Wildlife, he may retain ~~[\$0~~
40 ~~cents]~~ \$1 per certificate of number.

41 ~~[2. All records of the Division of Wildlife made or kept~~
42 ~~pursuant to this section are public records.]~~

43 **Sec. 42.** NRS 488.1795 is hereby amended to read as follows:

44 488.1795 Upon receipt of a properly endorsed certificate of
45 ownership and the certificate of number of any motorboat, the



1 transferee shall within 10 days file the certificates accompanied by a
2 fee ~~[of \$5]~~, *the base amount of which is \$20*, with the Division of
3 Wildlife of the State Department of Conservation and Natural
4 Resources and thereby make application for a new certificate of
5 ownership and a new certificate of number. *The actual amount of*
6 *the fee must be adjusted at least every other year, pursuant to*
7 *section 3 of this act, to reflect changes in the Consumer Price*
8 *Index.*

9 **Sec. 43.** NRS 488.261 is hereby amended to read as follows:
10 488.261 1. The Division of Wildlife of the State Department
11 of Conservation and Natural Resources may issue to any person a
12 permit to place a mooring buoy in the nonnavigable waters of this
13 state. The Division of Wildlife shall charge and collect a fee in the
14 amount set by the Commission for each permit issued pursuant to
15 this subsection. Unless suspended or revoked by the Division of
16 Wildlife, a permit issued pursuant to this subsection is valid through
17 December 31 of the year in which it is issued. Such a permit may be
18 renewed annually by paying the fee set by the Commission on or
19 before January 1 of each year.

20 2. The Division of Wildlife may issue a permit for the
21 temporary placement of a buoy, other than a navigational aid, for
22 practice courses or marine events. The Division of Wildlife shall
23 charge and collect a fee in the amount set by the Commission for
24 each permit issued pursuant to this subsection. Unless suspended or
25 revoked by the Division of Wildlife, a permit issued pursuant to this
26 subsection is valid for the period indicated on the face of the permit
27 , which must not exceed 6 months.

28 3. The Commission shall adopt by regulation fees for:
29 (a) The issuance and renewal of permits for mooring buoys
30 pursuant to subsection 1 , *the base amount of* which ~~[must not be~~
31 ~~more than]~~ *is* \$100 for each buoy per year.

32 (b) The issuance of permits for the temporary placement of
33 buoys for practice courses or marine events pursuant to subsection 2
34 , *the base amount of* which ~~[must not be more than]~~ *is* \$50 per
35 buoy.

36 *The actual amount of a fee established pursuant to this section*
37 *must be adjusted at least every other year, pursuant to section 3 of*
38 *this act, to reflect changes in the Consumer Price Index.*

39 4. The Commission may:
40 (a) Adopt such regulations as are necessary to carry out the
41 provisions of NRS 488.257 to 488.285, inclusive; and
42 (b) Establish a schedule of administrative fines for the violation
43 of those regulations which may be assessed in addition to any
44 criminal penalties for the same act.



1 5. The Division of Wildlife is responsible for the enforcement
2 of the laws of this state governing mooring buoys and may:
3 (a) Revoke or suspend a permit for a mooring buoy issued
4 pursuant to subsection 1 or 2 or by the Division of State Lands if:
5 (1) The person responsible for the buoy fails to comply with
6 all applicable statutes and regulations concerning the buoy; or
7 (2) The buoy becomes a hazard to navigation.
8 (b) Remove any mooring buoy determined to be unlawfully
9 placed.
10 6. This section does not require an agency of this state or the
11 United States Government to obtain written authorization to place,
12 move, remove, destroy or tamper with buoys or navigational aids on
13 the navigable waters of this state.
14 **Sec. 44.** NRS 501.080, 501.085 and 502.230 are hereby
15 repealed.
16 **Sec. 45.** 1. This section becomes effective on July 1, 2003.
17 2. Sections 1, 2 and 3 of this act become effective on July 1,
18 2003, for the purpose of adopting regulations and on January 1,
19 2004, for all other purposes.
20 3. Sections 12 and 37 of this act become effective on July 1,
21 2003, for the purpose of adopting regulations and on March 1, 2004,
22 for all other purposes.
23 4. Sections 4, 5, 15 to 20, inclusive, and 39 to 44, inclusive, of
24 this act become effective on January 1, 2004.
25 5. Sections 6 to 11, inclusive, 13, 14, 21 to 36, inclusive, and
26 38 of this act become effective on March 1, 2004.
27 6. Section 38 of this act expires by limitation on the date on
28 which the provisions of 42 U.S.C. § 666 requiring each state to
29 establish procedures under which the state has authority to withhold
30 or suspend, or to restrict the use of professional, occupational and
31 recreational licenses of persons who:
32 (a) Have failed to comply with a subpoena or warrant relating to
33 a procedure to determine the paternity of a child or to establish or
34 enforce an obligation for the support of a child; or
35 (b) Are in arrears in the payment for the support of one or more
36 children,
37 are repealed by the Congress of the United States.

TEXT OF REPEALED SECTIONS

501.080 "Regular season" defined. As used in this title,
"regular season" means an open season for which tags are placed on



general sale without limit as to the number of resident hunters who may participate, and which shall be statewide in extent, except for variation in date between districts or the reservation of any area for special management as a special season. The number of nonresident tags may be limited by district in a regular season.

501.085 "Special season" defined. As used in this title, "special season" means an open season for which tags are placed on restricted sale to residents and nonresidents, whereby only a certain number may be issued, as determined by lot or otherwise. Special seasons are those designed for special management or control not possible in regular seasons.

502.230 Issuance of deer tag to nonresident owner of land within State: Conditions.

1. A nonresident deer tag for regular season may be issued to any nonresident of this state or to the immediate members of such nonresident's family, as a bona fide owner of land within this state, for the privilege to hunt upon that land to which he has title, if not less than 75 percent of all land belonging to him in the State of Nevada and upon which he proposes to hunt is open to the public for hunting.

2. Such nonresident may hunt deer during the same periods and subject to the same limitations as may be allowed or imposed upon residents of Nevada in connection with such hunting if such nonresident has first obtained a nonresident hunting license.

3. A nonresident deer tag for the regular season may be issued by the Division only upon proof of the applicant's title to certain lands within this state. The Commission shall adopt and promulgate regulations establishing requirements for obtaining tags, including a determination that the land proposed for hunting is deer habitat.

4. Such nonresident deer tag for the regular season may be issued only upon payment of the regular nonresident fee and is valid for use only on the land owned and described, and such nonresident deer tag for the regular season must indicate "nonresident landowner."

