

**STATE OF NEVADA
NEVADA DEPARTMENT OF WILDLIFE
NEVADA BOARD OF WILDLIFE COMMISSION**

**NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED
REGULATIONS**

The Nevada Department of Wildlife is proposing the adoption of regulations pertaining to Chapters 502 and 503 of the Nevada Administrative Code. A workshop will be held during the Board of Wildlife Commissioners Meeting at 10:00 am on Friday, May 3, 2024. The meeting will be held at the Washoe County Administrative Complex, Building A, Commission Chambers, 1001 E. Ninth Street, Reno, NV 89512. A Zoom link is provided below for those individuals that are unable to attend in person.

If you wish to make public comment, please use this link for Friday, May 3, 2024:
<https://us02web.zoom.us/j/89517228720?pwd=Q1dwTIM0cjlKVjBoQnc1ejM3VUY3UT09>
Passcode: 624875

Meeting materials are available at:
<https://www.ndow.org/events/may-2024-commission-meeting/>

The purpose of the workshop is to solicit written comments from interested persons on the following general topics that may be addressed in the proposed regulations:

Commission General Regulation 518 – Shed hunting and Big Game skull collecting

The Department is proposing changes to Nevada Administrative Code (NAC) 503.172 that better identifies unlawful activity for shed hunting and provides provisions for big game mammal skull collection.

Commission General Regulation 519 – Waiting Periods for Bighorn Sheep and Mountain Goat

The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 502.345 and 502.364 that would adjust the waiting periods for Nelson (Desert) bighorn sheep, Rock Mountain bighorn sheep, California bighorn sheep, moose and mountain goat to once in a customer's lifetime.

Commission General Regulation 522 – E-tag Regulations

The Commission will review language amending Nevada Administrative Code (NAC) 502 that would update the process related to use of game tags in the field and allow the Department to offer game tags in an electronic format.

The regulation language is subject to change following the discussions and deliberations of the Commission.

Public comment will be taken on each action item following Commission discussion and before any action is taken. The content of written comments should be consistent with

the three (3) minute public comment period allowed during normally conducted meetings.

If a comment is excessively lengthy, the Commission reserves the right to review only that portion that is consistent with this policy. Persons are invited to submit written comments to wildlifecommission@ndow.org or may address their comments, data, views, or arguments, in written form, to the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Suite 120, Reno, Nevada 89511 attention Director's Office. Written submissions must be received by the Nevada Department of Wildlife 5 weekdays before the meeting.

This Notice of Workshop and support material will be on file at the State Library, 100 Stewart Street, Carson City, Nevada 89701 for inspection by members of the public during business hours. Persons wishing to request a copy of this notice and the mentioned regulations may contact Lacey Walker at lacey.walker@ndow.org.

These regulations will also be available at the following websites:

<https://www.leg.state.nv.us/App/Notice/A/>

<https://notice.nv.gov/>

<http://www.leg.state.nv.us/register/>

http://www.ndow.org/Public_Meetings/Public_Notices/

A copy of all materials relating to the proposed regulations may be obtained by contacting the Director's Office at the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Suite 120, Reno, Nevada 89511, (775) 688-1597 or lacey.walker@ndow.org. A reasonable fee may be charged for copies if it is deemed necessary.

COMMISSION GENERAL REGULATION 518

Shed Antler and Big Game Skull Regulation Change Draft 04_08_2024

NAC 503.172 Prohibition on taking, gathering, *caching*, or *possessing* shed antlers on public land in Elko, Eureka, Lander, Lincoln, Nye or White Pine Counties during certain period. *Collection of big game skulls statewide upon public and private lands.*

NAC 503.172 is hereby amended to read as follows:

1. A person shall not *search for*, take, gather, *cache, or possess* shed antlers from or on any public land located in Elko, Eureka, Lander, Lincoln, Nye, or White Pine Counties at any time from:

(a) January 1 to April 30, inclusive.

(b) May 1 to June 30, inclusive, unless the person:

(1) Is *a resident* 12 years of age or older and has in his or her possession a certificate issued by the Department, or an agent designated by the Department, as proof that the person successfully completed the course of instruction in the responsible collection of shed antlers offered pursuant to subsection 2;

(2) Is *a resident* under 12 years of age and is accompanied by a person who:

(I) Is at least 18 years of age; and

(II) Has in his or her possession a certificate issued by the Department, or an agent designated by the Department, as proof the person successfully completed the course of instruction in the responsible collection of shed antlers offered pursuant to subsection 2.

(3) Is a nonresident 12 years of age or older and has in his or her possession a certificate issued by the Department, or an agent designated by the Department, as proof that at any time during the current calendar year the person successfully completed the course of instruction in responsible collection of shed antlers offered pursuant to subsection 2; or

(4) Is a nonresident under 12 years of age and is accompanied by a person who:

(I) Is at least 18 years of age; and

(II) Has in his or her possession a certificate issued by the Department, or an agent designated by the Department, as proof that at any time during the current calendar year the person successfully completed the course of instruction in the responsible collection of shed antlers offered pursuant to subsection 2.

2. The Department shall:

(a) Offer, without charge, an online course of instruction in the responsible collection of shed antlers and issue a certificate of completion from the Department to a person who successfully completes the course; or

(b) Designate an agent of the Department to:

(1) Offer, without charge, an online course of instruction in the responsible collection of shed antlers that is approved by the Department; and

~~(2) Issue a certificate of completion from the Department to a person who successfully completes the course. Allow a person who successfully completes the course to print or save an image of a certificate of completion.~~

3. *Evidence of an act constituting a violation of subsection 1(a), includes, without limitation:*
 - (a) searching for or collecting shed antlers conducted by vehicle, foot, unmanned aerial vehicle, or other means.*
 - (b) stockpiling, stashing, or hiding shed antlers for a lawful season pick up; or*
 - (c) marking location(s) of shed antlers;*
 - (d) use of an unmanned aerial vehicles for shed antler location;*
 - (f) use of dogs for collection of shed antlers; or*
 - (g) any other means that constitutes locating shed antlers.*
4. *Lawfully collected shed antlers may be sold, bartered, or traded.*
5. *A person shall not take or gather skulls of big game mammals without obtaining a big game mammal skull tag or permit from the Department. Upon finding the skull of a big game mammal a person shall:*
 - (a) collect GPS coordinates of the big game mammal skull;*
 - (b) take photos from multiple angles of the big game mammal skull and carcass, if present, in the found location.*
 - (c) contact Nevada Department of Wildlife to notify of found big game mammal skull to receive instructions;*
 - (d) present the skull of the big game mammal complete with antlers and horns attached if present, GPS coordinates, and photos to Department personnel for investigation within 5 business days of being found or collected;*
 - (1) the skull of the big game mammal may be seized by Department personnel for investigative purposes;*
 - (2) if it is found that the death of the big game mammal was the result of natural causes or is undetermined, the big game mammal skull may be sealed or;*
 - (3) if it is determined that the death of the big game mammal was the result of human causes the big game mammal skull will be retained by the Department.*
6. *Evidence of an act constituting a violation of subsection 1, includes, without limitation:*
 - (a) Stockpiling big game mammal skulls;*
7. *A big game skull tag or seal is free of charge from the Department.*
8. *A sealed big game mammal skull and legally collected shed antlers may be sold, auctioned, or traded by a nonprofit organization after receiving it as a donation.*
9. *As used in this section:*

(a) "Stockpiling" means intentionally hiding, stashing, or caching the big game skull for retrieval at a later date.

(b) "Unmanned aerial vehicle" has the meaning ascribed to it in NRS 493.020.

**STATE OF NEVADA
NEVADA BOARD OF WILDLIFE COMMISSIONERS
NEVADA DEPARTMENT OF WILDLIFE
SMALL BUSINESS IMPACT STATEMENT PURSUANT TO NRS233B**

Re: Commission General Regulation 518 LCB File No. R??-?? The Department is proposing changes to NAC 503.172 that better identifies unlawful activity for shed hunting and provides provisions for big game mammal skull collection.

The purpose of this form is to provide a framework pursuant to NRS 233B.0608 to determine whether a small business impact statement is required for submittal of a proposed regulation before the Nevada Board of Wildlife Commissioners. Note: Small business is defined as a “business conducted for profit which employs fewer than 150 full-time or part-time employees” (NRS233B.0382).

1. Describe the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary:

ANSWER:

Comment was not solicited from small businesses. This regulation does not affect small businesses as the changes are associated with a program administered by the Nevada Department of Wildlife.

2. Describe the manner in which the analysis was conducted:

ANSWER:

Agency personnel concluded that there would be no small businesses impacted and therefore no need for a small business impact analysis.

3. Describe the estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:

- a.) Both adverse and beneficial effects:

ANSWER:

There will be no adverse or beneficial economic effects from the proposed regulation on small business because it does not regulate the operation of any small business.

- b.) Both direct and indirect effects:

ANSWER:

There will be no direct or indirect economic effects from the proposed regulation on small business because it does not regulate the operation of any small business.

4. Describe the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods:

ANSWER:

There will be no impact from the proposed regulation on small businesses, therefore no methods of impact reduction were considered or taken by the agency.

5. Describe the estimated cost to the agency for enforcement of the proposed regulation:

ANSWER:

The enforcement of the regulation falls within current operations of the Department; therefore, there will be no additional cost to the agency above the current legislatively approved budget.

6. If the proposed regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used:

ANSWER:

The proposed regulation does not provide new or increased fees.

7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary:

ANSWER:


This regulation does not include provisions that duplicate or are more stringent than federal, state, or local standards.

8. The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses:

ANSWER:

The agency concluded that this regulation does not impact small businesses because the changes are not associated with regulating any small business functions by the Nevada Department of Wildlife.

I hereby certify that to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.


FOR Alan Jenne, Director
Nevada Department of Wildlife

**PROPOSED REGULATION OF THE
BOARD OF WILDLIFE COMMISSIONERS**

LCB File No. R018-24

April 8, 2024

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

AUTHORITY: §§ 1-6, NRS 501.105, 501.181, 502.130, 502.140 and 502.160.

A REGULATION relating to wildlife; defining the term “management hunt”; revising provisions relating to a tag to hunt for a bighorn sheep ram; revising provisions governing eligibility to obtain a tag to hunt a mountain goat; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires, with certain exceptions, a person who hunts any wildlife in this State to obtain a license or permit for such activities and, if he or she wishes to hunt certain designated big game mammals, including bighorn sheep or mountain goats, to obtain an additional license known as a big game tag. (NRS 502.010, 502.130) Existing law authorizes the Board of Wildlife Commissions to adopt regulations necessary relative to the manner of qualifying and applying for such tags and requires the Commission to designate the number of tags for any species which may be obtained by any one person. (NRS 502.140, 502.160)

Existing regulations authorize a resident of Nevada or nonresident to apply for a tag to hunt for a bighorn sheep ram from certain subspecies of bighorn sheep. (NAC 502.345) **Section 2** of this regulation also authorizes a resident of Nevada or nonresident to apply for a tag to hunt for a bighorn sheep ram from a management hunt for bighorn sheep. **Section 1** of this regulation defines the term “management hunt.” **Section 4** of this regulation makes a conforming change to delete the definition of “management hunt” from a provision of existing regulation as **section 1** defines the term for all of chapter 502 of NAC. **Section 5** of this regulation makes a conforming change to add “management hunt” to the type of tag for which a person may apply.

Existing regulations provide that no resident of Nevada or nonresident is eligible to apply for a tag to hunt for a ram from certain subspecies of bighorn sheep or a mountain goat if that person received a tag or replacement tag to hunt for a ram from that subspecies of bighorn sheep or a mountain goat in the immediately preceding 10 years. (NAC 502.345, 502.364) **Sections 2 and 3** of this regulation remove the 10 year waiting period in which a person is not eligible to apply for such a tag and instead provide that, with certain exceptions, a resident of Nevada or nonresident is only eligible to apply for a tag to hunt for a ram from a subspecies of bighorn sheep or a mountain goat if he or she has not at any time after the date this regulation is filed with the Secretary of State, received a tag or replacement tag to hunt for a ram from that subspecies of bighorn sheep or a mountain goat.

Section 6 of this regulation prohibits a person who has received a tag or replacement tag to hunt for a ram from a subspecies of bighorn sheep or a mountain goat at any time in the 10 years immediately preceding the date this regulation is filed with the Secretary of State from applying for a tag to hunt for a ram from that same subspecies of bighorn sheep or a mountain goat for 10 years after the date he or she was awarded such a tag.

Section 1. Chapter 502 of NAC is hereby amended by adding thereto a new section to read as follows:

“Management hunt” means a hunt established to seek the harvest of additional wildlife within a specific population of wildlife.

Sec. 2. NAC 502.345 is hereby amended to read as follows:

502.345 1. ~~{Unless}~~ *Except as otherwise provided in NAC 502.42694 and 502.4293, or unless* his or her privilege is limited or revoked pursuant to law, any resident of Nevada or nonresident is eligible to apply for a tag to hunt for a ram from ~~{one}~~ :

(a) *One* or more of the following subspecies of bighorn sheep:

~~{(a)}~~ (1) Nelson bighorn sheep;

~~{(b)}~~ (2) California bighorn sheep; or

~~{(c)}~~ (3) Rocky Mountain bighorn sheep ~~{}~~; or

(b) *A management hunt for bighorn sheep,*

↪ if ~~{, in the immediately preceding 10 years,}~~ he or she ~~{did not receive}~~ *has not previously received* a tag or replacement tag to hunt for a ram from that subspecies *or a management hunt* of bighorn sheep ~~{}~~ *at any time after the date this regulation is filed with the Secretary of State.*

2. Unless his or her privilege is limited or revoked pursuant to law, any resident of Nevada or nonresident is eligible to apply for a tag to hunt for a ewe from one or more of the following subspecies of bighorn sheep:

(a) Nelson bighorn sheep;

(b) California bighorn sheep; or

(c) Rocky Mountain bighorn sheep,

↪ if, in the immediately preceding 2 years, he or she did not receive a tag or replacement tag to hunt for a ewe from that subspecies of bighorn sheep.

3. A person whose application for a tag to hunt for a ewe is successfully drawn must complete an online course provided by the Department in the gender identification of bighorn sheep before the Department may issue the tag.

4. A person who kills a ram, regardless of subspecies, shall, within 5 days after killing it, personally present the skull and horns of the ram to a representative of the Department for inspection. The inspector shall permanently attach a seal to one of the horns by plugging the seal into the horn or permanently brand an identification number on one of the horns. It is unlawful for any person to alter or remove the seal after the seal is permanently attached to a horn or to alter or remove the permanently branded identification number. It is unlawful to possess or sell the horns of a ram without a seal having been so attached or number so branded.

5. As used in this section, “ewe” means any female bighorn sheep having a horn or horns of at least 5 inches in length each as measured on the outside curve of the horn from the skull to the tip.

Sec. 3. NAC 502.364 is hereby amended to read as follows:

502.364 1. Except as otherwise provided ~~[by a regulation of the Commission or title 45 of NRS, a person may]~~ *in NAC 502.42694 and 502.4293, or unless his or her privilege is limited or revoked pursuant to law, any resident of Nevada or nonresident is eligible to* apply for a mountain goat tag in any year if ~~[, in the immediately preceding 10 years,]~~ he or she ~~[did]~~ *has*

not ~~receive~~ *previously received* a tag or replacement tag for a mountain goat ~~at any time~~ *after the date this regulation is filed with the Secretary of State.*

2. A person whose application for a mountain goat tag is successfully drawn must complete an online course provided by the Department in the gender identification of mountain goats before the Department may issue the tag.

3. A person who harvests a mountain goat shall, within 5 days after harvesting it, personally present the skull, hide and any edible portion of the animal, or its carcass, to a representative of the Department for inspection.

Sec. 4. NAC 502.4187 is hereby amended to read as follows:

502.4187 1. Except as otherwise provided in NAC 502.417 to 502.4225, inclusive, an applicant to obtain a tag for a season who is unsuccessful, or an applicant for a bonus point who does not wish to obtain a tag and is applying for the sole purpose of earning a bonus point, must be awarded a bonus point for the category of the species for which he or she applied if he or she applied for a tag to hunt deer, elk, mountain goat, antelope, black bear, moose, wild turkey or bighorn sheep, or for a bonus point for such a tag.

2. Regardless of the number of applications to obtain a tag or bonus point for a season submitted by a person, the Department shall not award the person more than one bonus point per season per hunting license for each species or category of a species for which the person applied.

3. Except as otherwise provided in subsection 5, the bonus points awarded to a person for a species or category of species accumulate until the person loses his or her bonus points pursuant to this subsection. A person loses all of his or her bonus points for a species or category of a species:

(a) If the person is successful in drawing a tag for a season for that species or category of a species; or

(b) If the person does not apply for a tag or a bonus point for a season for 2 consecutive calendar years during which that type of hunt for a season is open.

4. Upon written request, the Department shall reinstate each bonus point a person lost pursuant to paragraph (b) of subsection 3 if:

(a) During the entirety of the respective 2 consecutive calendar years, the person was mobilized, deployed, training or stationed outside of the United States as an active member of the Armed Forces of the United States, as verified by a copy of his or her orders or other proof satisfactory to the Department; and

(b) The request is submitted to the Department not later than 1 year after the date the person returns to the United States.

5. Except as otherwise provided in NAC 502.4189, a person may not use any bonus points awarded to the person for being unsuccessful in a junior hunt to apply for a drawing for a tag for any other type of hunt after the person is no longer eligible to participate in a junior hunt.

6. If an applicant requests and receives a refund for the value of his or her hunting license, the Department shall not award the applicant a bonus point for any species or category of species applied for during the period that the applicant possessed the hunting license.

7. If an applicant is successful in obtaining a tag for a species or category of a species but transfers the tag to another person pursuant to section 1 of LCB File No. R022-19, the applicant and the new recipient of the tag lose all bonus points for that species or category of species.

8. The Department shall not award bonus points for depredation hunts or management hunts.

~~{9.—As used in this section, “management hunt” means a hunt established to seek the harvest of additional wildlife within a population.}~~

Sec. 5. NAC 502.4293 is hereby amended to read as follows:

502.4293 A person who is ineligible to apply for a tag pursuant to NAC 502.341, 502.345, 502.361 or 502.364 may, if he or she is otherwise eligible for the issuance of a tag, apply for a Silver State Tag for a species, ~~{or}~~ subspecies *or management hunt* specified in those sections.

Sec. 6. This regulation is hereby amended by adding thereto the following transitory language which has the force and effect of law but which will not be codified in the Nevada Administrative Code.

Notwithstanding the amendatory provisions of sections 2 and 3 of this regulation removing the 10 year waiting period in which a person is eligible to apply for a tag to hunt for a ram from a subspecies of bighorn sheep or a mountain goat and instead authorizing a person to apply for such a tag only if, beginning on the date this regulation is filed with the Secretary of State, he or she has not previously received a tag to hunt for a ram from that subspecies of bighorn sheep or a mountain goat, as applicable, and except as otherwise provided in NAC 502.42694 and 502.4293, a person who has received a tag or replacement tag at any time during the 10 years immediately preceding the date this regulation is filed with the Secretary of State to hunt for a ram from a subspecies of bighorn sheep listed in paragraph (a) of subsection 1 of NAC 502.345, as amended by section 2 of this regulation, or to hunt a mountain goat pursuant to NAC 502.364, as amended by section 3 of this regulation, is not eligible to apply for another tag to hunt for a ram from that same subspecies of bighorn sheep or a mountain goat, as applicable, for 10 years after the date the tag was awarded.

**STATE OF NEVADA
NEVADA BOARD OF WILDLIFE COMMISSIONERS
NEVADA DEPARTMENT OF WILDLIFE
SMALL BUSINESS IMPACT STATEMENT PURSUANT TO NRS233B**

Commission General Regulation 519 LCB File No. R018-24 Lifetime Waiting Periods

The purpose of this form is to provide a framework pursuant to NRS 233B.0608 to determine whether a small business impact statement is required for submittal of a proposed regulation before the Nevada Board of Wildlife Commissioners. Note: Small business is defined as a “business conducted for profit which employs fewer than 150 full-time or part-time employees” (NRS233B.0382).

1. Describe the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary:

ANSWER:

Comment was not solicited from small businesses. This regulation does not affect small businesses as the changes are associated with individual customers of the Nevada Department of Wildlife.

2. Describe the manner in which the analysis was conducted:

ANSWER:

Agency personnel concluded that there would be no small businesses impact and no need for a small business impact analysis.

3. Describe the estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:

- a.) Both adverse and beneficial effects:

ANSWER:

There will be no adverse or beneficial effects from the proposed regulation on small business because it does not regulate the operation of any small business.

- b.) Both direct and indirect effects:

ANSWER:

There will be no direct or indirect economic effects from the proposed regulation on small business because it does not regulate the operation of any small business.

4. Describe the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods:

ANSWER:

There will be no impact from the proposed regulation on small businesses, therefore no methods were considered or taken by the agency.

5. Describe the estimated cost to the agency for enforcement of the proposed regulation:

ANSWER:

The enforcement of the regulation falls within the current operations of the Department; therefore, there will be no additional cost to the agency above the current legislatively approved budget.

6. If the proposed regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used:

ANSWER:

The proposed regulation does not provide new or increased fees.

7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary:

ANSWER:

This regulation does not include provisions that duplicate or are more stringent than federal, state, or local standards.

8. The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses:

ANSWER:

The agency concluded that this regulation does not impact small businesses because the changes are associated with individual customers of the Nevada Department of Wildlife.

I hereby certify that to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

FOR 

Alan Jenne, Director
Nevada Department of Wildlife

**PROPOSED REGULATION OF THE
BOARD OF WILDLIFE COMMISSIONERS
COMMISSION GENERAL REGULATION 522**

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

AUTHORITY: §§ 1, 5, 6, NRS 501.105, 501.181 and 502.160, as amended by section 4 of Senate Bill No. 406, chapter 304, Statutes of Nevada 2021, at page 1757; § 2, NRS 501.105, 501.181, 502.160, as amended by section 4 of Senate Bill No. 406, chapter 304, Statutes of Nevada 2021, at page 1757, and 502.210; § 3, NRS 501.105, 501.181, 502.130, 502.160, as amended by section 4 of Senate Bill No. 406, chapter 304, Statutes of Nevada 2021, at page 1757, and 502.250; § 4, NRS 501.105, 501.181, 502.140 and 502.160, as amended by section 4 of Senate Bill No. 406, chapter 304, Statutes of Nevada 2021, at page 1757; § 7, NRS 501.105, 501.181 and 503.040; § 8, NRS 501.105, 501.181 and 502.370.

A REGULATION relating to wildlife; providing when certain persons may obtain duplicate tags; authorizing a person to possess a tag or permit issued to the holder of the tag or permit if the person is physically accompanying the holder and within close proximity during certain periods of time; providing how a person must validate his or her electronic tag; providing how a person must attach a legible validation code to certain animal carcasses; providing how a validation code may be used as a general transportation permit; providing how a validation code may be used as a transportation permit for the transport of nonedible game parts to a taxidermist; and providing other matters properly relating thereto.

Chapter 502 of NAC is hereby amended by adding thereto a new section to read as follows:

“Validation Code” means a code that is issued by the Department upon validating an electronic tag

“Physically Accompany” means being present with the hunter, trapper, or fisherman during said activity.

NAC 502.314 Duplicate tags. (NRS 501.105, 501.181, 502.160, 502.210)

1. An application for a duplicate tag **or permit** must be made as provided in NRS 502.210 on a form provided by the Department.

2. *A person who holds a tag or permit in a paper form is unable to receive a duplicate tag or permit in an electronic form. A person who holds a tag or permit in an electronic form is unable to receive a duplicate tag or permit in a paper form.*

3. Upon submission of a completed application for a duplicate tag, a duplicate tag may be purchased from the Department or a license agent who issues duplicate tags.

NAC 502.378 Wild turkeys: Tags; miscellaneous requirements

1. A tag is required to hunt wild turkey. The fee for a resident tag is \$20. The fee for a nonresident tag is \$50. In addition, a nonrefundable fee in the amount set forth in subsection 3 of NAC 502.331 will be charged for acting upon each application for a tag. Except as otherwise provided in regulations adopted by the Commission, the award of these tags by the Department will be based on a drawing held after the deadline established by the Commission for the drawing.

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

- (a) A valid hunting license; and
- (b) A valid tag to hunt wild turkey issued to the person.

3. A hunter who has killed a wild turkey and taken it into his or her possession shall immediately punch the *paper tag or validate the electronic tag* and attach ~~the paper tag~~ *or a legible validation code, whichever is applicable*, to the body of the turkey as required by NAC 502.390 and 502.400.

NAC 502.380 Swans: Permits; miscellaneous requirements; prohibited acts

1. A permit is required to hunt swan. The fee for the permit is \$10. A person must apply for the permit on a form provided by the Department. The form must be completed in accordance with the instructions thereon. Award of the swan hunt permits by the Department will be based on a drawing held after the date specified on the form.

2. Each person, while hunting swan, shall carry on his or her person a:

(a) Hunting license issued by the Department, unless the person is a resident of this State who is under the age of 12 years, or a nonresident permit to hunt upland game and migratory game birds;

(b) Swan hunt permit issued by the Department;

(c) State duck stamp, or any other such documentation as the Department provides as proof that the person has paid to the Department the fee for the state duck stamp, unless the person is under the age of 12 years or 65 years of age or older; and

(d) Federal migratory bird hunting stamp, or any other such documentation as the Federal Government provides as proof that the person has paid to the Federal Government the fee for the federal migratory bird hunting stamp, unless the person is not subject to the payment of the fee.

3. When a hunter has killed a swan and taken it into his or her possession, the hunter shall:

(a) Immediately punch *the paper permit or validate the electronic permit* and attach *the paper permit or a legible validation code, whichever is applicable*, ~~the swan hunt permit~~ in the manner required by NAC 502.390 and 502.400; and

(b) Except as otherwise provided by an order or regulation of the Commission, not later than 5 days after the hunter has killed and taken the swan into his or her possession, submit the head and neck of the swan to a representative of the Department for inspection at a location designated by the Department. The Department shall provide a list of the locations upon the issuance of the swan hunt permit.

4. A person shall not use ~~or possess~~ a swan hunt permit issued to any other person, or transfer or give a swan hunt permit issued to him or her to any other person.

5. *The permit must be in possession of the holder of the permit or a person who is physically accompanying a junior permit holder while the permit holder is hunting.*

NAC 502.385 Use of tag or permit. ([NRS 501.105](#), [501.181](#), [502.140](#), [502.160](#))

1. The tag or permit must be ~~carried by~~ *in possession of* the holder *of the tag or permit or a person who is physically accompanying a junior tag holder* at all times while the *tag or permit* holder is hunting or trapping or while he or she is fishing for wildlife for which a tag or permit is required.
2. Except as otherwise provided in NAC 502.42905 and section 1 of R022-19, it is unlawful for any person to:
 - (a) Use ~~or possess~~ a tag or permit issued to any other person;
 - (b) *Be in possession of a tag or permit if the person is not physically accompanying a junior tag holder to whom the tag or permit was issued;*
 - (c) Transfer or give a tag or permit issued to him or her to any other person;
 - ~~(e)~~ (d) Use any tag or permit in a management area or unit for which it is not intended; or
 - ~~(d)~~ (e) Use a tag or permit at any time other than at the time intended.
3. After it has been issued, a tag or permit may not be exchanged or a refund made except in accordance with the policies and regulations of the Commission.

NAC 502.390 Validation of tag or permit. ([NRS 501.105](#), [501.181](#), [502.160](#)) Except as otherwise provided in NAC 502.42905, when a person reaches any wildlife which the person has killed, he or she must validate his or her tag or permit immediately by:

1. *For paper tags or permits*, clearly punching out the spaces necessary to properly identify the physical description of the animal, including its sex and antler points, where appropriate, and the day and month of the kill.
2. *For electronic tags or permits providing the requested information through the Department's designated electronic system and receiving the validation code upon submission.*

NAC 502.400 Attachment of tag or permit to animal. ([NRS 501.105](#), [501.181](#), [502.160](#))

1. Except as otherwise provided in subsection 2 and NAC 502.42905, the owner of a tag or permit must firmly attach ~~it~~ *the paper tag or permit, if applicable, or a legible validation code* to the carcass of an animal killed by the owner, at or before the time he or she first reaches his or her means of transportation or camp. The tag, ~~or~~ permit, *or validation code* must remain with the major portion of the meat until it is consumed *or processed*.
2. If the animal killed is a mountain lion or fur-bearing mammal for which a tag or permit is required, the owner of the tag or permit or a designated licensed assistant pursuant to NAC 502.42905 must firmly attach ~~it~~ *the paper tag, or permit, or the legible validation code*, to the hide or pelt of the animal. The tag, ~~or~~ permit, *or validation code* must remain attached to the hide while it is transported and until it is processed.

NAC 502.401 Use of tag as transportation permit; requirements. ([NRS 501.105](#), [501.181](#), [503.040](#))

1. A person to whom a game tag has been lawfully issued may use his or her game tag *or validation code* as a transportation permit in the manner described in this section if:
 - (a) The game tag includes ~~the~~ *a physical or electronic* signature of the holder of the game tag and the date on which and time at which the holder signed the game tag;

(b) The game tag has been validated pursuant to NAC 502.390; and

(c) The game tag *or validation code* has been attached to the carcass, hide or pelt of the animal pursuant to NAC 502.400.

~~2. The holder of the game tag, the person who will transport the carcass, hide or pelt of the animal and a witness each shall, at the time the carcass, hide or pelt is transferred from the holder of the game tag to the person who will transport the carcass, hide or pelt:~~

~~—(a) Sign the portion of the game tag designated as the tag holder copy of the transportation permit and the portion of the game tag designated as the transporter copy of the transportation permit; and~~

~~—(b) Include on each portion of the game tag described in paragraph (a):~~

~~—(1) The date and time that the carcass, hide or pelt of the animal is transferred from the holder of the game tag to the person who will transport the carcass, hide or pelt of the animal; and~~

~~—(2) Except as otherwise provided in subsection 3, his or her driver's license number or the number of any other identification card issued by a governmental agency to the person.~~

~~3. If the holder of the game tag, the person who will transport the carcass, hide or pelt of the animal or the witness does not have a driver's license or any other identification card issued by a governmental agency, he or she shall include on each portion of the game tag described in paragraph (a) of subsection 2 his or her date of birth.~~

~~4. In addition to the requirements of subsections 2 and 3, the holder of the game tag shall include on each portion of the game tag described in paragraph (a) of subsection 2 the destination of the carcass, hide or pelt being transported.~~

2. If the holder of the game tag has a paper tag:

(a) The holder of the game tag may provide permission to allow another person to transport a harvested animal by providing that person, in a legible manner, the tag holder's:

(i) name;

(ii) tag number;

(iii) client identification number;

(iv) physical or sex characteristics of the transported animal; and

(v) the name of the person transporting the animal and destination of travel; or

(b) The holder of the tag may get a form for proof of permission from the Department.

3. If the holder of the game tag has an electronic game tag:

(a) The holder of the game tag shall provide a legible copy of the validation code to the person who will transport the carcass, hide or pelt of the animal; and

(b) Attach the validation code to the carcass, hide, or pelt;

~~[5.] 4. A person who [provides a signature pursuant to this section] transports an animal, carcass, hide or pelt, shall be deemed to have attested, under penalty of perjury, to the transfer of the carcass, hide or pelt of the animal from the holder of the game tag to the person who will transport the carcass, hide or pelt.~~

~~[6.] 5. A person shall not remove from the carcass, hide or pelt of an animal *the validation code or* either portion of the game tag described in paragraph (ac) of subsection 1. [2] until the carcass, hide or pelt has been transferred from the holder of the game tag to the person who will transport the carcass, hide or pelt.~~

~~[7.] 6. The holder of the game tag shall retain the *validation code or* portion of the game tag designated as the tag holder copy of the transportation permit *game tag* and the person who transports the carcass, hide or pelt shall retain a *legible copy of the validation code or* the portion of the game tag designated as the transporter copy of the transportation permit *proof of permission for transportation provided by the tag holder until the carcass, hide or pelt has*~~

~~been received at its designated final location. for at least 1 year after the date that the carcass, hide or pelt of the animal is transferred from the holder of the game tag to the person who transports the carcass, hide or pelt.~~

~~[8.]~~ 7. If the carcass, hide or pelt of an animal is transferred from the holder of a game tag to a person who will transport the carcass, hide or pelt, that portion of the cape or scalp of the animal which includes the ears to the base of the muzzle and any antlers or horns must be kept with the carcass, hide or pelt until the carcass, hide or pelt is frozen, smoked, dried, consumed or accepted by a commercial processing plant for processing.

NAC 502.403 Transportation of animal legally harvested to taxidermist: Use of taxidermy record stub as transportation permit; restrictions. (NRS 501.105, 501.181, 502.370)

1. Except as otherwise provided in this section, a person to whom a game tag has been lawfully issued may use that portion of his or her game tag designated as the taxidermy record stub *or the validation code* in the following manner:

(a) The person may ship by commercial carrier any nonedible game parts taken from the animal lawfully harvested under the authority of the tag to a commercial or noncommercial taxidermist. ~~licensed and located in this State.~~ If such parts are placed for shipment: ~~the~~

(1) *For paper game tags, the taxidermy record stub must accompany the shipment.*

(2) *For electronic game tags, a legible copy of the validation code must accompany the shipment.*

(b) If the person reaches his or her place of residence with an animal which has been lawfully harvested under the authority of the tag or delivers the animal to a commercial processor for processing, the person may authorize another person to transport any nonedible game parts taken from the animal to a commercial or noncommercial taxidermist. ~~licensed and located in this State. The~~ *For a paper game tag, the* person shall, at the time of making the authorization, print in ink on the taxidermy record stub both the name of the authorized transporter and the date of the authorization. The taxidermy record stub *or the validation code* must accompany the transportation of the parts.

(c) The person who is specified on the tag may deliver any nonedible game parts taken from the animal lawfully harvested under the authority of the tag to a commercial or noncommercial taxidermist licensed in any state.

2. Whenever antlers are shipped, transported or delivered in the manner provided in subsection 1, the holder of the game tag shall ~~indicate~~ :

(a) *For paper game tags, indicate* in ink on the taxidermy record stub the number of both the left and right antler points.

(b) *For electronic game tags, provide a legible copy of the validation code.*

3. If a person who holds a game tag delivers any nonedible game parts of a game animal which he or she has lawfully harvested under the authority of the tag to a taxidermist before the carcass of the animal is delivered for processing to a commercial processing plant or before the carcass of the animal is taken to or left at the holder's place of residence, the holder shall obtain from the taxidermist, and the taxidermist shall provide to the holder, an itemized receipt which includes the following printed information:

(a) The date on which the nonedible game parts were received;

(b) The species of game from which the nonedible game parts were taken;

(c) A brief description of each of the nonedible game parts received; ~~and~~

(d) The number of antler points, both left and right, if any, of the animal ~~;~~; *and*

(e) *The validation code obtained by the holder, if applicable.*

□ Both the holder of the tag and the taxidermist shall sign the receipt. The holder of the tag shall retain possession of the receipt until he or she acquires physical possession of the nonedible game parts specified in the receipt from the taxidermist to whom the parts were delivered.

4. Except as otherwise provided in this section, a taxidermy record stub *or validation code* may not be used or possessed by any person other than the person to whom the game tag ~~to which the stub is attached~~ was issued ~~to~~ *or a person who is transporting an animal in the manner provided in subsection 1.*

5. A taxidermy record stub *or validation code* is valid only for the type of hunt, season and animal specified on the tag and may only be used as authorized in this section.

6. Nonedible game parts taken from a harvested game animal which is required to be presented to a representative of the Department for inspection and branding or sealing may not be shipped, transported or delivered pursuant to the provisions of this section until the animal has been properly inspected and branded or sealed by the Department.

7. The provisions of NAC 503.173 do not apply to a person who ships, transports or delivers nonedible game parts in compliance with the provisions of this section.

8. As used in this section, “nonedible game parts” means the hide, head, skull, antlers, horns, paws, hooves or claws of any game animal. The term does not include the carcass of the animal.

**STATE OF NEVADA
NEVADA BOARD OF WILDLIFE COMMISSIONERS
NEVADA DEPARTMENT OF WILDLIFE
SMALL BUSINESS IMPACT STATEMENT PURSUANT TO NRS233B**

Commission General Regulation 522 LCB File No. XXX E-tags

The purpose of this form is to provide a framework pursuant to NRS 233B.0608 to determine whether a small business impact statement is required for submittal of a proposed regulation before the Nevada Board of Wildlife Commissioners. Note: Small business is defined as a “business conducted for profit which employs fewer than 150 full-time or part-time employees” (NRS233B.0382).

1. Describe the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary:

ANSWER:

Comment was not solicited from small businesses. This regulation does not affect small businesses as the changes are associated with individual customers of the Nevada Department of Wildlife.

2. Describe the manner in which the analysis was conducted:

ANSWER:

Agency personnel concluded that there would be no small businesses impact and no need for a small business impact analysis.

3. Describe the estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:

- a.) Both adverse and beneficial effects:

ANSWER:

There will be no adverse or beneficial effects from the proposed regulation on small business because it does not regulate the operation of any small business.

- b.) Both direct and indirect effects:

ANSWER:

There will be no direct or indirect economic effects from the proposed regulation on small business because it does not regulate the operation of any small business.

4. Describe the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods:

ANSWER:

There will be no impact from the proposed regulation on small businesses, therefore no methods were considered or taken by the agency.

5. Describe the estimated cost to the agency for enforcement of the proposed regulation:

ANSWER:

The enforcement of the regulation falls within current operations of the Department; therefore, there will be no additional cost to the agency above the current legislatively approved budget.

6. If the proposed regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used:

ANSWER:

The proposed regulation does not provide new or increased fees.

7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary:

ANSWER:

This regulation does not include provisions that duplicate or are more stringent than federal, state, or local standards.

8. The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses:

ANSWER:

The agency concluded that this regulation does not impact small businesses because the changes are associated with individual customers of the Nevada Department of Wildlife.

I hereby certify that to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

FOR 

Alan Jenne, Director
Nevada Department of Wildlife