

OPEN MEETING LAW PRESENTATION

November 14, 2016

4:00 – 4:30 P.M.

An overview of the Nevada Open Meeting Law (NRS Chapter 241)
*To be presented to the members of the Carson City Advisory Board to Manage Wildlife ****

Presented by the Office of the District Attorney

at

PERMIT CENTER CONFERENCE ROOM A
108 EAST PROCTOR STREET
CARSON CITY, NEVADA 89701

*** This presentation is made for the purpose of providing information relating to the Nevada Open Meeting Law and to help promote the effective conduct of public meetings in accordance with Nevada law. This presentation will also be open to members of the public as a courtesy and as a learning opportunity. However, there will be no public comment period because this presentation does not constitute a “meeting” of a public body as that term is defined in NRS 241.015 and the information to be presented does not include any matter over which this public body has supervision, control, jurisdiction or advisory power.

CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE

PUBLIC NOTICE

The CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE will hold a public meeting at 4:30 p.m. on Monday, November 14, 2016 in Permit Center Conference Room A, 108 East Proctor Street, Carson City, Nevada.

AGENDA

1. **CALL TO ORDER, DETERMINATION OF QUORUM**
 2. **PUBLIC COMMENT**** - The public is invited, at this time, to comment on and discuss any topic that is relevant to or within the authority of the Carson City Advisory Board to Manage Wildlife. No action may be taken upon a matter raised under this item of the agenda.
 3. **For Possible Action: ADOPTION OF AGENDA**
 4. **Informational Item: DISCLOSURES.** Any member of the advisory board may inform the chair of his intent to make a disclosure of a conflict of interest on an agenda item or relative to advisory board business. Disclosures of conflicts of interest must also be made at the time a specific agenda item is introduced.
 5. **For Possible Action: APPROVAL OF MINUTES - September 19, 2016**
 6. **For Possible Action: DISCUSSION REGARDING UPDATE FROM SENIOR PARK PLANNER VERN KRAHN ON IMPROVEMENTS AT THE CARSON CITY RIFLE AND PISTOL RANGE**
 7. **For Possible Action: DISCUSSION REGARDING PROPOSED DRAFT LEGISLATION REGARDING THE SPORTSMAN'S INITIATIVE, A PUBLIC EDUCATION PROGRAM TO PROVIDE CONSERVATION INFORMATION REGARDING HUNTING, FISHING, AND TRAPPING, SPONSORED BY THE NEVADA WILDLIFE COALITION**
 8. **For Possible Action: CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE C O N S E N T A G E N D A I T E M S**
http://www.ndow.org/Public_Meetings/Commission/Agenda/: The items agendaized hereafter, as 8-A through 8-F, are consent agenda items. They are considered routine and may be acted upon by the Advisory Board to Manage Wildlife with one action and without extensive hearing. Although a member of the advisory board may request an item be pulled for separate discussion and action, the advisory board chair retains discretion in deciding whether or not to pull an item from the consent agenda. There will be no public comment unless an item is pulled for separate discussion and action.
- 8-A. For Possible Action: COMMISSION REGULATION 17-01, TAKING OF RAPTORS FOR FALCONRY FOR 2017 - 18 - WILDLIFE DIVERSITY ADMINISTRATOR JENNIFER NEWMARK.** The commission will consider and may take action to approve the 2017 - 18 season dates, species, quotas, limits, closed areas, application procedures and deadlines, and take of raptors for falconry.

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8-B. For Possible Action: COMMISSION REGULATION 17-02, NON-COMMERCIAL COLLECTION OF REPTILES AND AMPHIBIANS FOR 2017 - 18 - WILDLIFE DIVERSITY ADMINISTRATOR JENNIFER NEWMARK. The commission will consider and may take action to approve 2017 - 18 season and limits for noncommercial hobby collecting of live, unprotected reptiles and amphibians.

8-C. For Possible Action: COMMISSION GENERAL REGULATION 463, DUTIES OF PERSON TRANSPORTING VESSEL OR CONVEYANCE, LCB FILE NO. R093-16 - WILDLIFE STAFF SPECIALIST KAREN VARGAS. The commission will consider amending Chapter 488 of the Nevada Administrative Code. The proposed change amends Chapter 488 of the NAC by adding a new section that requires the owner, operator, or person in control of any vessel or conveyance that is launched on any body of water in this State to drain the water from the vessel or conveyance and any equipment on the vessel or conveyance, and also the requires the owner, operator, or person in control of a vessel or conveyance that is transported on a public road in this State or has been taken out of any body of water in this State to ensure that the drain plugs, drain valves, and any other devices used to control the draining of water remain open while transporting the vessel or conveyance on public roads in this State. The proposed regulation also amends language in NAC 488.520 to accommodate the changes above and remove repetitive language. *The commission held a workshop on September 23, 2016, and no changes were recommended by the commission.*

8-D. For Possible Action: COMMISSION GENERAL REGULATION 471, TRUCKEE RIVER MOTORIZED VESSEL CLOSURE, LCB FILE NO. R139-16 - CHIEF GAME WARDEN TYLER TURNIPSEED. The commission will consider adopting an amendment to Chapter 488 of the Nevada Administrative Code. Existing regulations set forth certain bodies of water on which only vessels without motors are allowed and certain bodies of water on which only vessels without motors and vessels powered by electric motors are allowed. This regulation adds, to the list of waters with such a restriction, the Truckee River from the California - Nevada state line to the point where the river enters the Pyramid Lake Indian Reservation. This regulation also extends the exception to the restrictions to all such specified waters and to any vessel that is owned, operated, and used for official purposes by a federal, state, or local governmental entity, or any vessel operating pursuant to a permit for a marine event that is requested by a federal, state, or local governmental entity. *The commission held a workshop on September 23, 2016, and no changes were recommended by the commission.*

8-E. For Possible Action: COMMISSION GENERAL REGULATION 464, APPEALS, LCB FILE NO. R074-16 - ADMINISTRATIVE PROCEDURES REGULATION AND POLICY COMMITTEE ("APRPC") CHAIRMAN AND COMMISSIONER DAVID McNINCH. The commission will consider amending Chapter 501 of the Nevada Administrative Code. This regulation revises provisions relating to practice before the commission. It provides more efficiency in scheduling appeals, will define that calendar days are used for calculation of deadlines, and more clearly notify the appellant, in advance of a hearing, that the commission has limited jurisdiction. It will also provide for two separate deputy attorneys general (one for the commission and one for the department) to avoid conflicts with one attorney advising two sides of the appeal. It also requires the appellant to give the agency advance notice of legal representation to improve scheduling for a separate,

lengthier time needed on agendas. *These changes were approved at the May 12, 2016 meeting of the Wildlife Commission's APRPC, which included relevant suggestions from the public and legal counsel. The commission held a workshop in Reno on August 12, 2016, where the commission asked to include information regarding the notice to the appellant and also insert language that, if a party fails to file certain information within 14 days, they may waive their right to a hearing on the appeal. A revision of the regulation was requested from the Legislative Counsel Bureau which contained additional edits.*

8-F. For Possible Action: COMMISSION GENERAL REGULATION 465, ANTELOPE AND ELK WAITING PERIODS, LCB FILE NO. R141-16 - MANAGEMENT ANALYST MAUREEN HULLINGER. The commission will consider amending Chapter 502 of the Nevada Administrative Code. The Tag Allocation and Application Hunt Committee ("TAAHC") recommended the amendment to the regulation to standardize the waiting period for a person to be eligible to apply for each of the species antelope and elk after receiving a tag. Regardless of harvest, the antelope waiting period, after receiving a tag, would be three years, and the antlered elk waiting period, after receiving a tag, would be five years. *The commission held a workshop on this regulation on September 23, 2016. The commission did not have any recommended changes.*

9. For Possible Action: DISCUSSION REGARDING NON-REGULATORY AGENDA ITEMS AS PART OF THE NOVEMBER 18 AND 19, 2016 NEVADA BOARD OF WILDLIFE COMMISSIONERS MEETING. Other than those items listed under the CCABMW consent agenda (item 8 above), the remaining items on the attached November 18 and 19, 2016 Nevada Board of Wildlife Commissioners agenda typically require no action of the Carson City Advisory Board to Manage Wildlife. Occasionally, one or more advisory board members may have a desire to discuss these items and such discussion may result in action in the form of advice or a recommendation by this advisory board to the Nevada Board of Wildlife Commissioners. There will be no public comment unless action will be taken on an item.

10. For Possible Action: DISCUSSION REGARDING ADVISORY BOARD MEMBER COMMITMENT(S) TO THE FEBRUARY 10 AND 11, 2017 WILDLIFE COMMISSION MEETING IN RENO

11. Informational Item: NEXT CCABMW MEETING. The next meeting of the Nevada Board of Wildlife Commissioners is scheduled for February 10 and 11, 2017 in Reno. The next meeting of the Carson City Advisory Board to Manage Wildlife is, therefore, tentatively scheduled for Monday, February 6, 2017.

12. Informational Item: FUTURE AGENDA ITEMS

13. PUBLIC COMMENT** - The public is invited, at this time, to comment on and discuss any matter that is relevant to or within the authority of the Carson City Advisory Board to Manage Wildlife, including any matter that is not specifically included on the agenda as an action item. No action may be taken on a matter raised under this item of the agenda.

14. For Possible Action: ACTION ON ADJOURNMENT

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*** PUBLIC COMMENT LIMITATIONS - The Carson City Advisory Board to Manage Wildlife will provide at least two public comment periods in compliance with the minimum requirements of the Nevada Open Meeting Law prior to adjournment. In addition, it is the advisory board's aspirational goal to also provide for item-specific public comment as follows: In order for members of the public to participate in the public body's consideration of a non-consent agenda action item, the public is strongly encouraged to comment on such item when called for by the chair during the item itself. No action may be taken on a matter raised under public comment unless the item has been specifically included on the agenda as an item upon which action may be taken. The chair also retains discretion to only provide for the Open Meeting Law's minimum public comment and not call for or allow additional individual-item public comment at the time of the body's consideration of an item when: (1) it is deemed necessary by the chair for the orderly conduct of the meeting; (2) it involves an off-site non-action facility tour agenda item; or (3) it involves any person's or entity's due process appeal or hearing rights provided by statute or the Carson City Municipal Code.*

AGENDA MANAGEMENT NOTICE: Items on the agenda may be taken out of order; the public body may combine two or more agenda items for consideration; and the public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

The agenda and supporting materials are available on the City's website at www.carson.org/agendas and on the State website: <https://notice.nv.gov>

Posting on Carson City's website of supporting materials for its public meetings, other than such postings pertinent to the Board of Supervisors' meetings, is not required. The posting of supporting materials on the City's website is a courtesy and no rights are thereby bestowed. Late materials or materials distributed during the public meeting will be incorporated into the public record and can be made available upon request.

NOTICES: The Carson City Advisory Board to Manage Wildlife is pleased to make reasonable accommodations for any citizen who wishes to attend this meeting. If special arrangements are necessary, please contact Kathy King at 775-283-7412 or, in writing, at 885 East Musser Street, Suite 1032, Carson City, Nevada 89701, as soon as possible.

On some occasions, three or more members of this Advisory Board will be in attendance at Nevada Board of Wildlife Commissioners meetings, which are publicly noticed. These are informational meetings and no action will be taken by this Carson City Advisory Board to Manage Wildlife, nor will this body improperly deliberate toward any decision, on those occasions. Information obtained at the Wildlife Commission meetings may be agendized and acted upon at the next regular meeting of this Advisory Board.

To request a copy of the supporting materials for this meeting, contact Kathleen King at kking@carson.org or call 775-283-7412. Additionally, a copy of the agenda with all supporting materials may be made available, upon request, from the Recording Secretaries Division of the Carson City Clerk's Office, 885 East Musser Street, Suite 1032, Carson City, Nevada.

In accordance with NRS 241.020, this agenda closes three days prior to the meeting day and has been posted before 9:00 a.m. on Tuesday, November 8, 2016, at the following locations:

Carson City Hall, 201 North Carson Street
Carson City Courthouse, 885 East Musser Street
Carson City Library, 900 North Roop Street
Carson City Community Center, 851 East William Street

Carson City Business License Division, 108 East Proctor Street
City website: www.carson.org
State website: <https://notice.nv.gov>

Nevada Board of Wildlife Commissioners' Meeting Agenda

Nevada State Capitol Building
Capitol Assembly Chambers
Second Floor
101 N. Carson St.
Carson City, NV 89701

Videoconferencing at the following Locations:

Grant Sawyer Building
555 E. Washington Ave., Fifth Floor, Suite 5100
Las Vegas, NV 89101

Public comment will be taken on every action item and regulation workshop item after discussion but before action on each item, and at the end of each day's meeting. Public comment is limited to three minutes per person. The chairman, in his discretion, may allow persons representing groups to speak for six minutes. Persons may not allocate unused time to other speakers. Persons are invited to submit written comments on items or attend and make comment during the meeting and are asked to complete a speaker card and present it to the Recording Secretary.

To ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments in order to avoid the appearance of deliberation on topics not listed for action on the agenda.

Forum restrictions and orderly business: The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks that antagonize or incite others are examples of public comment that may be reasonably limited.

Please provide the Board of Wildlife Commissioners ("Commission") with the complete electronic or written copies of testimony and visual presentations to include as exhibits with the minutes. Minutes of the meeting will be produced in summary format.

Friday, Nov. 18, 2016 – 10:30 a.m.

- 1 **Call to Order, Pledge of Allegiance, Roll Call of Commission and County Advisory Board Members to Manage Wildlife (CABMW) – Chairman Wallace**
- 2 **Approval of Agenda – Chairman Wallace – For Possible Action**
The Commission will review the agenda and may take action to approve the agenda. The Commission may remove items from the agenda, continue items for consideration or take items out of order.
- 3 **Nevada Department of Wildlife Project Updates – Secretary Wasley – Informational**
The Commission has requested that the Department provide regular project updates for ongoing projects and programs as appropriate based on geography and timing of meetings. These updates are intended to provide additional detail in addition to the summaries provided as part of the regular Department Activity Report and are intended to educate the Commission and public as to the Department's ongoing duties and responsibilities.

4 **Member Items/Announcements and Correspondence – Chairman Wallace – Informational**

Commissioners may present emergent items. No action may be taken by the Commission. Any item requiring Commission action may be scheduled on a future Commission agenda. The Commission will review and may discuss correspondence sent or received by the Commission since the last regular meeting and may provide copies for the exhibit file (Commissioners may provide hard copies of their correspondence for the written record). Correspondence sent or received by Secretary Wasley may also be discussed.

5 **County Advisory Boards to Manage Wildlife (CABMW) Member Items – Informational**

CABMW members may present emergent items. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.

6* **Approval of Minutes – Chairman Wallace – For Possible Action**

Commission minutes may be approved from the Sept. 23 and 24, 2016, meeting.

Commission Regulations - For Possible Adoption/Public Comment Allowed

7* **Commission Regulation 17-01, Taking of Raptors for Falconry for 2017- 2018 – Wildlife Diversity Administrator Jennifer Newmark – For Possible Action**

The Commission will consider and may take action to approve the 2017 - 2018 season dates, species, quotas, limits, closed areas, application procedures and deadlines, and take of raptors for falconry.

8* **Commission Regulation 17-02 Noncommercial Collection of Reptiles and Amphibians for 2017 - 2018 – Wildlife Diversity Administrator Jennifer Newmark – For Possible Action**

The Commission will consider and may take action to approve 2017 - 2018 season and limits for noncommercial hobby collecting of live, unprotected reptiles and amphibians.

Regulation for Workshop - Public Comment Allowed

9* **Commission General Regulation 470, Miscellaneous Petitions, LCB File No. R095 - 16 – Administrative Procedures Regulation and Policy Committee (APRPC) Chairman and Commissioner David McNinch – Workshop/Public Comment Allowed**

The Commission will hold a workshop to consider amending Chapter 501 of the Nevada Administrative Code (NAC). The regulation was developed by the Wildlife Commission's APRPC after several public meetings incorporating relevant suggestions from the public, legal counsel, the Department and the committee. The amendments will simplify petition form requirements and the petition process overall.

- 10 **Tag Allocation and Application Hunt Committee (TAAHC) – Commissioner and Committee Chairman Brad Johnston**
- A **Tag Allocation and Application Hunt Committee (TAAHC) Report – Commissioner and Committee Chairman Brad Johnston - Informational**
The Commission will hear a report on the committee’s recent meetings.
- B* **Partnership in Wildlife (PIW) Drawing and Restricted Nonresident Guided Deer Draw Applicant Eligibility – Operations Division Administrator Bob Haughian– For Possible Action**
The Tag Allocation and Application Hunt Committee (TAAHC) conducted public meetings on two related amendments to Chapter 502 of the Nevada Administrative Code. The first amendment is to change the PIW drawing to precede the main drawing. The change would allow all applicants who choose to apply for the PIW program to participate in the PIW drawing. The second amendment is allowing restricted nonresident guided deer hunt applicants to also apply for deer tags in the Silver State tag, PIW drawing and the main drawing if eligible. The Department has prepared a document that explains fees, tag eligibility, and the implementation of proposed changes. The Department is requesting the Commission to provide guidance to the Department for the drafting of possible regulation changes.
- 11* **Nevada Department of Wildlife License Simplification Strategy Update – Game Division Administrator Brian F. Wakeling – For Possible Action**
The Department has conducted substantial data analysis and public input since the effort to simplify hunting and angling license structures was initiated just over one year ago. The Department will provide an overview of the information obtained to date, along with suggestions for bundled privileges and fees. The Commission may vote to support the Department’s license structure proposal.
- 12* **Nevada Department of Wildlife Update of Guidelines for Harvest Management in Nevada – Game Division Administrator Brian F. Wakeling – For Possible Action**
The Department will provide an update on the status and process of refining the draft harvest guidelines for consideration by the Commission. The Department will provide a briefing on revisions since the September 2016 Commission Meeting. The Commission may provide the Department with direction regarding further development.
- 13* **Second Reading, Policy 2, Publications – Commissioner and APRPC Chairman David McNinch – For Possible Action**
The Commission will conduct a second reading of Commission Policy 2, Publications, and may take action to officially repeal the policy as recommended by the APRPC.
- 14* **Second Reading, Policy 31, Lahontan Cutthroat Trout Management Guidelines – Wildlife Staff Specialist Pat Sollberger – For Possible Action**
The Commission will conduct a second reading of Policy 31 with edits incorporated from the first reading on September 23, 2016. The Commission may take action to approve the policy.

15* **Second Reading, Policy 33, Fisheries Management Program – Wildlife Staff Specialist Pat Sollberger – For Possible Action**

The Commission will conduct a second reading of Policy 33 with edits incorporated from the first reading on September 23, 2016. The Commission may take action to approve the policy.

16 **Public Comment Period**

Persons wishing to speak are requested to complete a speaker's card and present it to the recording secretary. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda.

Saturday, Nov. 19, 2016 - 8:30 a. m.

17 **Call to Order, Pledge of Allegiance, Roll Call of Commission and County Advisory Board Members to Manage Wildlife (CABMW) – Chairman Wallace**

18 **Approval of Agenda – Chairman Wallace – For Possible Action**

The Commission will review the agenda and may take action to approve the agenda. The Commission may remove items from the agenda, continue items for consideration or take items out of order.

19 **Member Items/Announcements and Correspondence – Chairman Wallace and Secretary Wasley – Informational**

Commissioners may present emergent items. No action may be taken by the Commission. Any item requiring Commission action may be scheduled on a future Commission agenda. The Commission will review and may discuss correspondence sent or received by the Commission since the last regular meeting and may provide copies for the exhibit file (Commissioners may provide hard copies of their correspondence for the written record). Correspondence sent or received by Secretary Wasley may also be discussed.

20 **County Advisory Boards to Manage Wildlife (CABMW) Member Items – Informational**

CABMW members may present emergent items. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.

21 **Fallon Naval Air Station and Nellis Air Force Base Public Land Withdrawals Update – Chairman Wallace and Habitat Division Administrator Alan Jenne Support material for Fallon Naval Air Station available on www.FRTCModernization.com and support material for Nellis Air Force Base available at www.nttrleis.com**

A **Fallon Naval Air Station and Nellis Air Force Base Public Land Withdrawals Update – Habitat Division Administrator Habitat Alan Jenne and Wildlife Staff Specialist John Tull – Informational**

In accordance with the Commission's request a presentation will be provided on proposals being analyzed through the National Environmental Policy Act (NEPA) process for legislative action to extend the current administrative withdrawals and to consider additional areas for withdrawal at both the Fallon Naval Air Station and the Nevada Test and Training Range.

B Fallon Naval Air Station and Nellis Air Force Base Public Land Withdrawals – Chairman Grant Wallace – For Possible Action

The Commission will discuss the land withdrawal proposals and may take action to develop a letter with the Department's assistance stating the Commission's position.

22 Proposed Washoe County Federal Lands Bill Update – Chairman Wallace and Habitat Division Administrator Alan Jenne

Support material available at the following link:

www.washoecounty.us/csd/planning_and_development/conservation-act.php

A Proposed Washoe County Federal Lands Bill Update Habitat Division – Administrator Alan Jenne and Wildlife Staff Specialist John Tull – Informational

The Department will provide a report on the proposed Washoe County Federal Lands Bill.

B Proposed Washoe County Federal Lands Bill – Chairman Wallace – For Possible Action

The Commission will discuss the proposed Washoe County Federal Lands bill and may take action to develop a letter with the Department's assistance stating the Commission's position.

23 Reports – Informational

A* Wildlife Trust Fund Semi-Annual Report – Deputy Director Liz O'Brien

A report will be provided on the investment and expenditure of the money in the Wildlife Trust Fund for the period of July 1, 2015 to June 30, 2016, pursuant to NRS 501.3585.

B Department Activity Report – Secretary Wasley

A report will be provided on Nevada Department of Wildlife activities.

C* Litigation Report – Deputy Attorney General Harry Ward

D* Application Hunt 2016 Draw Report – Don Sefton, Systems Consultants

Systems Consultants will present an interim annual report of the 2016 big game draw. Information is presented in tables and charts and includes interim application, license and tag fees and counts as well as bonus point and client statistics for the draws already completed this year.

24* Predation Management Fiscal Year 2016 Report – Wildlife Staff Specialist Pat Jackson and Game Division Administrator Brian F. Wakeling – Informational

The Game Division will present the status of the 2016 Predation Management Report. Per Commission Policy 23, the Department shall prepare an annual Predation Management Status Report (Status Report) detailing results of the previous fiscal year's projects. This status report shall be presented at the last Commission meeting of each calendar year.

25* **Development of a Commission Policy Regarding Wildlife Contests – For Possible Action – Chief Game Warden Tyler Turnipseed**

The Commission will discuss a prior draft of a Wildlife Contest Policy forwarded by the Administrative Procedures, Regulations, and Policy Committee, which was discussed by the Commission at their August 12, 2016 meeting. The Commission may choose to discuss the merits of the policy and may amend, forward, discard, or reinstate development of a policy that articulates the Commission's perspective regarding contests of take of wildlife.

26 **Commission General Regulations for Adoption – For Possible Adoption**

A* **Commission General Regulation 463, Duties of Person Transporting Vessel or Conveyance, LCB File No. R093-16 – Wildlife Staff Specialist Karen Vargas – For Possible Action**

The Commission will consider amending Chapter 488 of the Nevada Administrative Code (NAC). The change amends Chapter 488 of NAC by adding a new section that requires the owner, operator or person in control of any vessel or conveyance that is launched on any body of water in this State to drain the water from the vessel or conveyance and any equipment on the vessel or conveyance and also requires the owner, operator or person in control of a vessel or conveyance that is transported on a public road in this State or has been taken out of any body of water in this State ensure that the drain plugs, drain valves and any other devices used to control the draining of water remain open while transporting the vessel or conveyance on public roads in this State. The proposed regulation also amends language in NAC 488.520 to accommodate the changes above and remove repetitive language. The Commission held a workshop on September 23, 2016, and no changes were recommended by the Commission.

B* **Commission General Regulation 471, Truckee River Motorized Vessel Closure, LCB File No. R139-16 – Chief Game Warden Tyler Turnipseed – For Possible Action**

The Commission will consider adopting an amendment to Chapter 488 of the Nevada Administrative Code (NAC). Existing regulations set forth certain bodies of water on which only vessels without motors are allowed and certain bodies of water on which only vessels without motors and vessels powered by electric motors are allowed. This regulation adds to the list of waters with such a restriction, the Truckee River from the California-Nevada state line to the point where the river enters the Pyramid Lake Indian Reservation. This regulation also extends the exception to the restrictions to all such specified waters and to any vessel that is owned, operated and used for official purposes by a federal, state or local governmental entity, or any vessel operating pursuant to a permit for a marine event that is requested by a federal, state or local governmental entity. The Commission held a workshop on September 23, 2016, and no changes were recommended by the Commission.

C* **Commission General Regulation 464, Appeals, LCB File No. R074-16 – APRPC Chairman and Commissioner David McNinch – For Possible Action**

The Commission will consider amending Chapter 501 of the Nevada Administrative Code (NAC). This regulation revises provisions relating to practice before the Commission. It provides more efficiency in scheduling appeals, will define that "calendar" days are used for calculation of deadlines, and more clearly notify the

appellant in advance of a hearing that the Commission has limited jurisdiction. It will also provide for two, separate Attorneys General (one for the Commission and one for the Department) to avoid conflicts with one attorney advising two sides of the appeal. It also requires the appellant to give the agency advance notice of legal representation to improve scheduling for a separate lengthier time needed on agendas.

These changes were approved at the May 12, 2016, meeting of the Wildlife Commission's APRPC which included relevant suggestions from the public and legal counsel. The Commission held a workshop in Reno on August 12, 2016, where the Commission asked to include information regarding the notice to the appellant and also to insert language that if a party fails to file certain information within 14 days they may waive their right to a hearing on the appeal. A revision of the regulation was requested from the Legislative Counsel Bureau (LCB); which, contained additional edits.

D* Commission General Regulation 465, Antelope and Elk Waiting Periods, LCB File R141-16 – Management Analyst 3 Maureen Hullinger – For Possible Action

The Commission will consider amending Chapter 502 of the Nevada Administrative Code (NAC). The TAAHC recommended the amendment to the regulation to standardize the waiting period for a person to be eligible to apply for each of the species antelope and elk after receiving a tag. Regardless of harvest, the antelope waiting period after receiving a tag would be three years, and the antlered elk waiting period after receiving a tag would be five years. The Commission held a workshop on this regulation on September 23, 2016. The Commission did not have any recommended changes.

27 Future Commission Meetings and Commission Committee Assignments – Secretary Tony Wasley and Chairman Wallace – For Possible Action

The next Commission meeting is scheduled for Feb. 10 and 11, 2017, in Reno and the Commission will review and discuss potential agenda items for that meeting. The Commission may change the time and meeting location at this time. The chairman may designate and adjust committee assignments and add or dissolve committees, as necessary at this time. Any anticipated committee meetings that may occur prior to the next Commission meeting may be discussed.

28 Public Comment Period

Persons wishing to speak are requested to complete a speaker's card and present it to the recording secretary. Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda.

*Support material provided and posted to the NDOW website, and updates to support material will be posted at ndow.org

*Support material for this meeting may be requested from Recording Secretary Suzanne Scourby at (775) 688-1599; supporting material for this meeting is available for the public at the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Reno, NV, 89511. In accordance with NRS 241.020 this agenda closes three days prior to the meeting date and has been posted on the NDOW website at NDOW.org and at the following Department of Wildlife offices: 1100 Valley Road, Reno, NV, 89512; 380 W. "B" Street, Fallon, NV, 89406; 815 E. Fourth Street, Winnemucca, NV 89445; 60 Youth Center, Elko, NV, 89801; 1218 N. Alpha Street, Ely, NV 89301; 744 S. Racetrack Road, Henderson, NV 89015; and 4747 W. Vegas Dr., Las Vegas, NV, 89108.

Notice to the Public: Nevada Department of Wildlife receives Federal Aid in Fish and/or Wildlife Restoration. The U.S. Department of the Interior prohibits discrimination on the basis of race, color, national origin, age, sex, or disability. Individuals with hearing impairment may contact the Department at 775-688-1500 via a text telephone (TTY) telecommunications device by first calling the State of Nevada Relay Operator at 1-800-326-6868. Disabled individuals in need of special services should contact the Department prior to the meeting at (775) 688-1599.

Item 5

DRAFT MINUTES
Regular Meeting
Carson City Advisory Board to Manage Wildlife
Monday September 19, 2016 ● 4:00 PM
Planning Division Conference Room A
108 East Proctor Street, Carson City, Nevada

Board Members

Chair – Doug Martin

Vice Chair – Stan Zuber

Member – Robert Boehmer

Member – Gil Yanuck

Staff

Jason Woodbury, District Attorney

Tamar Warren, Deputy Clerk

NOTE: A recording of these proceedings, the board’s agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record. These materials are on file in the Clerk-Recorder’s Office, and available for review during regular business hours. Audio recordings of the board’s meetings are available on www.carson.org/minutes.

1. CALL TO ORDER AND DETERMINATION OF QUORUM

(4:01:32) – Chairperson Martin called the meeting to order. Roll was called. A quorum was present. Member Boehmer was absent.

Attendee Name	Status	Arrived
Doug Martin	Present	
Stan Zuber	Present	
Robert Boehmer	Absent	
Gil Yanuck	Present	

2. PUBLIC COMMENT

(4:01:54) – Chairperson Martin advised of having seen a recent newspaper article regarding the Veterans Leather Program. Chairperson Martin introduced Al Bye, who provided background information on the Veterans Leather Program. Mr. Bye distributed informational materials and briefly described the manufacture of wheelchair gloves for veterans. He expressed appreciation for the opportunity to comment, and responded to questions regarding the program. Chairperson Martin entertained additional public comment; however, none was forthcoming.

3. For Possible Action: ADOPTION OF AGENDA.

(4:07:32) – Chairperson Martin introduced this item, and entertained modifications to the agenda. When no modifications were forthcoming, he entertained a motion. **MOTION: Move to approve the agenda, as written.**

RESULT:	APPROVED (3-0-0)
MOVER:	Yanuck
SECONDER:	Zuber
AYES:	Martin, Zuber, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	Boehmer

4. Informational Item: DISCLOSURES

(4:07:56) – Chairperson Martin introduced this item. Member Yanuck advised of recent discussions with citizens, following the last Board of Wildlife Commissioners meeting, regarding NDOW’s proposed license simplification strategy.

5. For Possible Action: APPROVAL OF MINUTES – June 20, 2016 and August 8, 2016

(4:09:07) – Chairperson Martin noted that he had been absent from the August 8th meeting and, therefore, would abstain from commenting on the minutes. Ms. Warren explained that the June minutes were not available in August due to staffing issues. Mr. Woodbury explained the necessity to provide the explanation relative to Open Meeting Law requirements. Chairperson Martin entertained a motion to approve the minutes. **Vice Chairperson Zuber moved to approve the June 20th and August 8th minutes. Member Yanuck seconded the motion.** Chairperson Martin entertained discussion on the motion and, when none was forthcoming, called for a vote. **Motion carried 3-0.**

6. For Possible Action: UPDATES ON URBAN WILDLIFE EDUCATION AND OUTREACH PROGRAM DEVELOPED BY NDOW AND UNR COOPERATIVE EXTENSION STAFF.

(4:11:03) – Chairperson Martin introduced this item, and advised of having nothing to report. He entertained comments of the board members; however, none were forthcoming.

7. For Possible Action: CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE CONSENT AGENDA ITEMS.

(4:11:43) – Chairperson Martin introduced this item, and entertained discussion. Vice Chairperson Zuber provided an overview of extensive discussion which took place regarding item 7-B at the August 8, 2016 meeting. Following a brief discussion, Chairperson Martin entertained a motion. **MOTION: Move to approve the Consent Agenda, as submitted**

RESULT:	APPROVED (3-0-0)
MOVER:	Yanuck
SECONDER:	Zuber
AYES:	Martin, Zuber, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	Boehmer

7-A. For Possible Action: COMMISSION GENERAL REGULATION 468, BONUS POINT TRANSFER, LCB FILE NO. R104-16 - MANAGEMENT ANALYST 3 MAUREEN HULLINGER. The commission will consider amending Chapter 502 of the Nevada Administrative Code. Existing regulation provides for the accumulation of bonus points by a person who applies for certain drawings for tags required for hunting certain species. Such bonus points accumulate and give the person a mathematical advantage in subsequent drawings for a tag. Under existing regulations, a person who changes his or her state of residence may request a transfer of any accumulated bonus points to himself or herself as a resident or nonresident of this State, as appropriate. This proposed regulation change provides the authority to the Department to make such a transfer automatic upon the person's change of residence. *The commission held a workshop on this regulation change on August 12, 2016. The commission did not have any recommended changes and requested to consider adoption of this regulation at the September commission meeting.*

7-B. For Possible Action: COMMISSION GENERAL REGULATION 469, TRUCKEE RIVER TACKLE RESTRICTION, LCB FILE NO. R094-16 - FISHERIES DIVISION ADMINISTRATOR JON SJÖBERG. The commission will consider amending Chapter 503 of the Nevada Administrative Code. The proposed change revises NAC 503.504 to require the use of certain types of fishing tackle in portions of the Truckee River. Only artificial lures with single barbless hooks may be used on the Truckee River from 1,000 feet downstream of Derby Dam to the Pyramid Lake Paiute Reservation boundary, from February 1 through May 31 each year, to reduce incidental mortality of spawning adult Lahontan cutthroat trout. *The commission held a workshop on this regulation change on August 12, 2016. The commission did not have any recommended changes and requested to consider adoption of this regulation at the September commission meeting.*

7-C. For Possible Action: COMMISSION GENERAL REGULATION 458, ELECTRONIC RIFLE TRIGGERS, CALIBER AND CARTRIDGE LENGTH, AND SMOKELESS POWDER RESTRICTIONS, LCB FILE NO. R144-15 - CHIEF GAME WARDEN TYLER TURNIPSEED. The commission will consider adopting an amendment to Chapter 503 of the Nevada Administrative Code. The proposed regulation amendment contains several changes. The first change will clarify the use of black powder substitutes that are considered smokeless powder. The second change would make it legal to hunt big game mammals with a handgun if the handgun uses a centerfire cartridge of .22 or larger [and has a barrel length of 4 inches or more.] The third change would make it unlawful to hunt a big game mammal with a rifle using a centerfire cartridge larger than .50 caliber or with a case length longer than 3 inches. The amendment would also make it unlawful to hunt a big game mammal with any firearm equipped with any sighting system using a computer or electronically controlled firing mechanism. *Two workshops have been held on this proposed regulation change: one on January 29, 2016 and one on March 25, 2016. The commission directed the Department to change "3.8 inches overall loaded length" to "3 inches case length"; change ".46 caliber or larger" to "larger than .50 caliber"; change the minimum legal handgun cartridge to "caliber .22 or larger"; and change "electronic or computer controlled trigger" to "sighting system using a computer or electronically controlled firing mechanism." Another hearing was held on June 25, 2016; however, the commission only allowed public comment. The commission did not discuss the proposed regulation.*

7-D. For Possible Action: FIRE RELATED EMERGENCY ANTLERLESS DEER HUNTS FOR PORTIONS OF UNITS 067 AND 068 - GAME DIVISION ADMINISTRATOR BRIAN F. WAKELING AND EASTERN REGION GAME DIVISION SUPERVISOR TOM DONHAM. The Department will brief the commission on the effects of the Hot Pot Fire in portions of Units 067 and 068 north of Battle Mountain, and provide a description of conditions on critical mule deer winter range in the area. The Department plans to use antlerless deer hunts during fall 2016 to reduce deer abundance and subsequent deer mortality on the winter range, and also lessen potential impacts to the remaining habitat. The commission may vote to support the Department's action.

8. For Possible Action: DISCUSSION REGARDING NON-REGULATORY AGENDA ITEMS AS PART OF THE SEPTEMBER 23 AND 24, 2016 NEVADA BOARD OF WILDLIFE COMMISSIONERS MEETING. Other than those items listed under the CCABMW consent agenda (item 7 above), the remaining items on the attached September 23 and 24, 2016 Nevada Board of Wildlife Commissioners agenda typically require no action of the Carson City Advisory Board to Manage Wildlife. Occasionally, one or more advisory board members may have a desire to discuss these items and such discussion may result in action in the form of advice or a recommendation by this advisory board to the Nevada Board of Wildlife Commissioners. There will be no public comment unless action will be taken on an item.

(4:16:27) – Chairperson Martin introduced this item, and Vice Chairperson Zuber discussed item 23 on the Board of Wildlife Commissioners agenda, Commissioner Regulation 16-02, Amendment #1, Fishing Seasons and Bag Limits for March 1, 2016 through February 28, 2018. Chairperson Martin provided additional clarification of the

proposed amendment, and entertained a motion. **MOTION: To support the Department’s recommendation to the Board of Wildlife Commissioners regarding the limitation on the Truckee River.**

Chairperson Martin entertained public comment. (4:20:20) NDOW Regional Biologist Travis Hawkes explained the purpose of the proposed amendment to protect the spawning Lahontan cutthroat trout “that may or may not start showing up in the next calendar year from Pyramid Lake. We wanted to get out in front of this for the most part and not be reactionary like we have in the past. We’d rather have this catch and release regulation in place and not take opportunity away from the sportsmen while still being able to protect those fish. We were concerned that there would be a push to close the River completely to fishing and we want to avoid that.” In response to a question, Mr. Hawk advised that anglers are currently fishing for warm water species. “There’s a decent catfish population down there, there are some bass down there. ... it’s very limited ... less than a hundred angler days per year on that stretch of the River. We put in an angler drop box two years ago to ... monitor that ... and it’s extremely limited. What we foresee, if these large, adult Pilot Peak Lahontan cutthroat trout start showing up in the lower River, that the word will get out in the angling community and they’ll be there targeting those fish specifically. So that’s what this regulation is meant to address.”

In response to a further question, Mr. Hawkes advised that the particular species has “been showing up in the lower River for a decade now, but they’re not able to pass Marble Bluff Dam. It’s a full barrier. Since 2014, the U.S. Fish and Wildlife Service has been passing a limited number upstream of Marble Bluff Dam which, from Marble Bluff to the next dam, Numana, ... there’s about an eight-mile stretch of river ... And those fish are passing and they’re successfully spawning in that stretch of the River. ... in 2016, they put radio frequency tags in 30 of those fish and, within two days, those 30 fish had made the eight-mile trek, from Marble Bluff to Numana, and were stopped at Numana which is the next full barrier. And when they realize they can’t cross there, they start looking for suitable spawning habitat and so they’re spawning in that stretch of River.

“In meetings with the Fish and Wildlife Service and the Tribe, the Fish and Wildlife Service has got permission to start passing fish over Numana. So once they pass Numana, then that’s when they enter the State of Nevada’s jurisdiction because they’ll swim into Nevada off tribal ground and then that’s when they become a sport fish and, basically, people can take them. And, in talks with them, the Fish and Wildlife Service has told us that they could and want to start passing them, this spring, over Numana. So that’s why we want this regulation in place this upcoming year because then they will be showing up.”

Chairperson Martin entertained additional questions and, when none were forthcoming, entertained additional public comment. (4:24:10) Fred Voltz inquired as to whether NDOW had conducted studies to determine “how many fish deaths occur from the catch and release process.” Mr. Hawkes advised that NDOW has not conducted any catch and release studies “but the library on the topic is exhaustive and can be looked up at really any point in time. Basically, the big take-home message from all the studies is it’s mostly a function of handling the fish. How long people are handling the fish directly affects the survival of the fish. ... the single, barbless hook greatly reduces the time it takes to remove that hook from the fish which, in turn, increases survival.”

RESULT:	APPROVED (3-0-0)
MOVER:	Zuber
SECONDER:	Yanuck
AYES:	Martin, Zuber, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	Boehmer

Chairperson Martin entertained additional discussion of items on the Board of Wildlife Commissioners' agenda. Member Yanuck referred to item 28, Nevada Department of Wildlife License Simplification Strategy Update, and provided an overview of a presentation by Game Division Administrator Brian Wakeling at the August Board of Wildlife Commissioners meeting. Member Yanuck advised of having solicited input to determine "what it's really going to cost." Member Yanuck anticipates the license simplification strategy will "appeal to a good number of people because, currently, a lot of people who are both anglers and hunters will buy a combination license. ... particularly ... seniors have a great advantage in the price they're paying for a combination hunting and fishing license. ... The concept presented by Mr. Wakeling combines a lot of those things ... You get two rods, you get the hunting and the fishing and you'll get the upland game." Member Yanuck provided an overview of comments from citizens and from Department representatives. He pointed out "we have not had an increase in ... over ten years in our fee structure. ... If you look around ... at other states, their fees and license have gone up anywhere from ten to 20 percent and those are just the surrounding states near us." Member Yanuck advised of having encouraged citizens to attend this meeting or attend the Board of Wildlife Commissioners to provide input. He expressed the belief that the Commission will vote in favor of the license simplification strategy, and the opinion that "some people just don't like the idea of having to pay for something they know they're not going to use."

Discussion took place and Member Yanuck expressed the opinion that NDOW did not conduct sufficient public outreach prior to proposing the license simplification strategy. Mr. Hawkes acknowledged that the license fee structure is established by statute. Additional discussion followed, and Chairperson Martin entertained a motion. **MOTION: To request the Board of Wildlife Commissioners to direct NDOW to provide as much detailed information to the county advisory boards and to the public about the license simplification strategy.** Chairperson Martin entertained public comment and, when none was forthcoming, entertained discussion on the motion. Following a brief discussion, Chairperson Martin called for a vote on the pending motion.

RESULT:	APPROVED (3-0-0)
MOVER:	Yanuck
SECONDER:	Zuber
AYES:	Martin, Zuber, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	Boehmer

Chairperson Martin entertained additional requests to hear items from the Board of Wildlife Commissioners agenda; however, none were forthcoming.

9. For Possible Action: DISCUSSION REGARDING ADVISORY BOARD MEMBER COMMITMENT(S) TO THE SEPTEMBER 23 AND 24, 2016 WILDLIFE COMMISSION MEETING IN LAS VEGAS

(4:46:59) – Chairperson Martin introduced this item, and Member Yanuck acknowledged he would attend the meeting. No formal action was taken.

10. Informational Item: NEXT CCABMW MEETING. The next meeting of the Nevada Board of Wildlife Commissioners is scheduled for November 18 and 19, 2016 in Reno. The next meeting of the Carson City Advisory Board to Manage Wildlife is, therefore, tentatively scheduled for Monday, November 14, 2016

(4:47:44) – Chairperson Martin introduced this item and, in response to a question, Ms. Warren advised that she would check the availability of the Sierra Room for the next CCABMW meeting. (4:50:19) Ms. Warren advised

that the Sierra Room was booked on Monday, November 14th but was available on Tuesday, November 15th. The board members agreed to check their schedules, and Ms. Warren advised that she would tentatively reserve the Sierra Room for Tuesday, November 15th.

11. FUTURE AGENDA ITEMS

(4:49:54) – Chairperson Martin introduced this item, and discussion took place regarding possible future agenda items. Chairperson Martin requested to agendaize Senior Park Planner Vern Krahn to provide a status report on possible future projects at the Rifle and Pistol Range. Chairperson Martin entertained additional suggestions for future agenda items; however, none were forthcoming.

12. PUBLIC COMMENT

(4:53:05) – Chairperson Martin entertained public comment; however, none was forthcoming.

13. For Possible Action: ACTION ON ADJOURNMENT

(4:53:32) – Chairperson Martin entertained a motion. **Member Yanuck moved to adjourn the meeting at 4:53 p.m. The motion was seconded by Vice Chairperson Zuber. Motion carried 3-0.**

The minutes of the September 19, 2016 meeting of the Carson City Advisory Board to Manage Wildlife are approved on this ____ day of November, 2016.

DOUG MARTIN, Chair

**Draft Legislation
VERSION 1.4**

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

- Section 1.** *Chapter 501 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this act.*
- Section 2.** *“Council” means the Nevada Wildlife Public Education Council created by section 3 of this act.*
- Section 3.**
 - 1.** *There is hereby created within the Department the Nevada Wildlife Public Education Council. The Council consists of the following seven members:*
 - (a) A representative of the Department, designated by the Director; and;*
 - (b) The following members to be appointed by the Director with the advice of the Chair of the Commission:*
 - (1) One member of the Commission or his or her designee;*
 - (2) Three residents of this State who are selected from the list of Candidates compiled pursuant to subsection 11, NRS 501.181 as amended by this act;*
 - (3) One resident of this State who represents small businesses that are substantially affected by hunting and fishing in this State; and*
 - (4) One resident of this State who is not an employee of the Department and who has a background in media or marketing sufficient to advise the Council in carrying out its duties pursuant to section 5 of this act.*
 - 2.** *The Director shall, to the extent practicable, ensure that the membership of the Council represents all geographic areas of this State.*
 - 3.** *After the initial terms, each member of the Council appointed pursuant to paragraph (b) of subsection 1 serves a term of 4 years.*
 - 4.** *A vacancy in the appointed membership of the Council must be filled in the same manner as the original appointment for the remainder of the unexpired term.*
 - 5.** *An appointed member of the Council may be reappointed, but must not serve more than two full terms.*
 - 6.** *Each member of the Council:*

(a) Serves without compensation; and

(b) While engaged in the business of the Council, is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.

7. The Director may remove any appointed member of the Council for just cause in accordance with NRS 501.172.

Section 4.

1. At the first meeting of the Council, the Council shall adopt the procedural bylaws and policies necessary to aid in the performance of its duties and elect from its members a chairperson and other officers as it considers necessary or appropriate. Upon the expiration of the term of an officer elected pursuant to this subsection, the Council shall, at the next subsequent meeting of the Council, elect an officer to fill the vacated position.

2. The Council shall meet at least once each calendar quarter and at other times upon the call of the Chair or a majority of its members.

3. A majority of the members of the Council constitutes a quorum for the transaction of business, and a quorum may exercise any power or authority conferred on the Council.

4. Meetings of the Council must be conducted in accordance with Chapter 241 of NRS.

5. Except as otherwise provided by specific statute, the documents and other information compiled by the Council in the course of its business are public records.

6. The Department shall provide the Council with the necessary administrative support to carry out its duties in accordance with NRS Chapter 241.

Section 5.

1. The Council shall, in cooperation with the Department:

(a) Develop and implement, in collaboration with a marketing or advertising agency, an effective, comprehensive media-based public informational programs to educate, promote and engage Nevadans about responsible wildlife stewardship including, but not limited to, identifying:

(1) The essential roles and contributions of the conservation hunting and fishing communities;

(2) The history of wildlife in Nevada;

(3) The benefits of wildlife to Nevadans;

(4) The benefits of wildlife management;

(5) The wildlife recreational opportunities in Nevada;

(6) The significant value of fish and game as food source; and

(7) The economic benefit to Nevada's communities and tourism industry.

(b) The program must promote and include, without limitation, information to educate Nevadans that hunting, fishing and the harvest and consumptive uses of wildlife are:

(1) Necessary for the conservation, preservation and scientific management of wildlife in this State;

(2) A valued and integral part of the cultural heritage of this State that must be perpetuated; and

(3) An important part of the economy of this State.

(c) Not later than 120 days after the Council's first meeting of each year, prepare an operational plan with strategic goals and milestones in furtherance of the duties of the Council for the Directors approval.

(d) Prepare a request for proposals for the purpose of selecting a marketing or advertising agency.

(e) Establish criteria for grading and selecting a marketing or advertising agency based on the RFP's.

(f) Conduct surveys for the purpose of developing a marketing campaign and determining the effectiveness of a campaign.

2. Prepare, review and approve each annual budget for the Council and review any periodic financial reports provided by the Department that are related to the activities of the Council.

3. Prepare a report to the Director and the Commission on or before January 31st of each even-numbered year with:

(a) The operational plan prepared pursuant to subsection 1 and the public information programs implemented;

(b) A financial accounting of the Subaccount; and

(c) Any recommendations concerning the council.

Section 6.

1. The Wildlife Public Education subaccount (Subaccount) is created within the Wildlife Heritage Account.

2. The activities of the Council shall be funded by allocation of money from the Wildlife Heritage Account to the Subaccount in accordance with the provisions of section 9.3, NRS 501.3575 as amended by this act.

3. The Director or the Council may apply for and accept any available grants and may accept any bequests, devises, donations or gifts from any public or private source to fund the activities of the Council.

4. Any money described in subsections 1 and 2 must be used for the activities of the Council and accounted for separately in the Subaccount. Except as otherwise provided by law or by the terms of any grant, bequest, devise, donation or gift, any money remaining at the end of a fiscal year does not revert to the Wildlife Heritage Account or the State General Fund and must be carried over to the next fiscal year.

5. The council shall approve expenditures from the Subaccount by appropriation:

(a) To support the program designated under Section 5 and to pay any of the department's administrative costs not already accessed in implementing this section, not to exceed 10% of the annual appropriations from the subaccount; and

(b) In accordance with the operational plan and within the scope of the activities and funding levels authorized by the operational plan; and

(c) In compliance with NRS 501.115 and NRS 501.117, being the assent legislation of the state to the provisions of the Pittman-Robertson Act, U.S.C. §§ 669 – 669 and the Dingell-Johnson Act, 16 U.S.C. §§ 777 – 777.

6. The department shall be the sole administrator of the Subaccount for auditing purposes.

Section 7. NRS 501.001 is hereby amended to read as follows:

501.001 As used in this title, unless the context otherwise requires, the words and terms defined in NRS 501.003 to 501.097, inclusive, and section 2 of this act have the meanings ascribed to them in those sections.

Section 8. NRS 501.181 is hereby amended to read as follows:

The Commission shall:

1. Establish broad policies for:

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

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

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

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

3. Establish policies for areas of interest including:

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

(b) The control of wildlife depredations.

(c) The acquisition of lands, water rights and easements and other property for the management, propagation, protection and restoration of wildlife.

(d) The entry, access to, and occupancy and use of such property, including leases of grazing rights, sales of agricultural products and requests by the Director to the State Land Registrar for the sale of timber if the sale does not interfere with the use of the property on which the timber is located for wildlife management or for hunting or fishing thereon.

(e) The control of nonresident hunters.

(f) The introduction, transplanting or exporting of wildlife.

(g) Cooperation with federal, state and local agencies on wildlife and boating programs.

(h) The revocation of licenses issued pursuant to this title to any person who is convicted of a violation of any provision of this title or any regulation adopted pursuant thereto.

4. Establish regulations necessary to carry out the provisions of this title and of chapter 488 of NRS, including:

(a) Seasons for hunting game mammals and game birds, for hunting or trapping fur-bearing mammals and for fishing, the daily and possession limits, the manner and means of taking wildlife, including, but not limited to, the sex, size or other physical differentiation for each species, and, when necessary for management purposes, the emergency closing or extending of a season, reducing or increasing of the bag or possession limits on a species, or the closing of any area to hunting, fishing or trapping. The regulations must be established after first considering the recommendations of the Department, the county advisory boards to manage wildlife and others who wish to present their views at an open meeting. Any regulations relating to the closure of a season must be based upon scientific data concerning the management of wildlife. The data upon which the regulations are based must be collected or developed by the Department.

(b) The manner of using, attaching, filling out, punching, inspecting, validating or reporting tags.

(c) The delineation of game management units embracing contiguous territory located in more than one county, irrespective of county boundary lines.

(d) The number of licenses issued for big game and, if necessary, other game species.

5. Adopt regulations requiring the Department to make public, before official delivery, its proposed responses to any requests by federal agencies for its comment on drafts of statements concerning the environmental effect of proposed actions or regulations affecting public lands.

6. Adopt regulations:

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

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

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

8. Adopt regulations governing the trapping of fur-bearing mammals in a residential area of a county whose population is 100,000 or more.

9. Adopt regulations prescribing the circumstances under which a person, regardless of whether the person has obtained a valid tag issued by the Department, may assist in the killing and retrieval of a wounded big game mammal by another person who:

(a) Is a paraplegic, has had one or both legs amputated or has suffered a paralysis of one or both legs which severely impedes the person's walking; and

(b) Has obtained a valid tag issued by the Department for hunting that animal.

10. In establishing any policy or adopting any regulations pursuant to this section, first consider the recommendations of the Department, the county advisory boards to manage wildlife and other persons who present their views at an open meeting of the Commission.

11. Maintain a list of qualified candidates for appointment to the Council that is compiled from recommendations by established Nevada sportsman organizations and the County Advisory Boards to Manage Wildlife. The Commission shall not include a person on the list of candidates unless the person has been a resident of this State for at least 5 years and has held a resident hunting, fishing or trapping license, or any combination of such licenses, in this State for at least 3 of the immediately preceding 5 years.

Section 9.3 *NRS 501.3575 is hereby amended to read as follows:*

1. The Wildlife Heritage Account is hereby created in the State General Fund. The money in the Account must be used by the Department as provided in this section for:

- (a) The protection, propagation, restoration, transplantation, introduction and management of any game fish, game mammal, game bird or fur-bearing mammal in this State; and**
- (b) The management and control of predatory wildlife in this State; and**
- (c) Funding the activities of the Nevada Wildlife Public Education Council.**

2. Except as otherwise provided in NRS 502.250, money received by the Department from:

- (a) A bid, auction, Silver State Tag Drawing or Partnership in Wildlife Drawing conducted pursuant to NRS 502.250; and**
- (b) A gift of money made by any person to the Wildlife Heritage Account; and**
- (c) Any money received pursuant to subsection 3 of section 6 of this act must be deposited in the Subaccount and accounted for separately.**

3. The interest and income earned on the money in the Wildlife Heritage Account, after deducting any applicable charges, must be credited to the Account.

4. For the period beginning on July 1, 2017, and ending on June 30, 2021, to fund the activities of the Council, the Department may annually transfer from the principal of the Wildlife Heritage Account to the Wildlife Public Education subaccount;

- (a) Not more than \$450,000; and**
- (b) In addition an amount of money not greater than 20 percent of the amount of money deposited in the Account pursuant to subsection 2 during the previous year.**

5. The interest and income earned on the money in the Subaccount, after deducting any applicable charges, must be credited to the Subaccount.

6. The Department may annually expend from the Wildlife Heritage Account an amount of money not greater than 80 percent of the money deposited in the Account pursuant to subsection 2 during the previous year and the total amount of interest earned on the money in the Account during the previous year.

6. Except for expenditures made pursuant to subsection 4, the Commission shall review and approve expenditures from the Account, and no money may be expended from the Account without the prior approval of the Commission.

7. The Commission shall administer the provisions of this section and may adopt any regulations necessary for that purpose.

Section 9.7. Section 9.3. of this act is hereby amended to read as follows:

NRS 501.3575 is hereby amended to read as follows:

1. The Wildlife Heritage Account is hereby created in the State General Fund. The money in the Account must be used by the Department as provided in this section for:

- (a) The protection, propagation, restoration, transplantation, introduction and management of any game fish, game mammal, game bird or fur-bearing mammal in this State;**
- (b) The management and control of predatory wildlife in this State; and**
- (c) Funding the activities of the Nevada Wildlife Public Education Council.**

2. Except as otherwise provided in NRS 502.250, money received by the Department from:

- (a) A bid, auction, Silver State Tag Drawing or Partnership in Wildlife Drawing conducted pursuant to NRS 502.250; and**
- (b) A gift of money made by any person to the Wildlife Heritage Account, must be deposited with the State Treasurer for credit to the Account.**
- (c) Any money received pursuant to subsection 3 of section 6 of this act must be deposited in the Subaccount and accounted for separately.**

3. The interest and income earned on the money in the Wildlife Heritage Account, after deducting any applicable charges, must be credited to the Account.

4. To fund the activities of the Council, the Department may annually transfer from the principal of the Wildlife Heritage Account to the Wildlife Public Education subaccount;

- (a) An amount of money not greater than 17 percent of the amount of money deposited in the Account pursuant to subsection 2 during the previous year.**

5. The interest and income earned on the money in the Subaccount, after deducting any applicable charges, must be credited to the Subaccount.

6. The Department may annually expend from the Wildlife Heritage Account an amount of money not greater than 80 percent of the money deposited in the Account pursuant to subsection 2 during the previous year and the total amount of interest earned on the money in the Account during the previous year.

7. Except for expenditures made pursuant to subsection 4, the Commission shall review and approve expenditures from the Account, and no money may be expended from the Account without the prior approval of the Commission.

8. The Commission shall administer the provisions of this section and may adopt any regulations necessary for that purpose.

Section 10.

1. The Director of the Department of Wildlife shall:

(a) Appoint the initial members of the Nevada Wildlife Public Education Council in accordance with paragraph (b) of subsection 1 of section 3 of this act not later than October 1, 2017.

(b) Call the first meeting of the Council, which must take place on or before December 31, 2017.

2. At the first meeting of the Council, the six members initially appointed by the Director of the Department of Wildlife pursuant to paragraph (a) of subsection 1 shall choose their terms of office by lot, in the following manner:

(a) Two members for terms of 2 years;

(b) Two members for terms of 3 years; and

(c) Two members for terms of 4 years.

Section 11.

1. This section and sections 1 to 9.3., inclusive, and 10 of this act become effective on July 1, 2017.

2. Section 9.7 of this act becomes effective on July 1, 2021.