

**ADOPTED REGULATION OF THE
BOARD OF WILDLIFE COMMISSIONERS**

LCB File No. R110-09

Effective January 28, 2010

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

AUTHORITY: §1, NRS 488.045, 488.059, 501.105, 501.181 and 501.243; §2, NRS 501.105, 501.181 and 504.143.

A REGULATION relating to wildlife management areas; providing that only vessels without motors may be used during certain periods on the Dacey Reservoir in the Wayne E. Kirch Wildlife Management Area; revising certain other provisions governing the use of the Dacey Reservoir; and providing other matters properly relating thereto.

Section 1. NAC 488.467 is hereby amended to read as follows:

488.467 1. Except as otherwise provided in this section, use of vessels is restricted in the following wildlife management areas:

(a) In the Overton Wildlife Management Area, located in Clark County, vessels are prohibited on all ponds. Vessels are allowed on the portion of the area inundated by Lake Mead, except that on Overton Hunt Days, vessels may be used only by persons authorized to hunt waterfowl.

(b) In the Humboldt Wildlife Management Area, located in Churchill and Pershing counties:

(1) All vessels are prohibited on the ponds in the Humboldt and Toulon Sink areas 5 days before the opening day of the waterfowl season.

(2) Airboats are prohibited on the Humboldt Sink until 1 hour after the legal shooting time on the opening day of the waterfowl season.

(3) Airboats are prohibited on the Toulon portion of the area during the waterfowl season.

(c) In the Mason Valley Wildlife Management Area, located in Lyon County, all vessels are prohibited from February 15 through August 15 of each year, except on:

- (1) Hinkson Slough;
- (2) Bass Pond;
- (3) Crappie Pond;
- (4) Beaver Slough;
- (5) The Walker River; and
- (6) North Pond.

(d) In the Fort Churchill Cooling Pond Cooperative Wildlife Management Area, all vessels and floating devices, except for vessels used by employees of ~~the Sierra Pacific Power Company~~ *NV Energy* in the performance of their official duties, are prohibited on the pond.

(e) In the Wayne E. Kirch Wildlife Management Area, only vessels without motors may be used on the Dacey Reservoir from February 15 through August 15 of each year.

2. The provisions of subsection 1 do not apply to vessels owned, operated and used for official purposes by the Department.

3. For the purposes of this section, a vessel is being used if the vessel:

- (a) Is upon the waters of this State, including, without limitation, if it is tied or fastened to a dock, mooring or shore; and
- (b) Is not aground on the shore.

Sec. 2. NAC 504.120 is hereby amended to read as follows:

504.120 1. Except as otherwise provided in subsection 6, a person shall not enter, occupy, use or be upon the following described portion of the Scripps Wildlife Management Area from February 15 through August 15:

That portion of the Scripps Wildlife Management Area which lies south of Little Washoe Lake, as posted, and further described as including all or portions of Sections 1 and 2, T. 16 N., R. 19 E., M.D.B. & M. and Sections 25, 26, 35 and 36, T. 17 N., R. 19 E., M.D.B. & M.

2. Except as otherwise provided in subsection 6, a person shall not enter, occupy, use or be upon the following described portion of the Key Pittman Wildlife Management Area from February 15 through August 15:

The portion of Nesbitt Lake north of the old fence line.

3. Except as otherwise provided in subsection 6, a person shall not enter, occupy, use or be upon the following described portion of the Wayne E. Kirch Wildlife Management Area from February 15 through August 15:

The upper portion of Adams-McGill, Cold Springs, *Dacey* and Haymeadow reservoirs, as posted, and all of ~~[Dacey and]~~ *the* Tule ~~[reservoirs.]~~ *Reservoir.*

4. Except as otherwise provided in subsection 6, a person shall not enter, occupy, use or be upon the following described portion of the Mason Valley Wildlife Management Area from February 15 through August 15:

The eastern portion of the main developed pond area, as posted.

5. Except as otherwise provided in subsection 6, a person shall not enter, occupy, use or be upon the following described portion of the Overton Wildlife Management Area from March 1 through August 1:

The Honey Bee Pond and the Center Pond.

6. The provisions of subsections 1 to 5, inclusive, do not apply to authorized personnel in the performance of their official duties.

**STATE OF NEVADA
BOARD OF WILDLIFE COMMISSIONERS**

INFORMATIONAL STATEMENT

1. Description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

The proposed regulation was noticed and posted on an agenda according to the Open Meeting Law; distributed to the Board of Wildlife Commissioners, 17 county advisory boards to manage wildlife, and other interested persons; presented at a public workshop and at the board of Wildlife Commissioners' public meeting. A summary is available by contacting the Department of Wildlife.

2. The number of persons who:

- (a) **Attended each hearing:** 38 Workshop/ 38 Hearing
- (b) **Testified at each hearing:** 0
- (c) **Submitted to the agency written statements:** 0

3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary: A summary is available by contacting the Department of Wildlife. No business was specifically affected. Copies can be obtained from the Nevada Department of Wildlife.

4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change: N/A

5. The estimated economic effect of the regulations on the businesses they are to regulate and on the public.

(a) **Estimated economic effect on the businesses which they are to regulate.**

- (1) **Adverse – None**
- (2) **Beneficial – None**
- (3) **Immediate – None**
- (4) **Long term – None**

(b) **Estimated economic effect on the public which they are to regulate.**

- (1) **Adverse – None**
- (2) **Beneficial – None**
- (3) **Immediate – None**
- (4) **Long term – None**

6. The estimated cost to the agency for enforcement of the proposed regulation: N/A

7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary:

If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency:

8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions: N/A

9. If the 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: N/A