



STATE OF NEVADA

DEPARTMENT OF WILDLIFE

Law Enforcement Division

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MEMORANDUM

September 23, 2016

To: Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

From: Tyler Turnipseed, Chief Game Warden

Title: **Commission General Regulation 471, Closure of Truckee River to Motorized Vessels, LCB File No. R139-16 – Workshop/Public Comment Allowed**

Description: The Board of Wildlife Commissioners will consider an amendment to Nevada Administrative Code (NAC) 488.570 relating to vessels; authorizing only vessels without motors on the Truckee River; providing an exception for governmental entities.

Presenter: Chief Game Warden Tyler Turnipseed

Agenda No: 17

Commission General Regulation 471: Truckee River Motorized Vessel Closure

This proposed regulation amendment to NAC 488.570 has multiple parts.

Section 1 of this regulation states that only vessels without motors are allowed on the following waters: Angel Lake, Blue Lake, Marlette Lake. This regulation change creates an addition to the list: the Truckee River from the California-Nevada state line to the point where the river enters the Pyramid Lake Indian Reservation (Washoe and Storey Counties). This section mentions the added exception in 488.570-3.

Section 2 of this regulation has no changes and lists the waters upon which only vessels with electric motors are permitted.

Section 3 of this regulation has expanded language added which allows for certain exceptions: operation of motorized vessels on all the above mentioned waters by a federal, state, or local governmental entity which has jurisdiction over the body of water upon which it is operated. This allows for such activities as biological surveys, search and rescue, search and recovery, and any other exigent circumstance that may necessitate emergency operation on that body of water.

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

LCB File No. R139-16

August 10, 2016

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

AUTHORITY: §1, NRS 488.045, 488.059, 501.181 and 501.243.

A REGULATION relating to vessels; authorizing only vessels without motors on a certain portion of the Truckee River; providing an exception; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

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. An exception is provided on the Sparks Marina Park for a vessel owned, operated and used for official purposes by the City of Sparks, Washoe County or the State of Nevada, and for a vessel operating pursuant to a permit for a marine event that is requested by the City of Sparks. (NAC 488.470) 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.

Section 1. NAC 488.470 is hereby amended to read as follows:

488.470 1. ~~Only~~ *Except as otherwise provided in subsection 3, only* vessels without motors are permitted on the following waters:

<u>Waters</u>	<u>County</u>
(a) Angel Lake	Elko

(b) Blue LakeHumboldt

(c) Marlette Lake..... Washoe

(d) Truckee River from the California-Nevada state line to the point where the river enters the Pyramid Lake Indian Reservation..... Storey and Washoe

2. Except as otherwise provided in subsection 3, only vessels without motors and vessels which are powered by electric motors are permitted on the following waters:

<u>Waters</u>	<u>County</u>
(a) Groves Lake.....	Lander
(b) Sparks Marina Park	Washoe
(c) The lagoon south of Laughlin within section 33, T. 32 S., R. 66 E., M.D.B. & M., as marked with signs or buoys, or both.....	Clark
(d) Spooner Lake.....	Douglas

3. The provisions of ~~{paragraph (b) of subsection 2}~~ *this section* do not apply to a vessel that is:

(a) Owned, operated and used for official purposes by ~~{the City of Sparks, Washoe County or the State of Nevada;}~~ *a federal, state or local governmental entity which has jurisdiction over the body of water on which the vessel is operated;* or

(b) Operating pursuant to a permit for a marine event that is requested by ~~{the City of Sparks}~~ *a federal, state or local governmental entity which has jurisdiction over the body of water on*

which the vessel is operated and issued pursuant to NRS 488.305 and NAC 488.490 to 488.510, inclusive.