

Nevada Board of Wildlife Commissioners' Meeting Agenda

Amended Agenda (New Agenda Item #20, added Monday, 08/07/17)

Douglas County Administration Building

1616 8th Street

Minden, NV 89423

Public comment will be taken on every action item after discussion but before action on each item, and 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.

Note: County Advisory Boards to Manage Wildlife (CABMW) Members and public comment allowed on each action item and regulation workshop items and at the end of the meeting.

Friday, August 11, 2017 – 9:30 a.m.

- 1 **Pledge of Allegiance, Call to Order, Introduction and Roll Call of Commission and County Advisory Board Members to Manage Wildlife (CABMW) – Chairman Wallace**
- 2 **Election of Officers – Chairman Wallace – For Possible Action**
In accordance with Commission Policy #1, the Commission will elect a chairman and vice chairman.
- 3 **Approval of Agenda – Chairman – 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.
- 4 **Member Items/Announcements and Correspondence – Chairman – 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 – For Possible Action**
Commission minutes from the June 23 and 24, 2017, meeting may be approved.
- 7 **Appeal – Mr. Steven Frank Bennett – For Possible Action**
Mr. Bennett is appealing revocation of his license privileges.
- 8* **Nevada Aquatic Invasive Species Management Plan – Fisheries Division Administrator Jon Sjöberg and Wildlife Staff Specialist Karen Vargas – For Possible Action**
The Nevada Aquatic Invasive Species Management Plan (AIS Plan) is intended to provide guidance to AIS control and prevention programs in the State of Nevada and enhance coordination and effectiveness of AIS control efforts in Nevada and regionally through establishment of an inter-agency Nevada AIS Working Group. The Commission may take action to approve the final AIS Plan which will address any recommendations for modification of the draft AIS Plan from the Commission’s June 23 and 24 meeting and other comments received from the public. These changes will be presented during the meeting. (Please view plan online at:
http://www.ndow.org/Public_Meetings/Commission/Agenda/)
- 9 **Administrative Procedures Regulation Policy (APRP) Committee – Commissioner and Committee Chairman David McNinch**
- A* **APRP Committee Report – Commissioner and Committee Chairman David McNinch**
The Commission will hear a report from the committee’s July 17, 2017, meeting.
- B* **Commission Policy 9, Americans with Disabilities Act (ADA) – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 9, ADA, and may take action to repeal or revise the policy. The Commission may advance the policy to a second reading for possible adoption at a future meeting.
- C* **Commission Policy 29, Draft Arbitration Process for Applicants Dissatisfied with Elk Incentive Tag Awards, First Reading - Commissioner and APRP Committee Chairman David McNinch and Game Division Administrator Brian F. Wakeling – For Possible Action**
The Commission will have a first reading of Commission Policy 29, Draft Arbitration Process for Applicants Dissatisfied with Elk Incentive Tag Awards, and may take action to implement the policy. The Commission may advance the policy to a second reading for possible adoption at a future meeting.

D* **Commission Policy 63, Protecting Wildlife from Toxic Ponds, First Reading – Commissioner and APRP Committee Chairman David McNinch and Habitat Division Administrator Alan Jenne – For Possible Action**

The Commission will have a first reading of Commission Policy 63, Protecting Wildlife from Toxic Ponds, and may take action to repeal or revise the policy. The Commission may advance the policy to a second reading for possible adoption at a future meeting.

10* **Commission General Regulation – Workshop/Public Comment Allowed**

Commission General Regulation 470, Miscellaneous Petitions, LCB File No. R095-16 – Commissioner and APRP Committee Chairman 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 APRP Committee 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.

A workshop was held on November 18, 2016. The Commission had questions regarding the 30 day limit and the timing with the Commission meetings, what initiates rulemaking, and the appeal process for a petitioner who's petition was denied. The regulation was referred back to the APRP committee for further discussion and resolution.

11* **Commercial Reptile Collection – Wildlife Diversity Administrator Jennifer Newmark - For Possible Action**

The Department will present the Commission with background information regarding commercial collection of reptiles in Nevada along with numerous potential alternatives for consideration. The Commission may choose to provide direction to the Department regarding commercial collection of reptiles.

12 **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.

Friday, August 11, 2017 – The Tour Will Begin at the Close of Agenda Item #12, but no Earlier Than 4:30 p.m.

Commission Tour – Informational

The Commission will tour the Department's Air Operation's Hangar. The public is invited to participate but will be required to provide their own transportation. The hangar is located at the Sierra Front Interagency Dispatch Center, 2311 Firebrand Circle, Minden, Nevada. The facility is located at the northwest end of the Minden airport. The recommended access to the hangar is from Highway 395 via Airport Road. Signs are present to direct tour participants to the hangar. The Commission will depart from Douglas County Administration Building, 1616 8th Street, Minden. Following completion of the Commission tour, the Commission will be in recess until Saturday, August 12, 2017, at 8:30 a.m.

Saturday, August 12, 2017 – 8:30 a.m.

- 13 **Pledge of Allegiance, Call to Order, Roll Call of Commission and County Advisory Board Members to Manage Wildlife (CABMW) – Chairman**
- 14 **Approval of Agenda – Chairman – 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.
- 15 **Member Items/Announcements and Correspondence – Chairman – 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.
- 16 **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.
- 17 **Recognition and Appreciation – Chairman and Secretary Wasley**
- **Commissioner Jeremy Drew**
Commissioner Drew will be recognized by the Commission and the Department of Wildlife for his six-year commitment of service to the Nevada Board of Wildlife Commissioners and the State of Nevada. Commissioner Drew was on the Commission for two three-year-terms beginning July 1, 2011 and concluding June 30, 2017.
 - **Wayne E. Kirch Award**
The Wayne E. Kirch Nevada Wildlife Conservation Award is given annually to recipients who have demonstrated significant results towards conservation, management or enhancement of wildlife. An individual, nonprofit organization, outdoor sports club, or business can be nominated for the award. This award is named in memory of Wayne E. Kirch, who served on the Fish and Game Commission for over 25 years, the longest tenure on the board since its inception in 1877.

- 18* **Bureau of Land Management (BLM) Public Land Parcel Disposal – Habitat Division Administrator Alan Jenne – For Possible Action**
The Commission will receive comment on maps depicting lands identified by the Bureau of Land Management (BLM) as potentially suitable for disposal in BLM's existing Resource Management Plans (RMPs) across various BLM districts in Northern Nevada. Critical habitat or important hunting areas will be identified as conflicts with any future land transfer proposals. The Commission will review and finalize correspondence to provide its position on the land transfer/disposal proposals. (Please view maps online at: http://www.ndow.org/Public_Meetings/Commission/Agenda/)
- 19 **County Advisory Boards to Manage Wildlife Workshop Opening Comments – Informational – Chairman and Secretary Wasley**
- A* **Mule Deer Management – Game Division Administrator Brian F. Wakeling and Wildlife Staff Specialist Cody Schroeder – Informational**
The Department will provide an in depth briefing concerning the processes used to monitor herds and derive quotas. The Department will share feedback received through a recent professional peer-review evaluation. The Department will provide a description of how scientific data is used to meet harvest objectives.
- B* **Evaluation and Review of the Landowner Deer and Antelope Compensation Tag Program – Game Division Administrator Brian F. Wakeling – For Possible Action**
The Department will provide an overview concerning the current Landowner Deer and Antelope Compensation Program, recent updates to statutes, share current practices, identify areas of necessary improvement, and provide a potential revision process for the Commission's consideration. The Commission may provide the Department with direction following consideration of this proposal.
- 20 **Wildfire Update – Habitat Division Administrator Alan Jenne and Game Division Administrator Brian Wakeling – For Possible Action**
Administrator Jenne will provide an update on wildfires that have occurred in Nevada this fire season. The Department will provide an update on the need for emergency deer and antelope hunts.
- 21 **Reports – Informational**
- A **Western Association of Fish and Wildlife Agencies 2017 Annual Conference – Secretary Tony Wasley and Commissioner David McNinch**
Reports from the 2017 conference hosted by Colorado Parks and Wildlife will be provided.
- B **Department of Wildlife License Simplification and Vendor Request for Proposal Process Update – Data and Technology Services Division Administrator Chet Van Dellen**
An update will be provided to the Commission on the status of amendments to the Nevada Administrative Code (NAC) to comply with Senate Bill 511 of the 2017 Legislative Session.

C Department Activity Report – Secretary Wasley

Secretary Wasley will provide a report on recent Department activities.

D* Litigation Report – Deputy Attorney General Joshua Woodbury

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

The next Commission meeting is scheduled for Sept. 22 and 23, 2017, in Las Vegas. 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 as necessary at this meeting.

23 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, 1100 Valley Road, Reno, NV, 89512. 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 800-326-6868. Disabled individuals in need of special services should contact the Department prior to the meeting at (775) 688-1599.