

**NEVADA DEPARTMENT OF WILDLIFE
NEVADA BOARD OF WILDLIFE COMMISSIONERS
NOTICE OF INTENT TO ACT UPON A REGULATION**

**Notice of Hearing for the Adoption of Regulations of the
Nevada Board of Wildlife Commissioners**

**Temporary Regulation
Commission General Regulation 509**

The Nevada Board of Wildlife Commissioners will hold a public hearing at 8:00 a.m. on January 28, 2023 at the Washoe County Administrative Building 1001 E. Ninth Street Reno, NV 89512. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to Chapter 502 and 488 of the Nevada Administrative Code. A Zoom link is provided below for those individuals that are unable to attend in person.

<https://us02web.zoom.us/j/87527206774?pwd=YzNZSHZtNmNsaFhvdjNzYVJpVEhyUT09>
Passcode: 684785

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. **The need for and the purpose of the proposed regulation or amendment:**
The regulation will allow for the return of all, or a portion of fees collected on license, permit and vessel related products.
2. **Either the terms or the substance of the regulations to be adopted, amended or repealed, or a description of the subjects and issues involved:**
The Licensing Division offers clients a variety of license, permit, and vessel related products. As currently written in regulation, tags and hunting licenses are the only refundable products. The proposed amendment would align business practices with regulation and offer clients a stronger customer service experience.
3. **The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include:**
 - (a) **Both adverse and beneficial effects on businesses; and**
The regulation will not have any significant adverse or beneficial economic effects on businesses.
 - (b) **Both immediate and long-term effects on businesses:**
There will be no immediate or long-term economic effects from the proposed regulation on small businesses because it does not regulate the operation of any small business.

(c) **Both adverse and beneficial effects on the public; and**

This regulation does not have an anticipated beneficial or adverse economic effect on the public.

(d) **Both immediate and long-term effects on the public:**

This regulation does not have an anticipated immediate or long-term economic effect on the public.

4. **The estimated cost to the agency for enforcement of the proposed regulation:**

There will be no increased costs to enforce the proposed regulation.

5. **A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency:**

This regulation does not overlap or duplicate any other state, local, or federal laws or regulations.

6. **If the regulation is required pursuant to federal law, a citation and description of the federal law:**

This regulation is not required pursuant to federal law.

7. **If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions:**

This regulation does not include provisions that are more stringent than federal regulations.

8. **Whether the proposed regulation establishes a new fee or increases an existing fee:**

This regulation does not establish a new fee or increase an existing fee.

Persons wishing to comment upon the proposed action of the Nevada Board of Wildlife Commissioners may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Suite 120, Reno, Nevada 89511 attention Director's Office. Written submissions must be received by the Nevada Department of Wildlife 5 weekdays before the meeting. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Board of Wildlife Commissioners may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted will be on file at the State Library, 100 Stewart Street; Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted will be available at the Nevada Department of Wildlife Director's Office, 6980 Sierra Center

Parkway, Suite 120; Reno, Nevada 89511, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following Nevada Department of Wildlife offices:

1100 Valley Road; Reno, Nevada 89512 (775) 688-1506
380 W. B Street; Fallon, Nevada 89406 (775) 423-3171
60 Youth Center Road; Elko, Nevada 89801 (775) 777-2300
3373 Pepper Lane; Las Vegas, Nevada 89120 (702) 486-5127

These regulations will also be available at the following websites:

<https://www.leg.state.nv.us/App/Notice/A/>
<https://notice.nv.gov/>
<http://www.leg.state.nv.us/register/>
<https://nvboardofwildlife.org/>

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

December 27, 2022

NAC 502.199, NAC 488.100

NAC 502.199 Application for initial issuance of licensing document; required information and statement. ([NRS 501.105](#), [501.181](#))

1. For each application for the initial issuance of a license, tag, permit or other licensing document, the applicant or license agent shall correctly enter the information required on the application for the license, tag, permit or other licensing document.

2. The information required pursuant to subsection 1 must include:

(a) The applicant's:

- (1) Legal name;
- (2) Physical and mailing address;
- (3) City, county and state of residence; and
- (4) Zip code.

(b) The applicant's social security number or, if the applicant is a citizen of a country other than the United States, the passport number issued to the applicant by that country. If the applicant has not been issued a social security number, the application must include a notarized affidavit on a form provided by the Department indicating that the applicant has not been issued a social security number.

(c) If the applicant was born after January 1, 1960, and is applying for a hunting license or permit or combination hunting and fishing license, a statement indicating that the applicant has presented proof of successful completion of a course in the responsibilities of hunters pursuant to [NRS 502.330](#).

(d) If the applicant is a resident of this State, an attestation by the applicant indicating that he or she is eligible for a resident license, tag or permit pursuant to [NRS 502.015](#).

(e) A description of the applicant, including his or her height, weight, gender, hair color, eye color and date of birth.

(f) The applicant's electronic mail address, if any.

3. In addition to the information required pursuant to subsection 2, the applicant must include in his or her application the statement required pursuant to [NRS 502.060](#) indicating whether the applicant is entitled to the license, tag, permit or other licensing document. If the applicant is at least 12 years of age but less than 18 years of age, the parent or legal guardian of the applicant must, pursuant to [NRS 502.060](#), acknowledge an attached statement indicating that the parent or legal guardian has been advised of the provisions of [NRS 41.472](#).

4. The Department may return all, or a portion of any fee collected from a person pursuant to the provisions of this section, in accordance with NRS 353.1465.

(Added to NAC by Bd. of Wildlife Comm'rs by R029-17, eff. 12-19-2017)

NAC 488.100 Application for certificate of number or certificate of ownership. ([NRS 488.045](#), [488.075](#), [501.181](#))

1. Except as otherwise provided in subsection 2, each application for a certificate of number or certificate of ownership must contain:

(a) The name of the owner.

(b) The physical address and mailing address, including the zip codes, of the registered owner.

(c) The mailing address, including the zip code, of the lien holder, if any.

(d) Other identifying information for each registered owner, including, without limitation:

(1) The social security number, or the tax identification number or employer identification number if the application is made under a business name; and

(2) The date of birth and either the registered owner's driver's license number or another unique number from an identification document that is issued by a governmental authority.

(e) The state of principal operation of the vessel.

(f) The identification number previously issued for the vessel, if any.

(g) The reason for the application, including applying for a new identification number, renewal of the certificate of number or transfer of ownership.

(h) The manner in which the vessel is operated, including pleasure, livery, government, dealer or manufacturer, commercial carrying of passengers, commercial fishing, charter fishing or other operation.

- (i) The manufacturer, make and model of the vessel.
 - (j) The model year of the vessel.
 - (k) The hull number assigned to the vessel.
 - (l) The length of the vessel.
 - (m) The type of vessel, including open motorboat, cabin motorboat, houseboat, sail only, inflatable boat, personal watercraft, rowboat, airboat, auxiliary sail, paddlecraft, pontoon boat or other type of vessel.
 - (n) The material from which the hull was made, including wood, steel, aluminum, fiberglass, plastic, rubber, vinyl, canvas or other material.
 - (o) The type of propulsion used, including air thrust, water jet, sail only, manual, propeller or other type of propulsion.
 - (p) The type of drive of the engine, including inboard, outboard, sterndrive, pod drive or other type of drive.
 - (q) The type of fuel or power used, including gasoline, diesel, electric or other type of fuel or power.
 - (r) The signature of the owner.
2. An application for a certificate of number for a vessel which is to be operated by a manufacturer or dealer for demonstration need not include the information described in paragraphs (i) to (r), inclusive, of subsection 1.
3. The following documents, when presented with an application for a certificate of number or certificate of ownership as evidence of proof of ownership of a vessel, will be attached to the application and may be used as evidence of information requested in the application:
- (a) A certificate of ownership to the vessel;
 - (b) A manufacturer's statement of origin;
 - (c) A Statement of Fact submitted pursuant to subsection 2 of [NAC 488.305](#);
 - (d) A dealer's report of vessel sale;
 - (e) A copy of a valid marine document issued by the United States Coast Guard for a documented vessel;
 - (f) A certificate of inspection of the vessel completed by an employee of the Department;
 - (g) Proof of payment of Nevada sales or use tax paid to the Department of Taxation or proof of exemption from those taxes as provided in [NRS 372.320](#);
 - (h) Such other proof of ownership as may be requested by the Department; and
 - (i) A statement signed by the owner indicating that:
4. *The Department may return all, or a portion of any fee collected from a person pursuant to the provisions of this section, in accordance with NRS 353.1465.*

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

Commission General Regulation 509 (Temporary Regulation) Licensing and Vessel Product Refunds

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

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

ANSWER:

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

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

ANSWER:

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

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

- a.) Both adverse and beneficial effects:

ANSWER:

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

- b.) Both direct and indirect effects:

ANSWER:

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

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

ANSWER:

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

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

ANSWER:

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

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

ANSWER:

The proposed regulation does not provide new or increased fees.

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

ANSWER:


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

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

ANSWER:

The agency concluded that this regulation does not impact small businesses because the changes are associated with a program administered by the Nevada Department of Wildlife.

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


Tony Wasley, Director
Nevada Department of Wildlife