



STATE OF NEVADA
 DEPARTMENT OF WILDLIFE
 Law Enforcement Division

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MEMORANDUM

June 29, 2018

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 474, Trap Registration, LCB File No. 038-18**

Description: The Commission will consider amending Nevada Administrative Code (NAC) 503.150. This regulation revises provisions relating to the registration of traps as mandated by Senate Bill (SB) 364 of the 79th Legislative Session. SB 364 states that with certain exceptions, each trap, snare, or similar device used in the taking of wild mammals must be registered. SB 364 also states that for each trap, snare, or similar device registered with the Department, the person registering the device shall pay a registration fee of \$5. This proposed regulation provides a mechanism for the Department to register traps and charge \$5 per trap registered.

Presenter: Tyler Turnipseed, Chief Game Warden

Agenda No: 10

CGR 474: Trap Registration - This proposed regulation would amend NAC 503.150.

The 79th session of the Nevada Legislature passed Senate Bill 364 which amended several Nevada trapping laws. One of the statutes amended by the bill was NRS 503.452. NRS 503.452 now mandates that, with certain exceptions, each trap, snare, or similar device must be registered with the Department. SB 364 also mandates that for each trap, snare, or similar device registered with the department, the person registering the trap, snare, or similar device must pay a fee of \$5.

Proposed regulation CGR 474 provides a mechanism for the Department to register traps, snares, and similar devices and to charge \$5 per trap registered.

Subsections 1 through 3 provide for the assignment of a registration number to each trapper. Practically speaking, this is very similar to the registration number system the Department has had for decades. At various times in the past, legislation has changed the system

back and forth between “must register” and “may register” but the system has remained largely unchanged. It will be up to each trapper to put his or her registration number on each trap, snare, or similar device. This can be done either by stamping the number directly on the trap, snare, or similar device; or on a metal tag attached to the trap, snare, or similar device.

Subsection 4 provides for assessing the \$5 fee for each trap registered. As proof of payment for each trap, the Department will issue a metallic seal that must also be attached to the trap, snare, or similar device. Practically speaking, this seal represents a durable receipt showing payment of the \$5 fee.

The Nevada Board of Wildlife Commissioners (NBWC) held a workshop on May 4th, 2018 to discuss the proposed regulation. At the workshop, the NBWC directed the Department to add language in the beginning of the regulation reiterating the fact that SB364 allows for trappers to stamp their name and address on their traps in lieu of registering them with the Department. The NBWC also directed the Department to clarify or simplify the language regarding the transfer of trap registration numbers.

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

LCB File No. R038-18

April 3, 2018

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

AUTHORITY: §1, NRS 501.105, 501.181 and 503.452.

A REGULATION relating to trapping; requiring certain persons who register a trap, snare or similar device to submit an application to the Department of Wildlife for the assignment of a registration number to the applicant; setting forth the information which must be included in the application; providing for the transferability of a registration number; requiring each trap, snare or similar device to display only the registration number of the person who owns the trap, snare or similar device; requiring the Department, upon payment of the fee to register a trap, snare or similar device, to issue a metallic seal to a person who registers a trap, snare or similar device; requiring the person to attach the metallic seal to the trap, snare or similar device; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Board of Wildlife Commissioners to adopt regulations which are necessary: (1) to preserve, protect, manage and restore wildlife and its habitat; and (2) to carry out the provisions of title 45 of NRS governing wildlife, including the manner and means of taking wildlife. (NRS 501.105, 501.181) Existing law also requires: (1) the registration of each trap, snare or similar device that is used in the taking of wild mammals; and (2) each registered trap to bear a number assigned by the Department of Wildlife. The registration of a trap, snare or similar device remains valid until the trap, snare or similar device is sold or ownership of the trap, snare or similar device is otherwise transferred. For each trap, snare or similar device registered with the Department of Wildlife, the person registering the trap, snare or similar device must pay a registration fee of \$5. (NRS 453.452)

Existing regulations: (1) authorize a person to obtain an application form for registering a trap from any office of the Department of Wildlife; (2) require the Department to issue certain registration numbers which must be clearly stamped on the trap or on a metal tag that is attached to the trap; and (3) require the person registering a trap to enter the appropriate registration number on his or her trapping license. (NAC 503.150)

This regulation: (1) requires a person who is required to register a trap, snare or similar device to submit an application to the Department for the assignment of a registration number to the applicant; (2) requires the application to include the applicant's legal name, date of birth,

social security number, if any, and mailing address, unless that information already exists in the records maintained by the Department; (3) requires the Department to assign a registration number to the applicant upon approval of the application; (4) provides that each registration number is transferable upon the expiration of a certain period; and (5) requires each registration number to be clearly and legibly stamped on the trap, snare or similar device. This regulation also requires each trap, snare or similar device to display only the registration number of the person who owns the trap, snare or similar device and requires the removal of any other registration number from the trap, snare or similar device. Finally, this regulation: (1) requires the Department, upon payment of the fee to register a trap, to issue a metallic seal indicating the payment of the fee to the person registering the trap, snare or similar device; and (2) requires the person to attach the metallic seal to the trap, snare or similar device or to the anchoring chain, cable or wire for the trap, snare or similar device while the trap, snare or similar device is in use by the person.

Section 1. NAC 503.150 is hereby amended to read as follows:

Pursuant to NRS 503.452, does not affix his or her name and address to a trap, snare, or similar device being used on public
503.150 1.A A person ~~may obtain~~ *who is required to register a trap, snare or similar* ~~and~~ *the*

~~device pursuant to NRS 503.452 shall submit an application [form for registering a trap from any office of] to the Department [The forms must be completed in accordance with the instructions thereon.] for the assignment of a registration number to the applicant. Unless the information already exists in the records maintained by the Department, each application submitted pursuant to this subsection must include the applicant's:~~

- (a) *Legal name;*
- (b) *Date of birth;*
- (c) *Social security number, if any; and*
- (d) *Mailing address.*

2. ~~[The] Upon approval of the application, the~~ Department shall ~~[issue]~~ *assign a registration [numbers beginning with NV-0001. The] number [must] to the applicant for use on each trap, snare or similar device registered pursuant to this section. Each registration number:*

May be transferred

(a) ~~Is transferable~~ by the Department ~~upon the expiration of the period during which the registration of the trap, snare or similar device is valid pursuant to NRS 503.452; and~~

(b) Must be clearly *and legibly* stamped ~~on~~ :

(1) *On the trap, snare or similar device; or* ~~on~~

(2) *On a metal tag that is attached to the trap ~~to~~, snare or similar device or secured to the anchoring chain, cable or wire for the trap, snare or similar device.*

3. ~~{The person shall enter the appropriate}~~ *Each trap, snare or similar device must display only the registration number ~~{on his or her trapping license.}~~ of the person who owns the trap, snare or similar device. Any other registration number must be stricken, obliterated or otherwise removed from the trap, snare or similar device.*

4. *Upon payment of the fee required by NRS 503.452 for registering a trap, snare or similar device, the Department shall issue to the person registering the trap, snare or similar device a metallic seal indicating the payment of the fee for the trap, snare or similar device. The person shall attach the metallic seal to the trap, snare or similar device or to the anchoring chain, cable or wire for the trap, snare or similar device while the trap, snare or similar device is in use by the person.*