

**STATE OF NEVADA  
NEVADA DEPARTMENT OF WILDLIFE  
NEVADA BOARD OF WILDLIFE COMMISSION**

**NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED  
REGULATIONS**

The Nevada Department of Wildlife is proposing the adoption of regulations pertaining to Chapter 502 and 503 of the Nevada Administrative Code. A workshop will be held during the Board of Wildlife Commissioners Meeting at the Washoe County Administrative Building A, Commission Chambers, 1001 E. Ninth Street, Reno, NV 89512, on November 4<sup>th</sup>, 2022, at 8:00 am. The purpose of the workshop is to solicit comments from interested persons on the following general topics that may be addressed in the proposed regulations:

**Commission General Regulation 500, Subdivision Map Review, LCB File No. R162-22**

The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 502 to provide for the Department review of tentative subdivision map(s) and inclusion of recommendations for methods to avoid or minimize impacts to wildlife, mitigation measures, best management practices or required design features, and provide for collection of associated fees to the Department for carrying out such reviews.

**Commission General Regulation 502, Junior Hunt and Turkey Program, LCB File No. R051-21**

The Commission will hold a second workshop to consider amending Nevada Administrative Code (NAC) 502 to limit the number of successfully awarded tags in the junior hunt program. The regulation also removes hard close dates for submitting a turkey harvest return card and allows for junior turkey bonus points to convert to the adult point category once a junior is ineligible to participate in the junior hunt turkey program.

**Commission General Regulation 506, Possession of Golden Eagles Under Certain Circumstances, LCB File No. 160-22**

The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 503 to allow for possession of a golden eagle under certain circumstances.

**Commission General Regulation 509, License and Vessel Product Refunds**

The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products.

**Commission General Regulation 510, FCFS Exchange to Obtain a Tag**

The Commission will hold a workshop to consider a temporary regulation amending Nevada Administrative Code (NAC) 502 that would include any money, goods, or services exchanged for procurement of a tag through the FCFS program as grounds for suspension from the program.

**The regulation language is subject to change following the discussions and deliberations of the Commission.**

Public comment will be taken on each action item following Commission discussion and before any action is taken. The content of written comments should be consistent with the three (3) minute public comment period allowed during normally conducted meetings.

If a comment is excessively lengthy, the Commission reserves the right to review only that portion that is consistent with this policy. Persons are invited to submit written comments to [wildlifecommission@ndow.org](mailto:wildlifecommission@ndow.org) 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.

This Notice of Workshop and support material will be on file at the State Library, 100 Stewart Street, Carson City, Nevada for inspection by members of the public during business hours. Persons wishing to request a copy of this notice and the mentioned regulations may contact Meghan Beyer at [meghan.beyer@ndow.org](mailto:meghan.beyer@ndow.org).

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/>

[http://www.ndow.org/Public\\_Meetings/Public\\_Notices/](http://www.ndow.org/Public_Meetings/Public_Notices/)

A copy of all materials relating to the proposed regulations may be obtained by contacting the Director's Office at the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Suite 120, Reno, Nevada 89511, (775) 688-1597 or [meghan.beyer@ndow.org](mailto:meghan.beyer@ndow.org). A reasonable fee may be charged for copies if it is deemed necessary.

10/18/2022

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

**LCB File No. R162-22**

August 23, 2022

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

AUTHORITY: §§ 1-7, NRS 278.335; § 8, NRS 278.335 and 278.337.

A REGULATION relating to land use planning; defining certain terms relating to the review of a tentative map of a subdivision of land; interpreting certain terms for the purpose of the review of a tentative map by the Department of Wildlife; requiring that certain information be submitted to the Department for the review of a tentative map; providing that the Department will provide written comments on a tentative map; establishing certain fees for the review of a tentative map; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law sets forth an approval process for a subdivision of land that requires the subdivider of the land to submit a tentative map to the planning commission or governing body of a county or city, as applicable. (NRS 278.330) Existing law also: (1) requires the tentative map to be forwarded to certain state agencies and local governments for review, which includes, with certain exceptions, the Department of Wildlife; and (2) authorizes the Board of Wildlife Commissioners to establish reasonable fees for the review of a tentative map. (NRS 278.335, 278.337) This regulation sets forth certain procedures and requirements for the review of a tentative map by the Department.

**Sections 3 and 4** of this regulation define certain terms relating to the review of a tentative map.

Under existing law, a tentative map is not required to be forwarded to the Department if the proposed subdivision is infill development which is proposed on a vacant or substantially vacant tract of land that is surrounded by land that is already developed. (NRS 278.335) **Section 5** of this regulation sets forth the interpretation by the Department of the terms “infill development,” “substantially vacant” and “vacant” for the purposes of this exception.

**Section 6** of this regulation requires a developer to submit to the Department a tentative map, a review form and the fee required for the review of a tentative map. **Section 6** also sets forth the information that must be included on the review form submitted to the Department.

**Section 7** of this regulation provides that the Department will provide written comments on the tentative map and review form which may include methods to avoid or minimize impacts to wildlife, mitigation measures, best management practices or required design features.

**Section 8** of this regulation sets forth the fees charged by the Department for the review of a tentative map, which are: (1) \$250 for the initial review of the tentative map plus an additional \$5 for each acre shown on the map; and (2) \$5 per acre shown on the tentative map for any subsequent review of modifications to the map.

**Section 1.** Chapter 278 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this regulation.

**Sec. 2.** *As used in sections 2 to 8, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 and 4 of this regulation have the meanings ascribed to them in those sections.*

**Sec. 3.** *“Subdivision” has the meaning ascribed to it in NRS 278.320.*

**Sec. 4.** *“Tentative map” has the meaning ascribed to it in NRS 278.019.*

**Sec. 5.** *As used in NRS 278.335, the Department of Wildlife interprets the term:*

*1. “Infill development” to mean the process of developing vacant or underutilized tracts of land in areas that are already developed.*

*2. “Substantially vacant” to mean a subdivision of land in which not less than 75 percent of the land is vacant.*

*3. “Vacant” to mean a subdivision of land in which the land:*

*(a) Is not occupied or used;*

*(b) Has not been developed or disturbed; and*

*(c) Does not have any forage, cover, nesting habitat or any other value necessary for wildlife.*

**Sec. 6.** *1. Except as otherwise provided in paragraph (d) of subsection 1 of NRS 278.335, for each tentative map or a modification to a tentative map submitted pursuant to NRS 278.335, a developer shall submit to the Department of Wildlife for review in printed or electronic form:*

- (a) The tentative map;*
- (b) The review form prescribed by the Department of Wildlife; and*
- (c) The fee required pursuant to section 8 of this regulation.*

*2. The review form required pursuant to subsection 1 must include, without limitation:*

*(a) A map that shows:*

*(1) The topographic features of the subdivision, including, without limitation, the topographic features of the vicinity of the subdivision; and*

*(2) The location of the proposed subdivision relative to the nearest city, major highway, cross streets and any other easily identifiable landmarks;*

*(b) The expected timeline of the development of the subdivision;*

*(c) The size of the subdivision indicated in acres;*

*(d) A statement of the type of water system to be used in the subdivision and the water source, which may include, without limitation, private wells or a public water system;*

*(e) A map of the 100-year floodplain for the location of the subdivision, which must have been prepared using recognized methods of preparing a map by a governmental agency responsible for the areas subject to flooding;*

*(f) A description of the subdivision by 40-acre legal subdivisions within a designated section, township and range or any other legal description which provides a positive identification of the location of the subdivision;*

*(g) The names, addresses, phone numbers and any other contact information of all developers of the subdivision; and*

*(h) A master plan showing the location of future development and the intended use of all the land under the ownership or control of the developers in the vicinity of the subdivision.*

*3. All items and information required pursuant to subsections 1 and 2 must be submitted to the Department of Wildlife within 5 business days after the tentative map is submitted to the planning commission, or its designated representative, or the clerk of the governing body pursuant to NRS 278.330. If any item or information required pursuant to subsections 1 and 2 are missing, the Department of Wildlife will provide written notice to the developer which identifies the specific item or information that is missing.*

*4. A developer may submit a tentative map to the Department of Wildlife before submitting the tentative map to the planning commission or governing body to be prereviewed by the Department of Wildlife for any potential wildlife issues. If a developer submits a tentative map pursuant to this subsection, he or she must still submit the tentative map, information and fees required in accordance with subsection 3.*

*5. The Department of Wildlife will make the review form required pursuant to subsection 1 available on the Internet website of the Department of Wildlife.*

*6. A developer or other interested party may request wildlife information from the Department of Wildlife before submitting any information required by this section.*

*Sec. 7. The Department of Wildlife will provide written comments on a tentative map and review form submitted pursuant to section 6 of this regulation by the deadline set forth in subsection 5 of NRS 278.335. The comments provided by the Department of Wildlife may include, without limitation:*

- 1. Methods to avoid or minimize impacts to wildlife;*
- 2. Recommendations on mitigation measures; or*
- 3. Best management practices or required design features.*

**Sec. 8. 1.** *The Department of Wildlife will charge the following fees for the review of a tentative map:*

*(a) For the review of a tentative map, \$250 plus an additional fee of \$5 for each acre shown on the tentative map; and*

*(b) For the review of any modifications to a tentative map that was previously submitted to the Department of Wildlife, \$5 for each acre shown on the tentative map.*

**2.** *Any fee required pursuant to subsection 1 must be paid at the same time the developer submits the tentative map and review form to the Department of Wildlife pursuant to section 6 of this regulation.*