

Nevada Board of Wildlife Commissioners' Meeting Final Minutes

Pursuant to Governor Sisolak's May 21, 2020 Declaration of Emergency Directive 020, the requirement contained in NRS 241.023 (1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, anyone planning to participate in the meeting must participate via the web link provided below.

The meeting will be broadcast live at the NDOW Commission YouTube page:

<https://www.youtube.com/channel/UCrFHgHLM0MZa2Hx7og8pFcQ>

If you wish to make public comment, please use this link for April 16, 2021.

<https://us02web.zoom.us/j/86860621196?pwd=WTlIKy9hQng2SHpjWS9tOVg3cUtsZz09>

Meeting materials are available at: http://www.ndow.org/Public_Meetings/Com/Agenda/

Public comment will be taken on each action item following Committee discussion and before any action is taken. **Persons wishing to comment are invited to raise their virtual hands in the virtual meeting forum during the appropriate time; each person offering public comment during this period will be limited to not more than 3 minutes.** The Chair 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 prior to the meeting at wildlifecommission@ndow.org or attend and make comment during the meeting. Public comment will not be restricted based on viewpoint. To ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments to avoid the appearance of deliberation on topics not listed for action on the agenda. Minutes of the meeting will be produced in summary format. All persons present are asked to sign-in using the chat, whether speaking or not.

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 which antagonize or incite others are examples of public comment that may be reasonably limited.

Nevada Board of Wildlife Commissioners present for the meeting via Zoom:

Chairwoman Tiffany East
Commissioner Jon Almberg
Commissioner Kerstan Hubbs
Commissioner Ron Pierini
Commissioner Shane Rogers

Vice Chairman Tom Barnes
Commissioner Tommy Caviglia
Commissioner David McNinch
Commissioner Casey Kiel

Secretary Tony Wasley

Senior Deputy Attorney General Craig Burkett

Nevada Department of Wildlife personnel in attendance for the meeting via Zoom:

Management Analyst Kailey Taylor
Executive Assistant Missy Stanford
Administrative Assistant Alejandra Medina
Habitat Division Administrator Alan Jenne
Diversity Division Administrator Jen Newmark

Deputy Director Jack Robb
Deputy Director Bonnie Long
Game Division Administrator Mike Scott
Game Warden Jake Kreamer
Fisheries Division Administrator Jon Sjöberg

Public in Attendance via NDOW Zoom link:

Joseph Terry, self
Bobbie McCullum, self

John Potash, self
Jana, self

Friday, April 16, 2021 – 9:00 a.m.

1. Call to Order, Introduction and Roll Call of Commission and County Advisory Board Members to Manage Wildlife (CABMW) – Chairwoman East

Chairwoman East called the meeting to order at 9am. Commissioner McNinch led the Commission in the Pledge of Allegiance. Executive Assistant Missy Stanford conducted Commission roll call. Commissioner Hubbs joined late. Chairwoman East asked for the CABMWs to raise their hands, no CABMWs in attendance.

2. Approval of Agenda – Chairwoman East– 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.

Commissioner Hubbs joined the meeting.

Chairwoman East asked from comments and questions from the Commissioners. Seeing none, she went out for public comment.

No public comment.

CHAIRWOMAN EAST MOVED TO APPROVE THE AGENDA. SECONDED BY COMMISSIONER MCNINCH. MOTION CARRIES, 9-0.

3.* Legislative Committee Report – Committee Chairwoman East – For Possible Action

A report will be presented on the committee’s recent meetings. The Commission may review bills of interest and any associated amendments, consider legislative committee recommendations and may take official positions on those bills. The Commission may also choose to develop platforms on bills by supporting or opposing general concepts. (Support materials are as of the Legislative Committee meeting held on March 30, 2021. Bill and BDR language may be viewed online at: <https://www.leg.state.nv.us/App/NELIS/REL/81st2021/Bills/List>)

Management Analyst Kailey Taylor went over the bills that would be discuss at this meeting and the bills that did not pass the first committee passage deadline, includes: Assembly Bill (AB) 117, revises provisions governing wildlife tags, Senate Bill (SB) 180, revises provisions relating to fire protection, AB433, revises provisions relating to the Sagebrush Ecosystem Program, and AB234, revises provisions relating to charitable lotteries and charitable games. Stated she meant to add two additional bills to the tracking sheet that will be discussed today: AB202 and AB2. Stated the bills discussed at this meeting would be AB286, makes it unlawful to possess a firearm in a covered premise without the written consent of the owner if SB78, expands the membership of the Member of the Board of Wildlife Commissioners, AB299, makes various changes relating to wildlife, AB211, makes various changes relating to wildlife, SB344, enacts provisions relating to the importation, possession, sale, transfer and breeding of dangerous wild animals, SB406, makes various changes relating to wildlife, AB84, revises provisions relating to wildfires, AB202, revises provisions governing charitable lotteries and charitable games, and AB2, revises provisions governing the appointment by the Governor of members of boards, commissions and similar bodies.

Chairwoman East asked to make note the Senate Joint Resolution (SJR3), which urges Congress to provide funding to reduce wild horse and burro populations to appropriate management levels, also died out of Committee.

Management Analyst Kailey Taylor began with AB286, the bill passed out of the Assembly Committee. The Legislative Committee did not take a position on AB286.

Chairwoman East, Commissioner McNinch, Commissioner Hubbs and Commissioner Pierini had back and forth discussion around the provision in AB286.

Chairwoman East asked Game Warden Jake Kreamer on his thoughts about AB286.

Game Warden Jake Kreamer stated that Law Enforcement concerns were that there were no provisions in the bill to allow off-duty law enforcement to enter those premises in a concealed manner even with credentials.

Chairwoman East thanked him and asked for any more discussion. Seeing none, took it out for public comment. Seeing no public comment, brought it back to the Commission.

NO POSITION TAKEN ON AB286 AS AGREED ON BY THE COMMISSIONERS.

Management Analyst Kailey Taylor continued with SB78. Stated that the Commission had previously discussed the bill and taken a position to oppose as written, however, the bill had since been amended and the Commission would need to take a new position on the bill.

Commissioner Hubbs, Commissioner Caviglia, Commissioner Almberg, Vice Chair Barnes and Commissioner McNinch had discussion about SB78.

Chairwoman East went out for public comment. Seeing none, brought it back to the Commission for a motion.

COMMISSIONER MCNINCH VOTED TO OPPOSE SB78 AS AMENDED. SECONDED BY COMMISSIONER PIERINI. MOTION CARRIES 9-0.

Management Analyst Kailey wanted to update the Commission that AB89, which revises provisions relating to wildlife, Assemblywoman Titus' tag transfer, did pass the Assembly floor. She continued with AB299, the roadkill salvage bill. The Commission did vote to oppose this bill; however, an amendment was submitted.

Chairwoman East stated the impacts to the Department, the impact to Law Enforcement, it creates more work and other smaller impacts. Asked for Commission questions.

Commissioner Hubbs asked for clarification on some of the provisions.

Secretary Wasley clarified for Commissioner Hubbs that when the bill was originally introduced to create the authority to where anybody who desired to salvage an animal that had been killed on the road, had that opportunity. There are a number of comparisons to what other States have and do not have and are able to do; stated that he would caution those comparisons because every state is unique to itself. Stated that the Departments capacity and limitation were the biggest concerns.

Commissioner McNinch talked about his concerns to public health relating to the bill.

Commissioner Almberg had connection issues, disconnected from the meeting.

Chairwoman East thanked everyone for the discussion, asked for any additional discussion. Seeing none, went out for public comment. Seeing no public comment, brought it back to the Commission.

NO ACTION TAKEN ON AB299 AS AGREED BY THE COMMISSIONERS. THE COMMISSION STANDS IN OPPOSITION POSITION.

Management Analyst Kailey Taylor continued with AB211. The Committee voted to oppose as amended. Indicated that the Department planned on submitting a fiscal note for one position.

Chairwoman East asked for discussion. Seeing none, went out for public comment. Seeing none, brought it back to the Commission for a motion.

COMMISSIONER MCNINCH VOTED TO OPPOSE AB211 AS AMENDED ON THE PLATFORM THAT THE COMMISSION SUPPORTS THE ORIGINAL LANGUAGE THAT SUPPORTED A 30-DAY WINDOW AND FEE STRUCTURE. SECONDED BY COMMISSIONER HUBBS. MOTION CARRIES 8-0, COMMISSIONER ALMBERG ABSENT.

Commissioner Almberg reconnected and joined the meeting.

Management Analyst Kailey Taylor continued with SB344, also known as the “Tiger King” bill. The Committee took no position. Stated that as written, it does not have anything to do with NDOW.

Chairwoman East asked for discussion. Seeing none, went out for public comment. Seeing no public comment, brought it back to the Commission for discussion or a motion.

NO ACTION TAKEN ON SB344 AS AGREED BY THE COMMISSIONERS.

Management Analyst Kailey Taylor continued with SB406. Explained the provisions of the bill and discussed the amendment.

Chairwoman East asked for Commission discussion. Seeing none, went out for public comment. Seeing no public comment, brought it back to the Commission for a motion.

COMMISSIONER MCNINCH MADE A MOTION TO OPPOSE SB406 AS AMENDED WITH THE PLATFORM TO SUPPORT THE BILL AS ORIGINALLY PRESENTED. SECONDED BY COMMISSIONER HUBBS. MOTION CARRIES 9-0.

Management Analyst Kailey Taylor continued with AB84. She stated that the Committee voted to support the bill.

Chairwoman East asked for discussion. Seeing none, went out for public comment. Seeing no public comment, brought it back for a motion.

CHAIRWOMAN EAST MOVED TO SUPPORT AB84. SECONDED BY COMMISSIONER ALMBERG. MOTION CARRIES 9-0.

Management Analyst Kailey Taylor continued with AB202.

Chairwoman East asked for discussion. Seeing none, took it out for public comment. Seeing no public comment, brought it back to the Commission for discussion.

COMMISSIONER KIEL MOVED TO SUPPORT AB202. SECONDED BY COMMISSIONER ALMBERG. MOTION CARRIES 9-0.

Management Analyst Kailey Taylor continued with AB2. The Committee has not taken position. The bill has passed Assembly floor.

Commissioner McNinch indicated that he believes it would be prudent to remain neutral.

Chairwoman East asked for any more discussion. Seeing none, went out for public comment. Seeing no public comment, brought it back to the Commission. Asked if it was the pleasure of the Commission to remain neutral and take no action.

COMMISSION DECIDED TO REMAIN NEUTRAL AND TAKE NO ACTION ON AB2.

4. Future Commission Meetings – Secretary Tony Wasley – For Possible Action

The next Commission meeting is scheduled for May 7 and 8, 2021. 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.

The next Legislative Committee Meeting is on April 30th. May 7th and 8th Commission meeting: big game quotas, presentation of the draft wildlife predation plan, Wildlife Heritage Committee meeting and report.

5. 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.

No Public Comment.

Adjourned the meeting at 11:25 am.

*Support material provided/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 Missy Stanford at (775) 688-1599 and is available for the public at the Nevada Department of Wildlife, 6980 Sierra Center Parkway, Ste. 120 Reno, NV, 89511. 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, Nevada Public Notice, 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; 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 1-800-326- 6868. Disabled individuals in need of special services should contact the Department prior to the meeting at (775) 688-1599.